

East Stroudsburg Borough, September 21, 2010

A regular meeting of the East Stroudsburg Borough Council was held at the Municipal Building on Tuesday September 21, 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; Alternate Solicitor John Prevoznik; Engineering Representative Samuel D'Alessandro of R.K.R. Hess Associates, Inc.; John Blick, Codes Officer; Lieutenant Brian Kimmins of the Stroud Area Regional Police Department; ESU Student Ambassador Ashley Puderbach; press representatives from the Pocono Record & TV 13; and a room full of residents in the audience.

Call To Order/Pledge of Allegiance

Mr. DeLarco called the meeting to order at 7:36 p.m. Rob McKenzie led the Pledge of Allegiance.

Minutes of August 30, 2010 Special Meeting & September 7, 2010 Regular Council Meeting

Mr. Repsher made a motion, seconded by Mr. Reese to approve the minutes of the August 30, 2010 special meeting as submitted. The motion carried unanimously. Mr. Brozusky made a motion, seconded by Mr. Repsher to approve the minutes of the September 7, 2010 regular meeting as submitted. The motion carried unanimously.

Stroud Area Regional Police Department Report

Lieutenant Kimmins was present to review the SARPD monthly report for August 2010. Lt. Kimmins reported that property crimes remain a problem; several local burglaries are under investigation. Mr. Brozusky commended the Police Department for their handling of an incident in his neighborhood last week. Lt. Kimmins noted that the Department has stepped up the "quality of life" patrols with beginning of the college semester. The Department has made 70 arrests in the last three (3) weekends and has issued six (6) disruptive house reports. Mr. Reese commented that we need to keep up that type of response. Mr. Brozusky asked if there have been any police calls recently to 86 Walnut St? Lt. Kimmins replied, not to his knowledge. Mrs. Wolbert asked if the Department patrols Van Gordon St. since there are now five (5) houses on that street. Lt. Kimmins said he will put it on the list for patrols. Mr. Reese encouraged those residents present in the audience to call the Police Department if they have any neighborhood issues requiring police response.

Public Hearing on Proposed Zoning Ordinance Amendment – Revisions to Zoning Map to Extend C1-A Zoning District

Mr. DeLarco opened the public hearing on the proposed ordinance to amend the Borough zoning map to extend the C1-A zoning district across the railroad tracks to include the Borough's Kistler St. parking lot and Miller Park properties. John Blick, Zoning Officer, stated that the public hearing was duly advertised according to requirements of the Municipalities Planning Code, the property perimeter had been posted, and all affected property owners were notified including the Norfolk Southern Railroad and Northeast PA Rail Authority. Mr. Phillips explained that the proposal to extend the C1-A zoning came about as a means of providing a new location for the old train station building, i.e. the Dansbury Depot building, which was damaged in the serious fire last October. The C1-A zoning district has a zero front yard setback which will more easily accommodate relocation of the old train station structure. Mr. Phillips reviewed a sketch plan showing the intended placement of the relocated train station in the Borough's Kistler St. parking lot. Mr. Phillips noted that initial plans to relocate the structure to Miller Park were not feasible due to the narrowness of that property and also the location of the major sanitary sewerline which runs parallel with the railroad tracks through the parking lot and Miller Park property.

Mr. Williamson stated that the zoning proposal to amend the zoning map will extend the C1-A District across the railroad tracks to include both the parking lot and Miller Park properties in addition to portions of property owned by the railroad. John Blick, Codes officer stated that the Borough Planning Commission has reviewed the zoning proposal and recommended approval. Mr. D'Alessandro commented that the proposal is not spot zoning because it involves an extension of the C1-A zone across the railroad tracks from the Crystal St. area. Mr. DeLarco opened up the public hearing to comments from the audience.

John Kerchmar of 101 South Kistler St. said he was representing the Crystal Park Property Owners Association and stated that he feels it may be appropriate to rezone only the parking lot property. Why put "green space" (Miller Park) into a commercial zone? Mr. DeLarco stated that rezoning the Miller Park property does not mean that "green space" or the park will be eliminated. Mr. Blick stated that it is not unusual to have a public park in a downtown commercial zone. Mr. D'Alessandro said the intent of the zoning proposal is to rezone contiguous properties, to avoid any issue of "spot zoning".

Sonya Cole of 288 Marguerite St. complimented Council for its efforts to try to address this Dansbury Depot situation.

Sandy Kitchen asked if Council would put some effort into cleaning up Miller Park? Mr. DeLarco said that having the restored train station in the downtown area will help improve the entire area.

Marie Summa of East Broad St. said there is not enough police presence on Crystal St.-more patrols are needed. Mayor Martinelli commented that often times reports on the lack of police response are not accurate.

Joan Way of 894 Penn Estates asked if Council has acted on the proposed zoning amendment? Mr. Williamson said action on the proposed ordinance is listed on the agenda as #9. Mrs. Way said a lot of people should be commended for their efforts to save the old trains station – Troy Nauman, the Eastburg Community Alliance and Director Cheryl Hayne, and Council for putting in long hours necessary to address this issue. Mrs. Way also applauded the "Save the Depot" group for sticking together and learning to compromise. She stated that she hopes Council does recognize that people do have a voice and do count.

Beth Brelje of the Pocono Record asked a question concerning the proposed relocation site for the train station structure. Mr. DeLarco asked for any additional comments concerning the zoning proposal and there were none. Mrs. Wolbert made a motion, seconded by Mr. Brozusky to close the public hearing. The motion carried unanimously.

Cynthia Miller Comments

Cindy Miller of 53 Gold St., stated that she is concerned about the recent incident involving pit bull dogs running loose, and asked how the public is to be notified of such a situation? Mrs. Miller stated that we need an animal control officer for this area.

Beth Brelje noted that the newspaper does report information on such incidents on their online information in addition to what is printed in the daily newspaper.

Lauren Rabbit of 209 Analomink St. asked why the Dog Warden was not contacted earlier concerning the pit bulls running loose? Mr. Phillips noted that the Dog Warden is an employee of the State Agriculture Department and covers several counties in addition to Monroe County.

Mrs. Wolbert suggested that the Borough could add a blog onto the Borough website to help notify people concerning incidents such as this one.

Cynthia Miller also noted that a water fountain at Dansbury Park had been leaking for a long time before it finally had been turned off.

Request to Close Ransberry Avenue for Block Party

John Fondacaro of 36 Ransberry Avenue said his house wants to hold a fundraiser on October 9, 2010 before and after the East Stroudsburg University Homecoming football game and would like to close Ransberry St. from approximately 3 to 10 p.m. Mr. DeLarco asked how they plan to actually raise money? Mr. Fondacaro said they are proposing to have a Dunk Tank, DJ and moon-bounce and request donations. Mr. Brozusky asked if there will be alcohol at this party? Mr. Fondacaro said yes, after the football game. Mr. Henning noted that Stroudsburg Borough had proposed to close a public street but was not allowed to charge admissions for the event. Mr. DeLarco told Mr. Fondacaro that he has a lot of homework to do and suggested that if his group still wants to pursue holding the block party that Council will need to take action at its October 5, 2010 meeting.

Cheryl Hayne Downtown Manager for the Eastburg Community Alliance commented that residents of Crystal Park should feel safe in knowing that the Miller Park property will not be developed for commercial use. Because of the location of the sewerline, it is not feasible to erect a structure within the party property. This was demonstrated by the fact that even the Depot building would not fit properly and it is quite narrow in width.

Mildred Gallagher of 116 Ransberry Avenue stated the residents of Ransberry Avenue don't need any more problems, such as a block party on their street.

Drought Emergency Declaration for Borough Water System

Mr. Phillips stated that the level of the East Stroudsburg reservoir, the Borough's main water supply, has dropped to a level of 10 ft. below normal level which equates to a capacity of 152 million gals, compared to the full capacity of 302 million gals. This level, according to the chart used by the Borough that tracks the historical levels of the reservoir during the summer season, requires that the Borough declare a 'Drought Emergency' for the Borough water system. Mr. Phillips said the Borough has been utilizing its large wells located at Dansbury Park more, and has cut back on the use of water from the water plant. The problem is that the level of the main reservoir is dropping approximately 1 ft. per week, and there are no major rainfall events in the immediate weather forecast. Mr. Phillips noted that Council had declared a "Drought Warning" at the August 3, 2010 meeting. The reservoir does not normally return to full capacity until November or December each year.

Mr. Phillips said the Borough's Drought Contingency Plan states that under a "Drought Emergency", the goal is to reduce overall system water use by 25%. All customers of the Borough water system will be subject to a mandatory ban on non-essential water uses, such as:

1. No lawn watering
2. No irrigation of gardens, landscaped areas, etc.
3. No washing of paved surfaces, houses, patios, etc.
4. No vehicle washing

There are certain exceptions to these provisions. After a brief discussion, Mr. Brozusky made a motion, seconded by Mrs. Wolbert to declare a "Drought Emergency" for the Borough water system and to implement the required notifications under the "Drought Emergency". The motion carried unanimously.

Ordinance No. 1235 – Amending the Code of East Stroudsburg, Chapter 157 Entitled Zoning, Extending the C1-A District by Changing a Section of the Official Zoning Map

Mr. Henning made a motion, seconded by Mr. Reese to adopt proposed Ordinance No. 1235 Extending the C1-A Zoning District as advertised. The motion carried unanimously.

Ordinance No. 1236 Amending the Code of East Stroudsburg, Chapter 150 Entitled Vehicles & Traffic, Revising Provisions for Long Term Lease Parking

Mr. Phillips said the proposed ordinance clarifies the Borough parking lots which are designated for long term lease parking. The code states that parking spaces designated for long term lease parking shall be designated by appropriate signage. Mr. Reese made a motion, seconded by Mr. Brozusky to adopt proposed Ordinance No. 1236, Revising Provisions for Long Term Lease Parking, as advertised. The motion carried unanimously.

Proposed Land Development Plan for Redevelopment of the Dansbury Depot Site – 50 Crystal Street – C1-A District – Nauman Incorporated

Nate Oiler, P.E. of R.K.R. Hess Associates, Inc. reviewed the proposed site plan for redevelopment of the Depot site on behalf of the applicant, Nauman Inc. Troy Nauman stated he is proposing to build a three (3) story framed structure with similar features to the existing Dansbury Depot building. The first floor will house commercial and retail shops, more than likely another restaurant. The second and third floors will house residential apartments.

John Prevoznik, Esquire took the Solicitors chair in place of Mr. Williamson for this matter only. Mr. Prevoznik stated that the proposed land development plan had been submitted to the Borough Planning Commission and the Monroe County Commission for comments. Mr. Prevoznik reviewed the Hanover Engineering review letter by item:

Item #4 – regarding the Removal of Abandoned Water Laterals, the applicant has agreed to disconnect the old water service lines at the water main in the street.

Item #6 & #7 regarding the Size and Location of the Sanitary Sewer Lateral, the applicant intends to replace and install a new sanitary sewer lateral and will provide that detail with the building permit application.

Item #9 regarding Landscaping Requirements, the applicant is requesting a waiver on providing additional landscaping as they intend to utilize the existing landscaping on site.

Item #14 regarding an Erosion and Sedimentation Control Plan, the applicant states that an E&S plan is not required. Mr. Blick stated that he agrees that an E&S plan is not required by the Monroe County Conservation District, because only a new foundation is proposed to be excavated. Otherwise, even a small residential addition requiring a new foundation would require an E&S permit, which is not the case.

Item #15 regarding Lighting, the applicant intends to submit lighting details on the proposed building to be included with the building plans.

John Wichner of Traffic Planning & Design Inc. stated he has reviewed the traffic impact study submitted for the applicant by Benchmark Engineering. Mr. Wichner said that his review indicates that there is a possible issue with sight distance at the Crystal St. & Kistler/Analomink St. intersections. However, these intersections are already utilized by existing traffic without any existing traffic control improvements. Mr. Wichner said in his review he recommends that a limit on the number of seats in the proposed restaurant be established as the basis for assessing the proposed traffic impacts. Mr. Nauman stated he has discussed this matter with Mr. Wichner and he does not have a problem with limiting the number of seats at the restaurant facility to the range of 160 seats, plus or minus 10. Mr. Wichner also noted that a traffic signal is perhaps warranted at the Analomink/Crystal St. intersection, but none is proposed as the intersection still functions.

Mr. Prevoznik noted that Borough Council has approved a lease agreement with Nauman Inc. for the lease of fifteen (15) parking spaces in Borough public parking lots, presumably with the nearest lot being the Kistler St. parking lot directly across the

railroad tracks from the facility. Mr. Prevoznik noted that the applicant had requested certain waivers from provisions of the Borough Subdivision & Land Development Code as follows:

1. A waiver from Section 140-8 - Submittal of a Preliminary Plan. Mr. Henning made a motion, seconded by Mr. Repsher to grant this waiver as requested; the motion carried unanimously.
2. A waiver from Section 140-22 - The Installation of Permanent Boundary Monuments. Mrs. Wolbert made a motion, seconded by Mr. Henning to grant this waiver as requested; the motion carried unanimously.
3. A waiver from Section 140-23 – The Installation of Shade Trees. Mr. Repsher made a motion, seconded by Mr. Brozusky to grant this waiver as requested; the motion carried unanimously.
4. A waiver from Section 140-30 (B) (6) – Provision of Contours on the Plan. Mrs. Wolbert made a motion, seconded by Mr. Brozusky to grant this waiver as requested; the motion carried unanimously.
5. A waiver from Section 140-12 I.C. – Installation of Sidewalks. Mr. Reese made a motion, seconded by Mr. Repsher to grant this waiver as requested; the motion carried unanimously. Mr. Prevoznik noted that these waivers had been requested in writing by letter dated August 20, 2010.

Mr. Prevoznik noted that there still appears to be a difference of opinion whether Mr. Nauman should be required to apply for an E&S Plan. After discussion, Mr. Reese made a motion, seconded by Mr. Repsher to agree that it is not necessary for Nauman Inc. to obtain an E&S permit as a condition for land development approval. The motion ended in a vote of 3 to 3 with Mr. Reese, Mr. Repsher & Mr. Henning voting in the affirmative. Mayor Martinelli then cast the deciding vote in favor of the motion which carried 4 to 3.

Mr. Prevoznik then asked Council what it wished to require concerning the recommendation of TPD, Inc. to monitor the intersection of Analomink/Crystal Streets after the proposed development is completed. Mr. Nauman stated that there is obviously no way to assess now what the impact of traffic from the previous Dansbury Depot would be now. He also said he has no problem with taking traffic counts in the future, but he needs to know what will be required of him under proposed “monitoring”. Mr. Wichner stated that the best approach is to conduct a post-development study, typically 18 to 24 months after completion of construction. If the post-development traffic counts, for example, are not out of line with what was proposed in the initial traffic study, then not further work would be necessary.

After further discussion, Mr. Henning made a motion, seconded by Mr. Repsher to approve the land development plan submitted by Nauman Inc., subject to the following:

1. Review and approval of a development agreement to be submitted by the developer and approved by the Borough Special Solicitor.
2. Seating at the proposed restaurant shall be limited to the range of 160 seats, plus or minus 10 seats; the same basis as the submitted traffic study.
3. The applicant shall take and submit for review post-development traffic counts at the Analomink/Crystal Streets intersection 18-24 months after the new facility opens.
4. Payment of additional water/sewer EDU fees, as applicable.

Mr. Brozusky said he does not have a problem with the proposal but is reluctant to act on the land development plan tonight. The motion carried with a vote of 5 to 1 with Mr. Brozusky voting no.

Recommendation from Borough Planning Commission on Re-Zoning Amendment Proposal Submitted by Empire Development Inc., for Pentz Property Located on Highland Road, R-1 District

Mr. Williamson noted that the Borough Planning Commission has recommended not approving the proposed re-zoning change. Mr. DeLarco asked if there is any action therefore required by Council? Mr. Williamson stated Council needs to act on the rezoning request.

Anthony Maula of Empire Development asked that Council schedule a public hearing on the re-zoning request. Mr. Williamson noted that the Borough does not actually have a proposed ordinance amendment submitted by the applicant.

Connie Pentz, owner of the property, said the Planning Commission hearing was not run properly. Both Chairman Jay Armitage and member Joseph Watach should have recused themselves from the Planning Commission vote. Mrs. Pentz said she hopes the Borough will be open to the project that would benefit senior citizen and the tax base of the community.

Georgia Tinino, said all the residents who attended the Planning Commission meeting were against the project. Also she questioned whether a senior community could be “policed” to remain a senior citizen project only?

Cindy Rushman of Spangenburg Avenue said the issue is why would Council want to change the zoning from R-1 to R-2?

Anthony Maula stated that he thinks the Pentz’s should have the right to present their re-zoning proposal to Borough Council. Mr. Blick stated if Council wants to hold a public hearing on the re-zoning request, then the zoning proposal needs to be placed into ordinance form. Mr. Williamson said the procedure would be for the applicant to prepare an ordinance which the Borough would then advertise.

Mickey Moynihan of Highland Drive said the all the property owners adjacent to the Pentz property are against this re-zoning proposal.

Rob McKenzie of 300 Analomink Street stated he is in opposition to the re-zoning proposal.

Mrs. Wolbert noted that the Borough does not want to reduce the amount of R-1 zoned areas within the Borough.

After further discussion Mrs. Wolbert made a motion, seconded by Mr. Reese to table action on the re-zoning proposal pending submittal of a specific ordinance by the applicant. The motion carried unanimously.

Proposed Amendment to Right-of-Way Agreement between the Borough & East Stroudsburg Area School District for Storm Sewer Culvert through the J.M. Hill School Property

Mr. Williamson noted that the District wants to pave additional parking lot area for the elementary school and the District has agreed to change/revise the easement to provide that the District would pay for replacing pavement located over the storm sewer culvert in the event that the storm culvert would require maintenance in the future for any reason. Mr. Brozusky made a motion, seconded by Mrs. Wolbert to approve the proposed amendment to the right-of-way agreement as submitted. The motion carried unanimously.

Proposed Sale of Spruce & Pine Timber from Reservoir Property

Mr. Phillips said the Borough Forrester, Rod Jones of Northeastern Timber Services has recommended that the Borough take proposals for timbering several pine and spruce plantations located on the Borough’s watershed property. Mr. Phillips said

Forrester Jones has a firm who has successfully timbered such pine & spruce stands and is able to return some proceeds to the property owner too. Mrs. Wolbert made a motion seconded by Mr. Brozusky to authorize advertising for bids for sale of spruce & pine timber as recommended. The motion carried unanimously.

Action on Bids Received 8/3/10 for Installation of Sanitary Sewerline Inserts and Construction of Sewerline Repairs along Portions of East Brown Street

Mr. Phillips stated that the Borough had received two (2) bids on August 3, 2010 for the proposed sewerline repairs on East Brown St. This work was proposed because previous televising of this line indicated that there are several problems with breaks in the line and offset joints which leaves open the possibility of sewerage back-ups on this line, which now carries the additional sewer flow being received from Smithfield Township. After discussion, Mr. Brozusky made a motion, seconded by Mr. Repsher to accept the proposal from and award the contract to C.E. Ankiewicz Inc. for sanitary sewerline repairs on East Brown Street, as recommended. The motion carried unanimously.

Sewerline Repairs along Portions of Lenox, Analomink and Centre Streets

Mr. Phillips said recent televising of the sewerlines on the streets the Borough intend to pave indicates that there are several areas where the Borough engineer has recommended excavation and replacement of the sanitary sewerlines. Mr. Phillips said the Borough is requesting pricing from Kobalt Construction Inc., as possible add-ons to the recent contract approved with Kobalt for replacement of the sanitary sewerline on Ridgeway St.

2011 Year Borough Budget Review and Adoption Schedule

Mr. DeLarco noted that Mr. Phillips had submitted a proposed schedule to Council for the 2011 year budget process. After discussion, Mr. Brozusky made a motion, seconded by Mrs. Wolbert to approve the proposed schedule as submitted. The motion carried unanimously.

Proposed Winter Traffic Services Agreement with PennDOT for Years 2010-2015

Mr. Phillips said the Borough has received from PennDOT a proposed renewal of the winter traffic services agreement whereby the Borough has in previous years maintained the upstream side of the sidewalk along the Veterans Bridge connecting East Stroudsburg and Stroudsburg Borough. After discussion, Mr. Brozusky made a motion, seconded by Mr. Reese to approve the proposed winter traffic services agreement as submitted. The motion carried unanimously.

Proposed Ordinance Amending East Stroudsburg Code (Zoning, Chapter 157) by Changing the Off-Street Requirements for Parking in the Institutional Districts (I-U and I-M) and Establishing Additional Criteria for Off-Street Parking in all Districts

Mr. Henning suggested that Council discuss this matter further at the next Committee meeting and also suggested that we invite representatives of East Stroudsburg University to attend. Mr. DeLarco said he has discussed this matter already with the University Representatives. Mayor Martinelli commented that the University does what it wants to do with its master plans, so Borough Council should do what it wants to do with Borough zoning requirements. Mr. Williamson stated Council should agree on the version it wants and then present that proposal to the University. Mr. D'Alessandro said the proposed ordinance includes provisions for a parking management plan so the provisions of the ordinance may not be as onerous as what the University perhaps perceives concerning the number of parking spaces required. Mrs. Wolbert asked if there were any additional substantial changes that Council wants to make to the draft ordinance? Mrs. Wolbert said she agrees that the provision regarding a parking management plan gives the University an option. Mr. Williamson stated that Council needs to remember that the existing ordinance provisions regarding the number of parking spaces are open to interpretation. Mr. DeLarco said that he agrees that the existing ordinance needs to be clarified.

Sonya Cole stated that the University should not be able to develop all these small parking lots in the R-1 residential zone. After discussion, Mrs. Wolbert made a motion, seconded by Mr. Repsher to send the proposed zoning ordinance amendment to the County Planning Commission for review and comment. Mr. Henning suggested that a copy should be sent to Pocono Medical Center and the University. Mr. DeLarco suggested that the Borough staff setup a meeting with Representatives of the University & Hospital before next Thursday Council Committee meeting. The motion carried by a vote of 4 to 1 with Mr. Henning voting no and Mr. Brozusky abstaining.

Public Comments – New Business

Troy Nauman thanked Council for approving his land development plan for the Dansbury Depot site. Now Mr. Nauman said the issue is that he does not want to wait to relocate the existing Dansbury Depot building until the Eastburg Community Alliance completes the processes for obtaining approval for a land development plan for the relocation. Mr. Williamson noted that ECA has retained Attorney Todd Weitzman to review and/or approve any agreements needed between ECA and the Borough and ECA and Mr. Nauman. Cheryl Hayne of ECA noted that the old train station building will be under Mr. Nauman's ownership until it is placed on a new foundation. Mr. DeLarco said he is reluctant to permit relocation of the train station building to the Borough property until the proper legal agreements are drafted and approved. Mr. Nauman said he also does not want to move the building until the legal agreements are in place; because he wants to make sure he is going to be paid for the relocation. Mr. Nauman said the attorneys are working on the agreements now and they should be in place by next week. Mr. Blick said Council could advertise the Committee meeting next week for official action. Mr. Nauman said that would not be necessary if Council approves the temporary relocation subject to approval of the agreements by the Solicitor.

Mr. Henning said Council needs to take action if they want to do the project; if Council does not want to do the relocation project then the fire-damaged structure will have to go to the landfill.

Mr. Brozusky then made a motion, seconded by Mr. Repsher, to authorize relocation of the old train station building to a temporary location within the Borough's Kistler St. parking lot property, subject to review and approval of the temporary relocation agreement between the Borough and the Eastburg Community Alliance by the Borough Solicitor. The motion carried by a vote of 4-2, with Mrs. Wolbert and Mr. DeLarco voting no.

Sonya Cole said she is concerned about how much Mr. Nauman is willing to do on the relocation of the depot? Mr. Williamson said that is between Mr. Nauman and the ECA.

Correspondence

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

1. Information from the PA State Association of Boroughs (PSAB) on the fall leadership conference at Gettysburg Oct 15-17, 2010.
2. A letter from Steve and Margaret Miller concerning the proposed zoning change for the Pentz property.
3. A detailed letter, technical review, for the East Stroudsburg dam rehabilitation project from the PA Department of Environmental Protection (DEP), Bureau of Waterways Management.

Reports

Mr. D'Alessandro asked if Council wants R.K.R Hess to inspect site improvements at the ESU student housing project, and was advised yes.

Mr. D'Alessandro said he has obtained two quotes from contractors for constructing the drainage improvements proposed on the Summa and Irracane properties

off East Broad Street. The lowest quote is from Kobalt construction in the amount of \$3,400; northeast site contractors submitted a quote for \$3,900. Mr. Repsher made a motion, seconded by Mr. Brozusky, to accept the proposal as submitted from Kobalt Construction to perform the storm drainage work as proposed. The motion carried unanimously.

Mr. Reese reported that the Twin Boroughs Recycling Committee met this morning; and material prices are up, but material volumes received are down, even compared to last year.

Mr. Henning said the new fire station is substantially complete, and suggested that the general contractor (Coopersmith Brothers, Inc.) be directed to finish the floor tile that had been replaced, and perform the necessary cleanup and completion of punch list items.

Mayor Martinelli said a parent from the high school asked him if the Borough would let the High School use golf carts from our golf course for the ESHS South Homecoming, because they are not able to let trucks onto the new track at the high school stadium to bring in the Homecoming Court. Mr. Phillips said he would arrange for use of the golf carts if council does not have any problem with the request.

Mrs. Wolbert reminded council that dedication of the new Trailhead “bump out” at Dansbury Park is this Saturday, Sept. 25, 2010 at 11:30 a.m.

Mr. Phillips said council may want to discuss at the Committee meeting the proposal from East Stroudsburg University for making Centre Street two way.

List of Bills Payable

Mr. Brozusky made a motion, seconded by Mr. Reese, to approve the list of bills payable and to ratify payroll and expenditures made through Sept. 21, 2010 as submitted. The motion carried unanimously.

Executive Session

Mr. Repsher made a motion, seconded by Mr. Brozusky, to adjourn into executive session at 11:00 p.m. The motion carried unanimously.

At 11:20 p.m. Council reassembled in the meeting room, and Mrs. Wolbert made a motion, seconded by Mr. Repsher, to reconvene the regular meeting. The motion carried unanimously. Mr. Williamson said the executive session was held to discuss one litigation matter (assessment appeal).

Adjournment

With no further business, Mrs. Wolbert made a motion, seconded by Mr. Repsher, to adjourn the meeting. Motion carried unanimously.

James S. Phillips, Secretary