

East Stroudsburg Borough, July 5, 2011

A regular meeting of the East Stroudsburg Borough Council was held at the Municipal Building on Tuesday July 5, 2011. The following members were in attendance: Victor Brozusky; Roger DeLarco; William Reese; Donald Repsher and Sonia Wolbert. Ed Henning was absent. Also attending were: Mayor Armand M. Martinelli; Manager James S. Phillips; Solicitor David J. Williamson of Scanlon Lewis & Williamson; Engineering Representative Samuel D'Alessandro of R.K.R. Hess Associates, Inc.; and one resident in the audience.

Call To Order/Pledge of Allegiance

Mr. DeLarco called the meeting to order 7:30 p.m. Cindy Ruschman led the Pledge of Allegiance

Minutes of June 30, 2011

Mr. Repsher made a motion, seconded by Mr. Brozusky to approve the minutes of the regular Council meeting held Tuesday June 30, 2011 as submitted. The motion carried unanimously.

Public Comments – Agenda Items

None

Bids Received 7/5/11 for 2011 Road Paving

Mr. Phillips reviewed the tabulation of bids that were opened this afternoon for the paving program.

Bidders	Total Bid
Hanson Aggregates of PA, Inc. Stroudsburg, PA	\$155,880.80
Locust Ridge Contractors Pocono Lakes, PA	\$164,419.45
Muschlitz Excavating, Inc. Bath, PA	\$154,401.00

Mr. Phillips said the low bid proposal, on a unit price basis, is from Muschlitz Excavating Co., Inc. Mr. Phillips said the total costs under all the bid proposals exceeds the amount of funds the Borough has budgeted; and we therefore may have to adjust the quantity of milling and paving work done on Greentree Drive. After discussion, Mr. Repsher made a motion, seconded by Mrs. Wolbert to accept the proposal from and award the contract for the 2011 Year Paving Program to Muschlitz Excavating Co., Inc. on a unit price basis as per their low bid proposal. The motion carried unanimously.

Resolution No. 18-2011 Amending Employee Manual

Mrs. Wolbert made a motion, seconded by Mr. Brozusky to adopt proposed Resolution No. 18-2011 revising the policy in the employee manual on use of telephone and other communication devices, as submitted and discussed at the recent Committee meeting. The motion carried unanimously.

Resolution No. 19-2011 Establishing Application Fee for Parade and Assembly Permits

Mr. Phillips said the draft resolution provided to Council establishes an application fee of \$100 based on the initial discussions. Council may adopt whatever

amount it chooses. Mr. Brozusky expressed concern for charging a large application fee for many non-profit groups. Mayor Martinelli stated that the Borough should require an application fee to help cover staff time cost for administering and monitoring the permits. After discussion, Mr. Reese made a motion, seconded by Mr. Repsher to adopt proposed Resolution No. 19-2011 establishing an application fee of \$100 for parade and assembly permits pursuant to recently adopted Ordinance No. 1244. The motion carried by a vote of 4-1 with Mr. Brozusky voting no.

Public Comments – New Business

None

Correspondence

Mr. Phillips reported receipt of a letter from Henning Enterprises requesting release of a commercial letter of credit that had been posted with the Borough for the UA II Development, the new doctor's office building at 422 Normal Street. Mr. Phillips said he had inquired with Mr. Williamson whether the Borough should release the letter of credit since there are still outstanding engineering review fees to be paid to the Borough. Mr. Williamson said the Borough should not release the letter of credit for the project if the engineering review fees still remain unpaid.

Reports

Mr. Reese commented on the number of homeless individuals who congregate at times in the downtown East Stroudsburg area. Mr. DeLarco said some of the commercial property owners have asked about the Borough instituting a curfew. Mr. Williamson said any issue pertaining to "vagrancy" is a police matter. Mr. DeLarco stated that people need to report incidents to the police of panhandling or other such activities. Mr. DeLarco also noted that some of the store owners have complained about the "nuisance bar" on Crystal Street.

Mayor Martinelli said he would try to set up the meeting between the Borough, Monroe County Transit Authority, and the Shirley Futch Plaza Management concerning the issue of bus service for senior citizen residents of Shirley Futch Plaza.

Mr. Repsher asked if Mr. Walters of Analomink Street had indicated any additional problems with the recent heavy rain event?

Mr. DeLarco asked if the Borough had any input into the reconstruction of the handicapped ramps at the intersections on Brown Street? Mr. Phillips said that was a PennDOT contract and the Borough had no involvement in that project at all. Mr. DeLarco also noted that Representative Mario Scavello had suggested to him at the July 4th Festival that the Borough should apply for local share gaming funds for reconstruction of sidewalks in the Borough.

List of Bills

Mr. Reese made a motion, seconded by Mrs. Wolbert to approve the list of bills payable and to ratify expenditures and payroll made through July 5, 2011 as submitted. The motion carried unanimously.

Executive Session

Mrs. Wolbert made a motion, second by Mr. Repsher to adjourn into executive session at 8:15 p.m. The motion carried unanimously.

Council members reassembled in the meeting room at 8:23 p.m. Mr. Reese made a motion, seconded by Mr. Brozusky to reconvene the public meeting. The motion carried unanimously. Mr. Williamson said the executive session had been held to discuss one pending litigation matter and one real estate matter concerning the possible sale of a parcel of property owned by the Borough.

Resolution No. 20-2011 Appointment to Planning Commission

Mr. Brozusky made a motion, seconded by Mr. Repsher to adopt proposed Resolution No. 20-2011 appointing William Miller Sr. to a (4) four year term on the Borough Planning Commission expiring 06/30/15. The motion carried unanimously.

Adjournment

With no further business Mr. Reese made a motion seconded by Mrs. Wolbert to adjourn the meeting at 8:25 p.m. The motion carried unanimously.

James S. Phillips, Secretary