

**MOUNT POCONO BOROUGH COUNCIL
REGULAR MEETING MINUTES
MONDAY, JANUARY 4, 2021
7:05 P.M.**

President C. Williams opened the Regular Meeting via zoom at 7:05 P.M. with the following members present through a roll call: Vice President F. O'Boyle, Councilmembers; T. Neville, S. Stewart-Keeler, P. Bucco and, R. Emilie. Mayor M. Penn, Solicitor J. Fareri, Borough Engineer C. Niclaus; Zoning Officer A. Wilkinson; Borough Secretary J. Walker and Treasurer D. Hewitt were also present. Also included in the roll call were Jeanine Hofbauer from *The Journal of the Pocono Plateau*, Marie Francis, reporter from the *Pocono Record*, Tom Ford with *The Boro Newspaper*, Borough resident Mike Oser and "Daddy" who did not identify himself.

Councilmember A. Montanez was absent.

The Pledge of Allegiance was said by all.

President C. Williams noted that this meeting is being recording by: Mayor M. Penn, Borough Secretary J. Walker, Tom Ford, Jeanine Hofbauer, Marie Francis, and herself.

PRELIMINARY ANNOUNCEMENTS

President C. Williams asked Borough Secretary J. Walker to share tonight's agenda.

APPROVAL OF MINUTES

President C. Williams stated that due to the staff changes and location of the recorder the minutes for the following meetings are not available: Regular meeting of November 5, 2020, Special Meeting of November 19, 2020, Regular Meeting for December 7, 2020, and Special Meeting for December 31, 2020. However, at the next meeting on January 19, 2021 these minutes should be available to the public and for Borough Council approval.

OFFICER'S REPORTS

President

President C. Williams wanted to take this time to wish a Happy New Year moving into 2021. She noted that we went into some trying times and found ourselves with so many things going around us, the country and around the world, but we made it through. We are looking forward to a better 2021 and as we go through the agenda tonight, we will see some items that have been implemented and put into place. We are also looking towards many improvements and making sure that we service our community better. She also noted she will have more updates as we move forward.

Mayor

Mayor M. Penn wished everyone a Happy New Year and want to say a special welcome to our new Borough Manager, Joshua Walker. He noted that currently Mr. Walker is Secretary until he is officially appointed as Borough Manager. Also welcomed Danielle Hewitt our Treasurer and did an amazing job with the budget and all our account's payables and receivables. He noted that he intends to review last year's accomplishments and will outline improvements to work towards in 2021.

Borough Secretary

Borough Secretary J. Walker thanked everyone's warm welcome. He noted that this is his third week and that its off to a fast start. He reported that there are new computers that were budgeted will be in shortly, we switched to a more efficient email system, working on a complete revamp on the website, update some IT networking and the infrastructure in the office and looking forward to being transparent to Borough residents and to be more efficient. He also wanted to extend a thank you to all the staff; Alexis Wilkinson, Danielle Hewitt, Diana Jackowski and Jim Trombetta, they have been outstanding and very warm and welcoming me into the office. It has been great to be working with them and glad to work here.

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TREASURER

BILLS TO BE PAID FROM THE GENERAL FUND CHECKING ACCOUNT:

AMTrust North America	(Prepaid Workers Comp)	\$ 2,724.00
Barry Isett & Associates	(Bizzio/Hirshland/McDonalds Plans)	2,344.25*
Blue Ridge Communications	(Garage Business Phones)	62.48
Campbell Durrant, PC	(General Labor & Employment – Sept.)	2,674.00
Cintas Corporation	(Various Invoices)	553.58
Claude S. Cyphers, Inc.	(Vehicle Parts for In House Repairs-Batteries)	317.42
Ed' Auto Service	(Repairs: 2012 Ptblt, 2014 & 2015 Knwrtht)	2,108.57
ESSA Bank	(Building Loan Payment)	2,309.20
Geisinger Health Plan	(Road: Health Plan)	2,096.87
Home Depot	(Disposable Mask)	38.12
Monroe County Control Center	(Fire/EMS Dispatching Fees)	776.65
Monroe County Treasurer's Office	(Tax Collection Supplies)	43.92
NAPA Autor Parts	(Leaf Blwr Switch & Spark Plug)	6.09
Newman, Williams, Mishkin	(1 Summit Violation)	613.52
PA American Water Co	(Public Water)	53.10
PA State Association of Boroughs	(Training Sub. Dues, Borough News Magazine Sub. & CDL Renewal Fee)	893.00
Pennoni Associates	(Lot 28 Market Way Plan)	1,903.00*
Plociniak Oil	(Heating Oil – Maint & Boro Bldg.)	1,538.33
PM Public Library	(1 mill dedicated RE Taxes)	256.16
Pocono Mountain Regional Police	(January 2021 Mortgage Payment)	2,792.12
PM Regional EMS	(1/2 mill dedicated RE Taxes)	128.07
PM Vol. Fire Co.	(1 mill dedicated RE Taxes)	256.14
PPL Electric Utilities	(Electric)	670.68
Quill	(Office Supplies)	279.44
SPW Cleaning Services, Inc.	(Cleaning Borough Offices)	750.00
The Two Shields, LLC	(2006 Petrblt. 2012 Petrblt. & 2014 Knwrth Repairs)	765.45
Underdog Computer & Network Support	(January 2021 Website Maintenance)	<u>75.00</u>
GRAND TOTAL		<u>\$27,029.16</u>

Treasurer D. Hewitt explained the bill list. Borough Resident Mike Oser asked if the public could the bill list prior to the meeting to be reviewed. President C. Williams noted that it could be done however as bills come in it may change but we could forward a draft of the bill list. She also noted that in the future there will be items for the meeting posted onto the Borough's website. Councilmember S. Stewart-Keeler moved to pay and approve the bills as outlined in the attachment in the Borough Treasurer's report dated December 8, 2020 to January 4, 2021. Councilmember P. Bucco seconded. Motion carried unanimously.

Vice President F. O'Boyle suggested that each department head would review the bills and approve them to be paid. Councilmember P. Bucco suggested that supplies needed could be purchased by Amazon which would be cheaper instead of Home Depot for masks. It was also mentioned that the road supervisor picking items for the Borough would take away from his normal duties. Borough Secretary J. Walker stated that he would investigate that as he is the purchasing agent for the Borough.

ZONING/CODES ENFORCEMENT OFFICER

Zoning Officer A. Wilkinson stated that the priority for her department was to develop uniformity and pump our level of customer service mainly to the Borough residents. She noted that she is confident that the people are happy with the service her department has given to them in a timely fashion. She also noted that try to return calls within a forty-eight

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(48) hour period. She further noted that there has been a huge number of residential sales and that they have instituted or re-instituted the Certificate of Occupancy (CO) inspections. She gave a recap for the past year as follows:

Since our last report:

- **Hirshland-**
 - Zoning office received an email requesting Condo Plat plan sign-off. Forwarded request to Chuck Niclaus for input. He advised that the attorney weigh-in on the matter.
 - Bohler Engineering submitted a revised plan to address zoning concerns with double drive-thru lanes. Revised configuration adequately addresses traffic circulation concerns and parking. It does increase impervious cover by 0.06 acres. ZO has reviewed with PC chairman and is awaiting coordination with Borough engineer before responding back to Bohler.
- **Posh Properties-**
 - Starbuck sign permit application review was completed on 12-28-20. An email was sent to their sign consultant with questions/comments. He said he will discuss with client and get back to us in the New Year. Approval/Denial is pending based on applicant response to comments and receipt of fees.
- **McDonald's Rebuild-**
 - The sign permit application was **APPROVED** as noted on 12-15-20.
 - No update from BV regarding building permit approvals.
 - The Developer's Agreement has not been executed to date.
 - Traffic signal plan was signed electronically by Claudette and was sent back to Liz Murnane, of Atlantic Traffic by ZO on 12-10-20.
- **Short-Term Rentals**
 - Regular activity still continues at 1 Summit and 28 Summit through the holidays. Residents have emailed both photos and videos of some of the properties.
 - Still awaiting hearing date regarding 10 Shelly and results of serving 1 Summit through special measures.
- **Zoning Office (Misc.)**
 - A CO inspection (resale) was conducted @ 274 Nittany Ct. 12-10-20 and 48 Center 12-14-20.
 - RE: Rental inspection @ 65 Kinney Ave. units 101 & 202. Awaiting response regarding installation of requested additional 3" reflective sticker signage to more adequately designate apartment unit numbers. All other matters are conformant.
 - Sign permit application was **APPROVED** for the Coin Laundry @ 1245 Pocono Blvd.
 - Zoning Officer Juan Rosario's last day was 12-23-20.
- **Other Drainage issues**
 - Unable to fulfill a Right-To-Know request has been received from the owner of Lot 75-Summit Pointe (G. Scavello) regarding stormwater management features believed to not have been constructed as part of the Mt. Pocono Shopping Center SWM design plan, as they pertain to his lot (Deerfield Dr.). No response was ever received from RKR Hess on the matter.
- **Miscellaneous**
 - Franchise Audit Services as submitted by Azavar was approved by Council at the 12-7-20 meeting. Feedback was received from Solicitor Fareri. Signature coordination is anticipated to happen this week.
 - Council needs to advise how they wish to proceed with interviewing both NEIC and BIU for building code official services.

Other matters (on-going):

- Website Re-Design/Update- Website still has outdated information regarding contacts.
- Zoning officers' badge (gold shield).
- The Zoning Department Budget: Zoning submitted draft budget for committee review on 11-09-20.
- A draft fee-schedule was sent out to council on 12-7-2020
- Boats & RVs
- Nuisance Ordinance

She continued that the main challenge for her department is archiving existing documents including plans. She noted that we will be transitioning to a cloud base for property database which would make it easier to upload and manage and to access the properties. She answered Vice President F. O'Boyle's question regarding the Wal-Mart container fees that they are coordinating with the Wal-Mart store manager.

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Mr. M. Oser understands that Zoning/ Codes Enforcement Officer A. Wilkinson is working on the fee schedule and asked if he can be included om reviewing it as he is involved with fee schedules from multiple municipalities before. He also questioned when the Borough will change the idea of a third-party issuing the building permits. He noted that this needs to change immediately as the Borough is losing quite a bit of money. President C. Williams responded that the third-party inspector has been discussed at previous work session and anticipates that at the next work session we could resolve this issue by the end of March.

Mayor M. Penn asked for an update regarding the E-Codes. Zoning/ Codes Enforcement Officer responded that we have sent the signed contract and stated that the response time is a two (2) to three (3) month window.

SOLICITOR

Solicitor J. Fareri at this time welcomed the Borough's new employees, Joshua Walker and Danielle Hewitt. He noted that he has not had any contact with the new Treasurer however he has had numerous conversations with Joshua and based with their conversations he feels that Joshua will be a great addition to the Borough staff and a great Borough Manager for you.

Solicitor J. Fareri referred to the Zoning/ Codes Enforcement Officer's report regarding the residential sales that they house market in the Poconos is crazy. He noted that these sales will generate income to the Borough through the transfer tax and that the sales are probably higher than the assessed value that the Borough would result in a higher real estate tax. He reminded that he has forwarded the McDonald's Rebuild agreement to their attorney and is waiting for a response.

Solicitor J. Fareri stated that we need to go into an Executive Session to discuss a variety of legal matters with the Borough. He suggests scheduling an Executive Session this Thursday, January 7, 2021, 4:00 P.M. He noted that as it is announced this evening the Executive Session does not have to be advertised and that there will not be any action taken only a discussion.

PERSONS TO BE HEARD

None

UNFINISHED BUSINESS

Personnel Policy

President C. Williams stated that the Personnel Policy is still not completed. She noted that at the next work session the discussion would include time off vs. overtime vs. straight time also the health care item. This should be the final piece of the Personnel Policy at which time it would be complete.

Action Items

President C. Williams stated the action item list has been around since 2019 and after discussing this with Borough Secretary she feels that we could cut down the list.

Website Update

President C. Williams discussed a lot of technical changes where things will be visible to the Councilmembers also to the public. She noted that this would cut down paper that we are printing. She continued that the website is in badly need of an upgrade. She also noted that the Mayor has been in contact with a few people for ideas. She further noted that this would be a discussion item on an upcoming work session to potentially recreate the website.

Mayor M. Penn stated that he has a mockup of a new website that he will show everyone at the next work session and that the Borough Secretary is also reaching out for help. He noted that they are looking into a more interactive website.

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MOTIONS

Shed Ordinance 1 of 2021

President C. Williams stated that there was a Public Hearing earlier regarding the Shed Ordinance 1 of 2021 and is asking for a motion for adoption.

Vice President F. O'Boyle moved to adopt the Shed Ordinance as written but he would like to eliminate the word "attached" from said Ordinance.

Councilmember S. Stewart-Keeler seconded. Councilmember T. Neville asked if Zoning/ Codes Enforcement Officer A. Wilkinson for her input as she was the author of this Ordinance. Zoning/ Codes Enforcement Officer explained why to leave the word "attached" in the Ordinance to make it easier for the residents on the qualifications of a shed.

ORDINANCE NO. 1 OF 2021

**AN ORDINANCE AMENDING THE ZONING ORDINANCE, CHAPTER 215 OF THE CODE
OF THE BOROUGH OF MOUNT POCONO, MONROE COUNTY, PENNSYLVANIA, TO UPDATE THE STANDARDS FOR STORAGE
SHEDS.**

BE IT HEREBY ORDAINED AND ENACTED by the Borough Council of the Borough of Mount Pocono, Monroe County, Pennsylvania, by the authority of and pursuant to the provisions of Act of July 31, P. L. 805, No. 247 of the General Assembly of the Commonwealth of Pennsylvania, as reenacted and amended, known, and cited as the Pennsylvania Municipalities Planning Code, that the Borough of Mount Pocono's Zoning Ordinance, Chapter 215 of the Code of the Borough of Mount Pocono, is hereby amended as follows:

ITEM 1

Chapter 215 Zoning, Section 215-12, Definitions- Replace existing definition of shed, and replace with the following:

Shed- A detached accessory structure, not intended for use as living space or human habitation, used for the storage of tools, minor equipment, and similar items and /or materials.

ITEM 2

Chapter 215 Zoning, Section 215-21. A. (1) replaced and amended to read as follows:

(1) All unattached accessory structures, except for sheds, shall comply with bulk and coverage yard requirements for principal structures. However, accessory structures which are not attached to a principal structure may be erected within the required side yards of a principal structure provided that no side yard is reduced to less than fifteen (15') feet. Unattached storage sheds not exceeding three hundred and twenty (320) square feet may be erected within the required side and rear yards of a principal structure provided as follows:

(a). No side yard setback is reduced to less than ten (10) feet, and no rear yard setback is reduced to less than five (5) feet.

(b). No shed shall be placed in the front yard, and, wherever possible, shall be placed in the rear yard.

(c). When the shed is to be located in the side yard, the structure shall be screened to restrict visibility from the street.

(d). No shed shall be erected on any part of an on-site septic system or located within easement or right-of-way area.

(e). No more than two (2) shed structures shall be permitted, and only where the total combined footprints of the sheds do not exceed three hundred and twenty (320) square feet.

(f). If the shed is delivered attached to another structure, has garage doors, or has connected utilities such as water, sewer or electric, and/or a permanent foundation, it is no longer considered a shed and is subject to assessment by the County.

(g). The shed shall not cause concentrated stormwater discharge to an adjacent property and any subsequent complaints will have to be remedied or the shed shall be removed.

Repealer.

All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed.

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Severability.

If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

Interpretation.

The object of interpretation and construction of this Ordinance and/or the provisions thereof shall be, if possible, to give effect to all of its provisions. Whenever a provision in this Ordinance shall be in conflict with another provision in the same section or another part of this Ordinance or another Ordinance or part thereof, the two (2) shall be construed, if possible, so that the effect may be given to both.

Effective Date.

The ordinance shall become effective immediately upon adoption.

Motion carried unanimously. Solicitor J. Fareri stated that he will revise the language and he will forward it to the Borough Secretary.

Borough Manager Ordinance 2 of 2021

President C. Williams asked for a motion to approve the Borough Manager Ordinance 2 of 2021. Councilmember P. Bucco moved to adopt the Borough Manager Ordinance 2 of 2021 as stated.

ORDINANCE NO. 2 OF 2021

**AN ORDINANCE CREATING THE POSITION OF BOROUGH MANAGER
IN THE BOROUGH OF MOUNT POCONO**

WHEREAS, the Borough Code permits a Borough to create the Office of Borough Manager in accordance with Sections 1141-1143 of the Borough Code; and

WHEREAS, Borough Council believes that it is appropriate to engage a Manager, who will also act as Borough Secretary, to manage the affairs of the Borough;

NOW, THEREFORE, it is adopted and ordained as follows:

SECTION 1: Creation of Office of Manager

The Office of Borough Manager is hereby created, subject to the right of Council, by Ordinance and at any time, to abolish that office.

SECTION 2: Appointment and Removal of Manager

The manager shall be appointed for an indefinite term by a majority of all the members of Council. The Manager shall serve at the pleasure of Council as an "at-will" employee and may be removed at any time by a majority vote of all members of Council. At least 30 days before such removal becomes effective, Council shall furnish the Manager with a written statement setting forth its intention to remove the Manager.

SECTION 3: Qualifications of Manager

The Manager shall be chosen on the basis of executive and administrative abilities, with special reference to actual experience in, or knowledge of, accepted practices in respect to the duties of his office as set forth in Section 6 below. The Manager need not be a resident of the Borough.

SECTION 4: Manager's Bond

Before entering upon the duties of Manager, the appointed Manager shall give bond to the Borough with a bonding company assuring such sum as is set by Resolution of Council, conditioned upon the faithful performance of duties of the office. Any premiums associated therewith shall be paid by the Borough.

SECTION 5: Manager's Compensation

The salary of the Manager shall be fixed from time to time in the same manner as compensation for all other Borough employees. At such time as Council appoints an individual to the office of Manager, Council shall also fix the initial salary.

SECTION 6: Powers and Duties of Manager

a) The Manager shall be the Chief Administrative Officer of the Borough and shall be responsible to Council as a whole for the proper and efficient administration of the affairs of the Borough.

b) The Manager's powers and duties shall relate to the general management of all Borough business, not expressly imposed, or conferred upon other Borough officers by statute.

c) Subject to recall by ordinance of Council, the Manager shall:

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- 1) *Supervise and be responsible for the activities of all Borough departments.*
- 2) *With the concurrence of Council, hire, and when necessary for the good of the Borough, suspend or discharge employees under the Manager's supervision and jurisdiction.*
- 3) *Make recommendations to Council with respect to the compensation of all employees under Manager's supervision and jurisdiction.*
- 4) *Prepare and submit to Council before the close of the fiscal year or on such alternative date as Council may determine, a budget for the next fiscal year and administer same.*
- 5) *Obtain from the Chief of each department, board, agency, or other office, estimates of revenues and expenditures for the purpose of preparing the budget.*
- 6) *Serve as Borough Secretary without additional compensation, and also serve as Assistant Treasurer.*
- 7) *To the extent provided by law, execute and enforce the ordinances and resolutions of the Borough.*
- 8) *Attend all meetings of Council and, upon request, attend its committee meetings with the right to take part in any and all discussions pursuant to the rules and regulations for the conduct of meetings as established by Council.*
- 9) *Prepare the agenda for each meeting of Council and supply facts pertinent thereto.*
- 10) *Submit periodic reports on the status of Borough Ordinances, including suggested new Ordinances and Amendments to existing Ordinances, and such other reports as Council deems appropriate.*
- 11) *Make recommendations to Council as the Manager deems necessary and appropriate.*
- 12) *Submit to Council as soon as practicable at the close of the fiscal year a complete report of the financial and administrative activities of the Borough for the preceding year.*
- 13) *Secure compliance with all franchises, leases, permits, and privileges granted by Council.*
- 14) *Employ, with the approval of Council, experts, and consultants to perform work and to advise in connection with any of the functions of the Borough and to see to the letting of contracts in due form of law.*
- 15) *Supervise performance and faithful execution of all contracts.*
- 16) *Secure payment to the Borough of all money owed and insure that proper proceedings are taken for the securing and collection of all of the Borough's claims.*
- 17) *Be the Purchasing Officer of the Borough and purchase, in accordance with the provisions of the Borough Code, all supplies and equipment for various agents, boards and departments and other offices of the Borough.*
- 18) *If applicable, prepare invoices for and collect those taxes not otherwise collected by the Tax Collector.*
- 19) *Serve as Secretary to the Planning Commission.*
- 20) *Serve as Borough Right to Know (RTK) Officer.*
- 21) *Be responsible for managing and directing the finances of the Borough to insure proper investments of all municipal funds in excess of immediate needs as well as the administration of all loans.*
- 22) *Keep an account of all purchases and, when directed by Council, make a full and written report thereof.*
- 23) *Issue rules and regulations, subject to the approval of Council, governing the requisition and purchase of all municipal supplies and equipment.*
- 24) *Investigate and dispose of all complaints regarding services or personnel of the Borough.*
- 25) *Be administrator, supervisor and be responsible for activities of any and all Borough employees who shall be assigned to his jurisdiction by ordinance or resolution of Council or assigned to his jurisdiction by the Mayor in writing as hereinafter provided.*
- 26) *Represent Council in matters relative to union and union members and issue all work rules and disciplinary notices to union employees on behalf of Council.*
- 27) *Keep a current inventory showing all real and personal property of the Borough and its condition and be responsible for the care and custody of all such property, including equipment, buildings, parks, and all other Borough property.*

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28) *Publish all notices, ordinances or other documents required by law to be published and to prepare or cause to be prepared all reports which the Borough or any officials thereof are required by law to prepare.*

29) *Prepare and have custody of all municipal records required by law to be kept by the Borough and not by a specific officer.*

30) *Where the law makes it the duty of a specific officer to keep or maintain records, the Manager shall make available to such officer all necessary clerical assistance for the preparation of such records and shall make available a place for the custody of such records.*

31) *Where the law requires or provides for a certification of any records or documents by any office of the Borough, the Manager shall cause such records or documents to be properly prepared and presented to such officer for his signature.*

32) *Keep a complete set of maps and plats showing the location of all Borough utilities and other Borough properties, streets and other public places, and all lots or parcels of land subdivided according to law.*

33) *Maintain an office in Borough Building and spend such time in the performance of Manager duties as may be required by Council.*

SECTION 7: Delegation of Certain Powers and Duties of Mayor to Manager

The Mayor is hereby authorized to delegate to the Manager, subject to recall by written notification at any time, any of the Mayor's nonlegislative and nonjudicial powers and duties.

SECTION 8: Repealer

Any previous Ordinances creating the Office of Borough Manager are repealed.

SECTION 9: Effective Date

This Ordinance shall be effective immediately upon Adoption.

Councilmember T. Neville seconded. Motion carried unanimously.

Appoint Borough Manager as Open Records Officer

Councilmember P. Bucco moved appoint Joshua Walker who as previously appointed as Borough Secretary as our Borough Manager and the Open Records Officer with a yearly salary of \$60,000.00 plus benefits.

Councilmember S. Stewart-Keeler seconded. Motion carried unanimously.

NEW BUSINESS

New Year's Plans – 2021

President C. Williams stated that during this meeting we have discussed our plans for 2021 and asked if anyone had any other items to be addressed.

Councilmember P. Bucco discussed the possibility of a quarterly newsletter as this was discussed with Mayor M. Penn and several Councilmembers. She stated that she would prefer a quarterly newsletter as the monthly newsletter has basically the same information each month and feels that we are wasting payroll hours. Mayor M. Penn stated that he has been in contact with company that would do the quarterly newsletter and he noted that this is progressing however it could take a little longer than expected.

Councilmember P. Bucco questioned our current phone system and the progress of changing it. She noted that she did not want this to be on the back burner. She also stated that we need a new security system for the Borough building and the maintenance garage. She also would like to see a preventative maintenance schedule for our equipment. President C. Williams stated that herself and Borough Manager J. Walker have discussed these items and they will be discussed more at the work session. Councilmember P. Bucco stated that she was in contact with a COG representative and she was told that there is always a municipality that could have extra trucks that we can use.

Councilmember T. Neville would like nominate Councilmember P. Bucco as Vice President of Council,

President C. Williams asked if she could continue with the plans for this year before his nomination.

Councilmember T. Neville agreed to wait.

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President C. Williams stated that new appointments are needed for different Boards and these would need to be advertised. Hopefully at the work session we could interview applicants. She noted that the following Boards need members: Mount Pocono Municipal Authority (MPMA); Park & Recreation; and Library Board. She also noted that if anyone knows of anyone that would be interested in applying to any of these Boards please let her know.

PUBLIC PARTICIPATION

Debra Fulton, Park & Recreation Member questioned the Solicitor the Park & Recreation funds that are received by developers are being used by the Borough. She also questioned Mayor M. Penn's comment that any fees received by developers from now on will be at the discretion of Borough Council on distribution of monies to go to Park & Recreation. Mayor M. Penn interjected by putting on the record that he did not say that period. He stated that it is political that the Borough is stealing form Park & Recreation which is untrue.

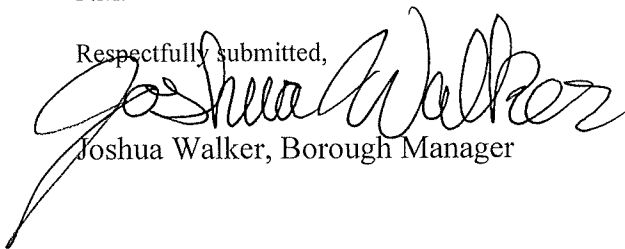
Councilmember T. Neville moved to nominate Councilmember P. Bucco as Vice President of Borough Council. After some discussion, Solicitor J. Fareri requested that as the incumbent objecting to this motion, he would like to defer to have time to research and will have an opinion in writing by the next meeting if the motion can be made and have it brought up again at the February meeting. Councilmember T. Neville agreed.

Mike Oser, Fairview Avenue requested that he receives via email all the items on the agenda prior to the meeting, including the November Borough Council meetings and Ordinances. He was advised that the minutes would not be ready until the work session. However, the Ordinances can be sent to him. He questioned why Lori Noonan was given an exit bonus even with the concerns that were risen by Borough Council. Solicitor J. Fareri responded that he is not sure that this could be addressed publicly however he will research this and have an answer by the next meeting. Mr. Oser brought up that Megargel Lane is not a dedicated road and that it is being plowed and maintained and questioned why. President C. Williams responded that when the road was occupied by a Councilmember and named after him, at which time the Borough plowed the road and continued even after new people reside there. Solicitor J. Fareri also responded that President C. Williams was correct and clarified that the Borough has volunteered to take care of that road. Mr. Oser also questioned why the

Borough plowed Fairview Avenue as it is a state road. President C. Williams will question the Road Supervisor regarding this.

There being no further public participation or any further business coming before the board, the meeting adjourned at 8:35 P.M.

Respectfully submitted,


Joshua Walker, Borough Manager

