

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

The Mount Pocono Borough Council meeting held on Tuesday, March 1, 2022, was called to order at 6:30 P.M. by President Don Struckle.

Roll Call: Councilman N. DeLano, present; Councilwoman Ann Marie Harris, present; Councilwoman Aida Montanez, present; Vice President Lori Noonan, present; Councilwoman Ella Santiago, present; President Don Struckle present; and, Councilwoman Claudette Williams, absent.

In Attendance: Randy Altemose, Mayor; James Fareri, Solicitor; Joshua Walker, Borough Manager; Danielle Hewitt, Treasurer; and, Alexis Wilkinson, Zoning Officer. Also present were Borough Engineer Chuck Niclaus and Alternate Borough Engineer Chris McDermott with Planning Commission Solicitor H. Clark Connor via phone.

Pledge of Allegiance was said by all. A moment of silence for the people of Ukraine was observed.

Approval of Minutes – Councilwoman A. Harris expressed that she was uncomfortable voting on the March 4, 2021, minutes as she was not on Borough Council and she was not in attendance for this meeting. Councilwoman A. Montanez pointed out that the previous Council had no objections. Solicitor J. Fareri noted that the minutes must be passed by necessity and that the sitting Borough Council can vote on them. After this clarification, Councilwoman A. Harris moved to accept the Regular Meeting minutes of March 4, 2021, as presented. Councilman N. DeLano seconded. Motion carried 6 – 0. Councilwoman A. Harris moved to accept the Regular Meeting minutes of February 1, 2022, as presented. Vice President L. Noonan seconded. Motion carried 6 – 0.

Presentations - Solicitor J. Fareri acknowledged a conflict for both projects. It was noted that Alternate Solicitor H. C. Connor was on the phone.

Harbor Freight Land Development Plan – In attendance representing this project were: Applicant's Solicitor, Marc Wolfe; Rhett Chiliberti, Lead Engineer; and, Pablo Medeiros of Heidenberg Properties Group. Engineer R. Chiliberti gave a recap of the project including: 20,000 square feet of retrofit; with loading dock being rebuilt and relocated; proposed a sidewalk along SR 940 however, unfortunately due to the stormwater swales, sidewalks cannot be placed along Oak Street. He continued by reviewing his letter March 1, 2002, which included the following waiver requests:

1. *Waiver from §187-29.D.3 and §189-59 to not provide information on wetlands due to the scope of the improvements.*
Borough Engineer C. Niclaus supports this however it needs to be placed on the plans.
2. *Waiver is requested from §187-30.A, to not provide an existing resource and site analysis plan due to the scope of the improvements. (i.e. renovation)*
Borough Engineer C. Niclaus recommends this to Borough Council.
3. *Waiver is requested from §187-30.B, to not provide a Final Resource and Impact and Conservation Plan due to the scope of the improvements. (i.e. renovation)*
Borough Engineer C. Niclaus recommends this to Borough Council.
4. *Partial Waiver from §187-48 W. and X., to not provide curb and sidewalk along the property frontage, as Oak Street has minimal grass areas to install a sidewalk and a drainage swale, and steep slopes exist along the Oak Street frontage. The applicant is proposing sidewalk from the existing McDonald's sidewalk to the existing ADA ramp at the northeast corner of the parcel.*
The Planning Commission discussed this request as did Borough Engineer C. Niclaus agreed that Borough Council should give a partial waiver as the Applicant will provide sidewalks at SR 940 however at Oak Street it would be waived as the swales would make it impossible to place sidewalks there.
5. *Waiver is requested from §187-61 to not provide the recreational facility fee due to the scope of the improvements.*
6. *Waiver from §187-17 to process the application for both Preliminary and Final Land Development approval, due to the scope of the improvements.*
7. *Waiver from §187-51 to not require a submission to the Monroe County Conservation District due to the minimal disturbance and associated improvements. The earth disturbance is less than 8,000 sf and mostly within existing impervious areas.*
8. *Waiver from §187-56.G.2.f. to provide 2.5" caliper trees in lieu of the 4" caliper trees due to the difficulty to install large trees with the large caliper size and associated root-ball. The industry standard is 2.5".*
9. *Waiver from §187-33-39 and §187-42 to not provide the developer's agreement and improvement securities, due to the nature of the building renovation and very limited site work. We request to limit any performance/maintenance guarantee to the required landscaping only.*
10. *Waiver from §187-56.F.(4)(f) Buffers and Screens, Site Element Screens, Screen Type #2 is requested to provide appropriate landscaping based on the existing site conditions. The code requires a double row of evergreen trees placed 10 feet on center and offset 10 feet to provide a continuous screen with a 12 foot height at maturity. 62 evergreen trees are required due to existing site constraints, 31 evergreen trees, 2 deciduous trees, and 40 shrubs are proposed.*

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

Councilwoman A. Montanez moved to accept the waivers as presented with the exception of #5 where the Applicant will pay the recreational fee. Vice President L. Noonan seconded. Motion went to a roll call vote: Vice President L. Noonan, "Yes"; Councilwoman A. Montanez, "Yes"; Councilwoman A. Harris, "Yes"; Councilwoman E. Santiago, "Yes"; Councilman N. DeLano, "Yes"; and, President D. Struckle, "Yes". Motion carried 6 – 0.

Vice President L. Noonan moved to conditional approval upon landscape and sidewalk installation also subject to the Borough Engineer's review letter dated January 18, 2022. Councilwoman A. Montanez seconded. Motion went to a roll call vote: Councilman N. DeLano, "Yes"; Councilwoman E. Santiago, "Yes"; Councilwoman A. Harris, "Yes"; Vice President L. Noonan, "Yes"; Councilwoman A. Montanez, "Yes"; and, President D. Struckle, "Yes". Motion carried 6 – 0.

Clarius Land Development Plan (LDP) – In attendance were Taivo Tammaru, Project Manager; and, Senior Engineer Josh Hoffman. Mr. T. Tammaru gave a recap of the project and Engineer J. Hoffman reviewed his letter dated February 7, 2022, pertaining to the waiver requests from the Borough's Subdivision & Land Development Ordinance (SALDO) for this project as listed below:

1. *Section 187-20 – Submission of a Separate Preliminary Plan, the applicant is requesting a waiver of this requirement due to consolidating / subdividing two (2) existing parcels into a single development tract for purposes of constructing a new warehouse / distribution facility and related improvements. Further, no phasing is being proposed and all of the requirements of both the preliminary and final plan can be adequately addressed in one plan submission.*
2. *Section 187-29.B.(4) – Plan Sheet Size the applicant is requesting a waiver of this requirement to provide a maximum sheet size of 24" x 36" due to the large size of the subject properties involved. The total area of the subject properties is 84.687 acres and the larger 30" x 42" sheet allows the project to be presented at a larger scale without the use of excessive match lines or multiple plan sheets permitting easier review and use during construction. It should also be noted that the plan set will be reduced to a 24" x 36" sheet size for recording in the Monroe County Recorder's Office. A note will be added to the Cover Sheet indicating that the recorded land development plan was prepared on 30" x 42" plan sheets and is not to scale.*
3. *Section 187-29.C – Site Context Map Scale, the applicant is requesting a waiver of this requirement to provide a site context map at a scale of 1" = 200' due to the large size of the subject properties involved. The total area of the subject properties is 84.687 acres which would require the site context map to take up most of the plan cover sheet, thus not allowing for signature blocks, certifications, etc. As such, the site context map on the plan cover sheet is provided at a scale of 1" = 2000'; however, the overall plan sheets within the land development plan set are provided a scale of 1" = 100'.*
4. *Section 187-48.G.(2) – Maximum Length of Cul-De-Sac Street, the applicant is requesting a waiver of this requirement which requires a cul-de-sac street to have a maximum length of 800 feet. Approximately 1,800 feet of Pocono Star Boulevard is being constructed by the applicant as agreed upon as part of the Conditional Use Application process. Further, the cul-de-sac is planned to be a temporary scenario until the public roadway eventually gets extended in the future by the Borough. Furthermore, there are multiple access points onto Pocono Star Boulevard which would allow for vehicles to get to Route 940 through the site in the event of an emergency.*
5. *Section 187-48.K – Maximum Street Width, the applicant is requesting a waiver of this requirement to provide a maximum street width (with curb) of 26 feet for Pocono Star Boulevard. Pocono Star Boulevard has been designed to accommodate truck turning maneuvers from intersecting streets and driveways. As such and in order to provide safety for all vehicles, a street width of 34 feet is being proposed. This width is similar to what is proposed for the project's site access driveways where truck traffic is anticipated.*
6. *Section 183-11B.(1) – Sidewalks on Both Sides of a New Street (Partial Waiver), the applicant is requesting a partial waiver of this Sidewalks Ordinance requirement along the northern side of Pocono Star Boulevard. Sidewalk is being proposed along the southern side of Pocono Star Boulevard and along the northern frontage of existing S.R. 940. Sidewalk is also being proposed from the right-in / right-out driveway up to the site's building as well as to connect with the Pocono Star Boulevard sidewalk in order to accommodate potential employees walking to work.*
7. *Section 187-56.B – Minimum Number of Trees (Partial Waiver), the applicant is requesting a partial waiver of this requirement which requires a minimum of twelve deciduous or evergreen trees for each one acre of the gross area of the development tract. The development tract totals 78.791 acres, which would require 946 proposed trees. The plan proposes 260 trees, due to the large area that is needed for meadow and stormwater management facilities to meet NPDES requirements.*
8. *Section 187-56.C.(2)(d) & (f) – Planting Strips, the applicant is requesting a waiver of this requirement for the proposed parking lot. The addition of the eight-foot-wide planting strips to break up parking areas into smaller parking areas of no more than 100 stalls would greatly decrease the amount of*

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

parking stalls. Employee parking is essential for a warehouse use to ensure the amount of workers have enough parking spots between shift changes. Further, the number of total parking spaces proposed is equivalent to the number of total parking spaces required. Furthermore, all other landscape islands are being provided and there is a large amount of green space provided around the perimeter of the overall parking lot.

9. *Section 187-56.G.(1)(e) – Irrigation System or Frost Proof Hydrants, the applicant is requesting a waiver of this requirement to provide an irrigation system or frost proof hydrants at 200 feet apart since the project is proposing over one acre of landscaping. Given the native, drought tolerant trees or plants being proposed for the project, an irrigation system is not necessary for the vegetation to survive. The anticipated annual rainfall in Pennsylvania is sufficient to provide hydration for the proposed vegetation being provided.*
10. *Section 187-56.G.(2)(c), (d) & (f) – Plant Specifications Tree Size, the applicant is requesting a waiver of the minimum caliper of planting for canopy trees at 4" (187-56.G.(2)(c)), ornamental trees at 2.5" (187-56.G.(2)(d)), and evergreen trees having a minimum planting height of 8-10 feet (187-56.G.(2)(f)). We are asking that a standard nursery trade size of trees be allowed of 2-2.5" caliper for canopy trees, 1.5-2" caliper for ornamental trees and 6-7' height for evergreen trees at time of planting. This will help prevent the viability of smaller trees to withstand the transplanting from nursery to site along with the availability of plants that are grown at a standard nursery size.*

There were some concerns that prompted a discussion of waiver #7, minimum number of trees. Alternate Engineer C. McDermott agreed that there is a possibility to plant a second row of trees along the SR 940 property line. Other locations were discussed. Borough Council requested the Applicant add at least half of the 946 trees required by ordinance. Councilwoman A. Harris thanked the applicant for agreeing to add sidewalks along SR 940.

Councilwoman A. Montanez made a motion to grant the modifications and/or waivers in accordance with the letter of February 7, 2022 from Mr. Hoffman with the exception of #7 related to the minimum number of trees. Vice President L. Noonan seconded. Motion went to a roll call vote: Councilman N. DeLano, "Yes"; Councilwoman E. Santiago, "Yes"; Councilwoman A. Harris, "Yes"; Councilwoman A. Montanez, "Yes"; Vice President L. Noonan, "Yes"; and, President D. Struckle, "Yes". Motion carried 6 – 0.

There was a discussion of how to determine that the modification of the minimum number of trees was fulfilled. Vice President Noonan said to shoot for as close to 400 total trees which is less than half that the ordinance requires. President Struckle said the Applicant should communicate with the zoning officer and the Borough Engineer and agreed that the Applicant can receive approval from the zoning officer and Borough Engineer without the need to return to Council.

Councilwoman A. Montanez moved to approve the subdivision plan subject to the access and clear sight triangles being established at the time a Highway Occupancy Permit and development of the lot is approved. Councilman N. DeLano seconded. Motion carried 6 – 0.

The Clarius LDP approval discussion included: the status of traffic comments from Borough Traffic Engineer are pending; PennDOT Traffic Impact Study (TIS) comments are complete and Highway Occupancy Permit (HOP) is ongoing. At this time Alternate Borough Engineer C. McDermott questioned if restrictive covenants can be moved to site plan, if not repeal all covenants on every plan. He referred to his review letter dated February 28, 2022 with a number of items to be part of Borough Council's conditional approval.

Councilwoman A. Montanez moved to approve Clarius Land Development Plan with conditional approval subject to the outstanding items as outlined in the Alternate Borough Engineer C. McDermott's Review Letter #3 dated February 28, 2022 below:

Subdivision and Land Development Plan Comments (SALDO)

3. *Sheet sizes exceed 24x36 inches. SALDO 187-29.B(4). A modification has been requested.*
6. *Proposed utility easement should be show, i.e., for water and sewer services. SALDO 187-29.F(13). An easement may be required if Pocono Star Boulevard is not dedicated. If dedicated, Municipal Occupancy permits may be required for utilities. Easement on the utility plan are difficult to identify and follow.*

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

Metes and bounds descriptions should be provided. A sewer easement has been proposed on the utility sheets. Easement should be shown on the site plans in addition. Easement should also be addressed in restrictive covenants.

10. *Any proposed deed restriction should be provided. Plan covenants and restrictions must be added to plan. SALDO 187-29.G(3). Plan covenants for utility, drainage easements, sight triangles, etcetera are not provided. A covenant for the sight triangle has been added to the plan, others have not been addressed.*
14. *A Sewage Planning 0045emption request has been provided. A letter from the Mount Pocono Municipal Authority indicating sufficient capacity should be provided. The Borough will need to process and sign after proof of sufficient capacity to convey and treat sewage has been provided. DEP approval of the exemption will be required. SALDO 187-29.G(8). Remains outstanding. DEP approval required.*
17. *Highway Occupancy Permits from PennDOT and the Borough will be required. SALDO 187-29.G(15). Remains outstanding.*
22. *ESPC plan approval from MCCD and NPDES permits are required. (SALDO 187-30*7) and (9). Remains outstanding.*
23. *Final Approval to connect to the water system (PA American) and Sewer system (Mount Pocono Municipal Authority) must be provided. SALDO 187-30.C(1)(i). Remains outstanding.*
24. *Construction improvements must be guaranteed, developer's agreement, security and other provisions of SALDO article 5 will need to be addressed. SALDO 187-34 through 187-42. An estimate of cost for required improvements has been provided. It will be reviewed under separate cover.*
29. *Pavement markings, road name signs, traffic control devices, and signs must be provided SALDO (187-48.I(6). This has been partially addressed; however, pavement markings are not shown. White line markings along Pocono Star Boulevard. We recommend that center and sideline pavement marking be considered along the internal loop drive.*
31. *Easements in accordance with SALDO (187-48.L(2) and as necessary for drainage must be provided. Easements are now provided on multiple sheets within the plan sets. All easements should be shown on the site plan and a covenants regarding easement, and should be consistent throughout the plan. As presented, there are multiple sets of restrictive covenants on different plan sheets. The wording of easements and covenants should be subject to the Borough Solicitor's review.*
32. *Provide clear sight triangles at intersection(s). SALDO 187-48.P. Clear sight triangles should be dimensioned and a restriction, if needed, should be provided in covenants. Clear sight triangles are missing dimensions on leg of triangles. All dimensions should be shown. The sight triangle at Industrial Park Drive does not include dimension for legs of the triangle(s). Note, a portion of the sight triangles appear to go over lands owned by others.*
44. *Information regarding trees to remain and be removed are shown on the existing conditions/demo plans rather than the landscaping plan. As the site is almost entirely disturbed, this is acceptable. The Council should determine if a waiver is necessary. SALDO 187-56.I.2(d) and (e). Remains outstanding.*
47. *Recreational fees or facilities must be provided. SALDO 187-61. Remains outstanding. This should be discussed with the Council. The applicant has indicated they would pay in-lieu of fees.*

Stormwater Comments

2. *HOP will be required for connection of storm sewers to inlets in the PennDOT right-of-way. SWM 179-10.I. Remains outstanding.*
9. *An approved NPDES permit will be required from Monroe County Conservation District. SWM 179-22. Remains outstanding.*
12. *A performance guarantee will be required. SWM 179-29. An estimate of cost for required improvements has been provided. It will be reviewed under separate cover.*
13. *A maintenance agreement will be required. SWM 179-31. Remains outstanding.*
14. *A deposit to the municipal stormwater maintenance fund will be required for future stormwater inspections. SWM 179-32. Remains outstanding.*

General Comments

1. *Grading Plans:*
 - b. *Applicant mentioned ADA ramps in their response. ADA ramps should be shown on the grading plans.*
4. *Curbing and pavement improvements are shown at the intersection of Pocono Star Boulevard and Industrial Park Drive lie outside of the proposed ROW. A detailed plan of the intersection should be provided and construction detail for improvements on Industrial Park Drive. Remains outstanding.*
5. *A subsurface stormwater control facility is proposed under Pocono Star Boulevard. Ongoing maintenance will be required. The Borough may want to consider if this location is desirable. This should be reviewed with the Council.*

Councilwoman A. Harris seconded. Motion carried 6 – 0.

PUBLIC COMMENT (agenda items only) – there were no comments.

UNFINISHED BUSINESS

Consideration of Purchasing MapLink – Councilwoman A. Montanez moved to purchase the MapLink software for a three (3) year contract with the initial project build price of \$4,995.00 with annual maintenance of \$1,495.00.

Councilwoman E. Santiago seconded. There was discussion. Motion went to a roll call vote: Councilman N. DeLano, "Yes"; Councilwoman E. Santiago, "Yes"; Councilwoman A. Harris, "No"; Councilwoman A. Montanez, "Yes"; Vice President L. Noonan, "No"; President D. Struckle, "No"; with Mayor R. Altemose breaking the tie with a vote of "Yes". Motion carried 4 – 3.

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

Adoption of Resolution 1 of 2022 Banner Approval for Big Brother Big Sister Telethon – Vice President L. Noonan moved to approve Resolution #1 of 2022 to allow Big Brother Big Sister to hang a banner over SR 611 and to waive the fees.

RESOLUTION #1 OF 2022
BOROUGH OF MOUNT POCONO

WHEREAS, a State Highway, PA Route 611, traverses the business district of the Borough of Mount Pocono; and
WHEREAS, the Borough council has historically permitted non-profit entities to erect, on a temporary basis, banners across PA Route 611 advertising events to benefit such entities and the community; and
WHEREAS, Pa Route 611 is a State Highway under the jurisdiction and auspices of Commonwealth of Pennsylvania, Department of Transportation; and
WHEREAS, prior to approving the erection of such a banner, the Commonwealth requires compliance with applicable regulations, and the passage of a resolution addressing and approving a request to permit the same; and
WHEREAS, the organization known as Big Brothers/Big Sisters of Monroe county has requested that the Borough approve placement of a banner across Pa Route 611;
NOW, THEREFORE, be it RESOLVED as follows:
1. Borough Council approves placement of a banner across PA Route 611 which contains a message pertaining to the Big Brothers/Big Sisters telethon for the period March 14 to March 28.
2. The vertical clearance of said banner shall be 17'x 6".
3. The banner shall be no longer than 11'x 3' 6".
4. The Borough of Mount Pocono assumes full responsibility for erecting, maintaining and removing the banner and liability for damages occurring to persons or property, arising from any act of omission associated with banner.
5. Under no circumstances, will more than 20% of the message on said banner relate to a commercial product, Enterprise, business or entity regardless of whether any sponsorship of the event or banner installation.
Adopted this 1st day of March 2022 by Mount Pocono Borough Council

Councilwoman A. Montanez seconded. Motion carried 6 – 0.

Approval of Security Company – After reviewing the three (3) proposals from: Altronics; ADT; and, Vector, Vice President L. Noonan moved to award the security contract to Altronics. Councilwoman A. Harris seconded. There was discussion. Motion carried 6 – 0.

NEW BUSINESS

Adoption Resolution #2 of 2022 LSA Grant for Maintenance Garage – Vice President L. Noonan moved to adopt Resolution #2 of 2022 for a LSA Grant for the maintenance garage.

RESOLUTION NO. 2 OF 2022

A RESOLUTION OF MOUNT POCONO BOROUGH, COUNTY OF MONROE
REQUESTING A STATEWIDE LOCAL SHARE ACCOUNT (LSA) GRANT

Be it RESOLVED, that the Borough of Mount Pocono of Monroe County hereby request a Statewide Local Share Account grant of \$491,849 from the Commonwealth Financing Authority for the construction of a maintenance garage facility.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Joshua Walker, Borough Manager and Donald Struckle, Council President, as the officials to execute all documents and agreements between the Borough of Mount Pocono and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

I, Joshua Walker, duly qualified Secretary of the Borough of Mount Pocono, Monroe County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Mount Pocono Borough Council at a regular meeting held March 1, 2022 and said Resolution has been recorded in the Minutes of Mount Pocono Borough and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the Borough of Mount Pocono, this 1st day of March, 2022.

Councilwoman A. Montanez seconded. Motion carried 6 – 0.

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

Adoption of Resolution #3 of 2022 Placing A Municipal Lien on 32 Brunswick Dr. – Councilwoman A. Montanez moved to adopt Resolution #3 of 2022 to place a municipal lien on the property of Olga Krawec located at 32 Brunswick Drive in the amount of \$12,536.22.

BOROUGH OF MT. POCONO
RESOLUTION #3 of 2022

A Resolution approving the filing of a Municipal Lien on property of Olga Krawec Tax Code No. 10/2A/1/37

WHEREAS, the Borough of Mt. Pocono authorized the Zoning Officer to issue a Demolition Order with respect to property of Olga Krawec, tax code No. 10/2a/1/37 directing that the fire damage structure on the property be removed; and

WHEREAS, said notice was issued on October 12, 2021 and posted on the property with direction that the structure be removed within 30 days; and

WHEREAS, the structure was not removed within 30 days as a result of which the Borough of Mount Pocono expended the sum of \$12,356.22 to cause the structure to be demolished; and

WHEREAS, the property maintenance code of the Borough of Mount Pocono authorizes the Borough to file a lien for any cost expended in demolition and removal of a hazardous structure.

NOW, THEREFORE, be it RESOLVED as follows:

1. The Borough Council for the Borough of Mount Pocono authorizes the Solicitor to file a Municipal Lien against the property for Olga Krawec in the amount of \$12,356.22.

IN WITNESS WHEREOF, approved this 1st day of March 2022.

Vice President L. Noonan seconded. Motion carried 6 – 0.

Adoption of Resolution #4 of 2022 Approving DCNR Small Communities Grant – Councilwoman A. Montanez moved to adopt Resolution # 4 of 2022 approving DCNR Small Communities Grant in the amount of \$110,000.00 for Borough Memorial Park improvements with the Borough's match in the amount of \$40,000.00.

RESOLUTION NO. 4 OF 2022

A RESOLUTION OF MOUNT POCONO BOROUGH, COUNTY OF MONROE
REQUESTING A DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES GRANT
FOR MOUNT POCONO MEMORIAL PARK IMPROVEMENTS

WHEREAS, MOUNT POCONO BOROUGH ("Applicant") desires to undertake the project, "Mount Pocono Memorial Park Improvements" ("Project Title"); and

WHEREAS, the applicant desires to receive from the Department of Conservation and Natural Resources (Department) a grant for the purpose of carrying out this project; and

WHEREAS, the application package includes a document entitled "Terms and Conditions of Grant" and

WHEREAS, the applicant understands that the contents of the document entitled "Terms and Conditions of Grant," including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the applicant and the Department if the applicant is awarded a grant; and

NOW THEREFORE, it is resolved that:

1. The grant application may be electronically signed on behalf of the applicant by "Joshua Walker" who, at the time of signing, has a TITLE of "Borough Manager" and the email address of "office@mountpocono-pa.gov".
2. If this Official signed the Grant Application Electronic Authorization prior to the passage of this Resolution, this grant of authority applies retroactively to the date of signing.
3. If the applicant is awarded a grant, the Grant Application Electronic Authorization, signed by the above Official, will become the applicant/grantee's **executed** signature page for the Grant Agreement, and the applicant/grantee will be bound by the Grant Agreement.
4. Any amendment to the Grant Agreement may be signed on behalf of the grantee by the Official who, at the time of signing of the amendment, has the "TITLE" specified in paragraph 1 and the grantee will be bound by the amendment.

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

Duly adopted this 1st day of March, 2022, by the Borough Council of Mount Pocono Borough, Monroe County, Pennsylvania, in lawful session duly assembled.

Vice President L. Noonan seconded. Motion carried 6 – 0.

Consideration of Lease Agreement Mount Pocono Municipal Authority (MPMA) – Councilwoman A. Harris moved to lease office space to MPMA in the Borough building for the remainder of 2022 with the following stipulations: Increase the rent to \$1,000.00; do not allow MPMA to store anything in the basement; and, sign a nine (9) month lease indicating these changes effective April 1, 2022 and set to expire at 11:59 P.M. on December 31, 2022. Councilwoman E. Santiago seconded. Motion carried 6 – 0.

OFFICER'S REPORTS:

President's Report – President D. Struckle reported that he is implementing a mileage/ repair reports on a monthly basis for road department vehicles. He stated that he visited the Borough Manager of Bath and received some insight on the duties of a Borough Manager and that he could be a mentor for Borough Manager J. Walker. He discussed the consolidation of committees as he learned about the Bath Borough Council only having four (4) committees.

Mayor's Report – Mayor R. Altemose thanked the public for their participation. He addressed matters with the police and stated to bring any concerns to his attention.

Borough Manager's Report – Borough Manager J. Walker thanked Borough Council for improved workload. He noted that he is working with Road Supervisor J. Trombetta and road crew with structured changes. He noted that he has website training every Monday and Wednesday and that he will get right on the security issues.

Solicitor's Report – Solicitor J. Fareri gave the following update: The Shekhtman decision needs to be executed by Borough President and Manager; He filed a summary of judgement for 1 Summit drive and they have thirty (30) days to file; and, 10 Shelly Lane will be going to court.

Treasurer's Report – Borough Treasurer D. Hewitt presented the Borough's bill list. Vice President L. Noonan moved to approve and pay the bill list of Tuesday, March 1, 2022.

BILLS TO BE PAID ON 3/1/22 AND TO BE APPROVED FROM THE NBT GENERAL FUND CHECKING ACCOUNT:

ARGS Technology, LLC	(IT Service (Remote Service, Server Update, Cloud, etc.)	\$ 655.75
Alarm Installers Corp.	(Service Call: Repaired Pulled Wire from Transformer)	149.00
AMTrust North America	(PREPAID: Borough Worker's Compensation)	2,599.00
Barry Isett & Associates	(Reimb. McDonald's, Harbor Freight, Hirshland, Popeye's & Posh)	2,165.18*
	(General Eng. Services – List of Trees/Shrubs)	208.00
Berkheimer Associates	(Local Service Tax Operating Commission)	41.30
Campbell Durrant, PC	(General Labor & Employment Matter – Jan 22)	1,096.00
Cintas Corporation	(Maintenance Uniforms)	292.06
Claude S. Cyphers, Inc.	(In House Fix Vehicle Maintenance Hydraulic Quick Couplers)	86.92
District Court	(PREPAID: 134 Winona & 12 Devonshire)	383.50
Donna Kenderdine Reporting	(Reimb. Court Record B. Shekhtman Hearing)	150.00*
ESSA	(Building Loan: March Payment)	2,309.20
Fuller Paper Company	(Boro Building Hand Wash & Supplies)	100.26
Geisinger Health Plan	(PREPAID: Road Crew & Admin Manager Health Plan)	8,625.76
Highmark Blue Shield	(PREPAID: Road Crew & Admin Mgr Vision/ Dental)	296.64
Met Life	(Highway: Life and Disability Insurance)	135.00

Mount Pocono Borough Council
Regular Meeting Minutes
Tuesday, March 1, 2022
6:30 P.M.

Monroe County Treasurer's Office	(Reminder Bills: Tax Payer Notice Interim A&B)	\$ 66.79
National Water Specialties	(Garage & Boro Bldg Backflow Valve)	300.00
NBT Cardmember Service	(PREPAID: Misc. Highway, Offices & Zoning)	631.19
Newman, Williams, Mishkin, Corveleyn	(Reimb. Shekhtman Review & Attend Hearing)	150.00*
PA American Water Co.	(PREPAID: Hydrants)	714.59
	(Garage & Boro Bldg Water)	68.76
PA One Call System, Inc.	(PREPAID: PA One Call)	2.77
Payrolls Unlimited	(Payroll 2/4/22-2/25/22)	89.60
Plociniak Oil, Co.	(Boro Bldg. & Garage Heating Oil)	5,785.00
Pocono Mountain Reg. Police Dept.	(March Loan Payment)	2,792.12
PPL Electric Utilities	(Boro Bldg/Maint Garage/ P&R Concession Stand, etc.)	864.40
Purchase Power	(Postage)	237.98
Selective Insurance	(PREPAID: Insurance Payment)	3,225.00
Servpro	(Mold Remediation – Final Payment)	22,624.50
Sunoco Universal Fleet	(PREPAID VIA PHONE: Gas & Oil)	1,677.49
The Two Shields, LLC	(2015 #2 Brake Repair)	662.20
Topp Business Solutions	(Copier Contract Overcharge 11/4/21-2/3/22)	398.94
Tulpehocken Spring Water	(Bottled Water)	40.49
US Bank	(Copier Contract 1/1/22-1/30/22 & Fie Co. Network Switch)	128.45
Verizon	(PREPAID: Highway – Telephone)	75.10

GRAND TOTAL: **\$59,828.94**

*Reimbursable

NOTE: Proud City – Website: \$2,250.00 Approved – February 1, 2022 & Paid – February 7, 2022

Councilwoman A. Montanez seconded. Motion carried 6 – 0.

Zoning Officer's Report – Zoning Officer A. Wilkinson reported that she had filed against 12 Devonshire Lane and 134 Winona Road with the magistrate, noting that they are on prepaid bills under the Treasurer's Report. She stated that she needs a letter from the Borough to receive a new zoning map from the Monroe County Planning Commission, which she provided for the President's signature.

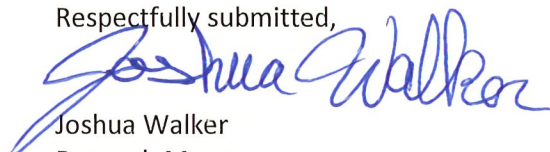
PUBLIC PARTICIPATION

Gary of 12 Cedar Road – requested that Borough Council not limit motorcycles in future noise "nuisance" Ordinance, because louder bikes are safer bikes. He also requested that Borough Council take action against the firework offenders in Snowshoe.

Mike Reardon, 14 Cedar Road – echoed Gary's concern about motorcycles and noise. He elaborated on dispute with his neighbor and he does not feel it is right to restrict motorcycle owners.

There being no further business or public participation Councilwoman A. Montanez moved to adjourn the meeting at 9:58 P.M. Councilman N. DeLano seconded. Motion carried unanimously.

Respectfully submitted,


Joshua Walker
Borough Manager