

East Stroudsburg Borough, May 17, 2010

A rescheduled regular meeting of the East Stroudsburg Borough Council was held at the Municipal Building on Monday May 17, 2010. The following members were in attendance: Victor Brozusky; Roger DeLarco; Ed Henning; William Reese; Donald Repsher and Sonia Wolbert. Also attending were: Mayor Armand M. Martinelli; Manager James S. Phillips; Solicitor David J. Williamson of Scanlon Lewis & Williamson; Engineering Representative Samuel D'Alessandro of R.K.R. Hess Associates, Inc.; ESU Student Ambassador Ashley Puderbach; and several residents in the audience.

Call To Order/Pledge of Allegiance

Mr. DeLarco called the meeting to order at 7:30 p.m. Mark Hoke led the Pledge of Allegiance.

Minutes of April 27, 2010 Special Meeting & May 4, 2010 Regular Council Meeting

Mr. Brozusky made a motion, seconded by Mr. Repsher to approve the minutes of the April 27, 2010 special Council meeting & public hearing as submitted. The motion carried unanimously.

Mr. Brozusky made a motion, seconded by Mr. Repsher to approve the minutes of the May 4, 2010 regular Council meeting as submitted. The motion carried unanimously.

Public Comments – Agenda Items

None

Modification of Funding Agreement for Penn VEST Waterline Replacement Project

Mr. Phillips said PennVest is requiring submittal of several documents including a modification of funding agreement in order to re-encumber additional funds under the loan agreement already approved by PennVEST for the waterline replacement projects being undertaken by the Borough. The re-encumbering of funds will enable replacement of additional waterline valves and some fire hydrants that are either old or inoperable. Mr. Brozusky made a motion, seconded by Mr. Reese to approve the modification of funding agreement with PennVest and submittal of other documents as required. The motion carried unanimously.

Public Hearing on Proposed CDBG Program for 2010 Year

Mr. Henning made a motion, seconded by Mr. Brozusky to hold the required public hearing on the proposed Community Development Block Grant (CDBG) Program for 2010 at 7:30 p.m. at the June 1, 2010 regular meeting. The motion carried unanimously.

Bid Proposals Received May 17, 2010 for 2010 Year Paving Program

Mr. Phillips had distributed a copy of the tabulation of bids which were opened today at 4:00 p.m. Mr. Henning noted that five (5) bids were received and the apparent low bidder is Livengood Excavators, Inc. of Walnutport, PA. Mr. Phillips said that he has heard of this company and they are pre-qualified by PennDOT, but they have not done any paving work for East Stroudsburg Borough previously. Mr. Henning asked if Solicitor Williamson had reviewed the bid documents yet? Mr. Phillips said no, since the bids were just opened this afternoon. Mr. Phillips said bid items 4A, 4B, 5A, 5B, 6A, 6B, 7A, & 7B are the additional work items that were necessary to include in the bid proposals which involve pavement replacement on Prospect St. and North Courtland St. in the areas where the Borough replaced municipal waterlines under the PennVest loan funded project.

<u>Bidder Name</u>	<u>Total Bid Amount</u>
Hanson Aggregates of PA, Inc.	\$262,968.60
Bracalente Construction, Inc.	\$271,326.05
Locust Ridge Quarry	\$215,057.20
Livengood Excavators, Inc.	\$199,528.45*
Intercounty Paving Associates, LLC	\$316,955.00

*apparent low bidder

After discussion, Mr. Brozusky made a motion, seconded by Mr. Reese to tentatively award the contract for 2010 Year Paving Program to the low bidder: subject to review and approval of the bid documents by the Solicitor and the approval by PennDOT of the liquid fuels project. The motion carried unanimously.

Advertising for Part-time Parking Enforcement Officer Position

Mr. Phillips said the intent was to advertise for one or more part-time parking enforcement officer positions to be able to fill out the schedule for the shifts needed for handling parking enforcement. Mr. Henning made a motion, seconded by Mr. Reese to authorize advertising for the part-time position as requested. The motion carried unanimously.

Public Comments – New Business

Mike Kijewski, Business Development Coordinator for the Eastburg Community Alliance, said he and the Downtown Manager Cheryl Hayne had gone around to local businesses on Crystal St. to advise them of plans for the Crystal St. “Cruiser Nights” to be held downtown. Mike said that no one had concerns and were glad to see an event bringing additional people downtown. Mr. Kijewski said they will need to close off approximately 35 parking spaces between Analomink St. and Washington St. and he and Cheryl Hayne will come in that afternoon to mark off those spaces. Mr. Brozusky said he had also talked to the owner of Tony’s Pizza who thought that the event is a good idea. Mr. Brozusky made a motion, seconded by Mr. Repsher to authorize ECA to hold the Crystal St. “Cruiser Nights” downtown on the four (4) Saturday night evenings requested. The motion carried requested.

Cheryl Hayne introduced herself to Council members, this being the first meeting that she had attended since assuming the Downtown Manager position for ECA.

Mr. Kijewski said ECA has been selected as an “Official Best – of” in Pennsylvania to be highlighted on that television series to be featured later this summer.

Correspondence

Mr. Phillips report receipt of the following items of correspondence:

1. A letter from the Housing Authority of Monroe County requesting discounted swimming pool passes for resident tenants of the Housing Authority projects of the Borough as in previous summers. Mr. Henning made a motion, seconded by Mr. Brozusky to authorize a 50% discount on swimming pool passes for residents of the Housing Authority up to thirty (30) family season passes. The motion carried unanimously.
2. A letter from East Stroudsburg High School South announcing that one (1) Borough resident will be eligible to receive the Borough Perfect Attendance Award for having perfect attendance during their four (4) year high school career at ESHS South.
3. A letter from R.K.R. Hess Associates, Inc. concerning the final route proposed for the Pocono Township sewer force-main which will be constructed to convey sewage to the Stroudsburg Wastewater Treatment Plant which is being upgraded.
4. A letter from the Stones Throw Property Owners Association concerning various matters of concern to STPOA. Mr. Phillips said he did speak to Nancy Armitage, President of the Association, and did point out that the Borough owned property in-back of Stones Throw is a Borough owned park property. Mr. Phillips said we don’t normally trim shrubbery in Borough park properties. Mr. Phillips said they also have a concern, apparently, for water lying in several driveways which they say has occurred only after

the re-paving of the streets in the housing plan several years ago. Mr. DeLarco asked Council members how they wanted the municipal staff to respond to these requests? Mr. Phillips stated that he and Mark Hoke would look at the paving and drainage issues and also look at the areas where the residents are complaining about possible danger for fire conditions due to the overgrowth.

5. Mr. DeLarco noted a letter he received today from the Monroe County Board of Assessment Appeals stating that the Borough's request for tax exemption for two (2) parcels that were part of the former Charron Farm Property that the Borough acquired in the 1990's as a watershed protection measure- the tax exemption has been approved.

Reports

Mr. D'Alessandro reviewed his written engineer's report previously submitted to Council. Mr. Brozusky made a motion, seconded by Mr. Repsher to approve payment request No. 2 to Lombardo Trucking Inc. for the Braeside sewerline replacement project, as recommended by the engineers. The motion carried unanimously.

Mr. Phillips reported that the Borough had received \$3,077 from the MRM Property & Liability Insurance Trust as a dividend due to favorable claims for the Borough's liability policy for the 2006 & 2007 years. Mr. Phillips said the Pennsylvania Department of Environmental Protection (DEP) inspected the stormwater drainage pipes that go through the Borough Flood Protection Levee last week as part of their program to assist municipalities with their levee protection efforts. Mark Hoke reported that the TV inspection showed that the pipes within the Borough's levee were "some of the best" that DEP has seen yet. Finally, Mr. Phillips reported that the East Stroudsburg reservoir is still overflowing at this point late in the spring.

Proposed Expansion of Eagle Glen Plaza – Development Agreement

Mr. Williamson reported that he has prepared the development agreement to be used with Eagle Valley Realty for the proposed expansion of the shopping plaza and the Developer has remitted three (3) checks to the Borough for the cash deposits required under the conditional use approval and mentioned in the development agreement. Mr. Henning made a motion, seconded by Mr. Repsher to authorize execution of the development agreement as submitted. The motion carried unanimously.

List of Bills

Mr. Brozusky made a motion, seconded by Mrs. Wolbert to approve the list of bills payable and ratify expenditures and payroll made through May 17, 2010 as submitted. The motion carried unanimously.

Executive Session

Mr. Brozusky made a motion, seconded by Mr. Repsher to adjourn into executive session at 8:10 p.m. The motion carried unanimously.

At 8:40 p.m. Council members reassembled in the meeting room and Mr. Brozusky made a motion, seconded by Mrs. Wolbert to reconvene the public meeting. The motion carried unanimously. Mr. Williamson stated the executive session had been held to discuss a real estate matter and potential litigation matter.

Adjournment

With no further business Mr. Brozusky made a motion, seconded by Mr. Repsher to adjourn the meeting at 8:42 p.m. The motion carried unanimously.

James S. Phillips, Secretary