



PARADISE TOWNSHIP

MONROE COUNTY, PENNSYLVANIA

SUPERVISORS

Reda Briglia
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PARADISE TOWNSHIP BOARD OF SUPERVISORS REGULAR MEETING MINUTES MAY 3, 2021

Call to Order

Chair Konrath called the meeting to order at 6:03 p.m.

Roll Call

Officials Present:

Gary Konrath – Chair
Peter Gonze – Vice Chair
Reda Briglia – Supervisor

John C. Prevoznik – Solicitor
Charles Unangst – Engineer
Tina Transue – Secretary

Pledge of Allegiance

Konrath led the Pledge of Allegiance to the Flag.

Public Comment Statement

Konrath read the public comment statement "*Ladies and gentlemen, before the Board of Supervisors votes on any matter, the Board will allow for public comment on that particular item. If you wish to be heard at that time, please raise your hand, and you will be recognized. A public comment period will be held at the end of the regular agenda for any other business.*"

Konrath stated that the meeting is being recorded for the limited purpose of preparing the official minutes.

Approval of Minutes

Motion: Briglia moved and seconded by Gonze to approve the April 19, 2021 Board of Supervisors regular meeting minutes as presented.

Motion carried 3-0.

Road Material Bids

Konrath stated that the road material bids were opened and read aloud on April 30 at 10:01 a.m. by committee as advertised in the *Pocono Record* on April 12 and April 19. Transue read into the record the bids from a spreadsheet which is attached hereto as Exhibit 1. Two bidders provided identical bids for the 2B Stone FOB and delivered as well as ID-2 Top 100. The Board discussed how to award the tie bids. Solicitor Prevoznik stated that Transue could contact each bidder in the tie and request permission to award

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it to both. If both bidders do not agree to that arrangement, then a coin will be flipped at the next meeting to break the tie.

Motion: Briglia moved and seconded by Gonze to award to the lowest bidder, Edwards Sand & Stone, as set forth on Exhibit 1 for the following road materials: i) 1BW Stone FOB; ii) #4 Ballast FOB; iii) Anti-Skid FOB; iv) 1BW Stone delivered; v) #4 Ballast delivered; and vi) Anti-Skid delivered contingent upon the Bid Bonds being verified.

Motion carried 3-0.

Motion: Briglia moved and seconded by Konrath to award to the lowest bidder, Hanson Aggregates, as set forth on Exhibit 1 for the following road materials: the ID-2 Binder FOB contingent upon the Bid Bonds being verified.

Motion carried 3-0.

Motion: Briglia moved and seconded by Gonze to award to the lowest bidder, Eureka Stone Quarry, as set forth on Exhibit 1 for the following road materials: i) the 2A Modified FOB; ii) 2RC Stone FOB; iii) Rip Rap Stone FOB; iv) 2A Modified delivered; iv) 2RC Stone delivered; and v) Rip Rap Stone delivered contingent upon the Bid Bonds being verified.

Motion carried 3-0.

Motion: Briglia moved and seconded by Gonze to award to both of the lowest bidders, Edwards Sand & Stone and Eureka Stone Quarry, as set forth on Exhibit 1 for the following road materials: 2B Stone FOB and 2B Stone delivered contingent upon both bidders agreeing in writing to the tie award; or if both bidders do not agree to share the award, then the Supervisors will flip a coin at the May 17, 2021 meeting to break the tie.

Motion carried 3-0.

Motion: Briglia moved and seconded by Gonze to award to both of the lowest bidders, Hanson Aggregates and Eureka Stone Quarry, as set forth on Exhibit 1 for the following road materials: the ID-2 Top 100 FOB contingent upon both bidders agreeing in writing to the tie award; or if both bidders do not agree to share the award, then the Supervisors will flip a coin at the May 17, 2021 meeting to break the tie.

Motion carried 3-0.

New Business

Municibid – 2008 Ford Dump Truck/Award Bid – Transue stated that the highest bid on the 2008 Ford F550 dump truck listed on Municibid was \$13,299.99 received from Jim O'Connell. The bid amount was over the reserve price set by the Supervisors.

Motion: Briglia moved and seconded by Gonze to authorize Mike Mader to sign on behalf of the Township when transferring the title to Mr. O'Connell.

Motion carried 3-0.

Motion: Gonze moved and seconded by Briglia to award the bid to Jim O'Connell in the amount of \$13,299.99 contingent upon receiving a certified check from Mr. O'Connell.

Motion carried 3-0.

Municibid-List Komatsu Wheel Loader/Approve Listing and Minimum bid – The Board discussed listing the Komatsu Wheel Loader on Municibid instead of trading it on the new CAT Wheel Loader expected to be delivered on May 5.

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Motion: Gonze moved and seconded by Konrath to approve listing the Komatsu Wheel Loader on Municibid with a reserve bid of \$20,000.00.

Motion carried 3-0.

Municipal Building Trees/Discuss Replacing – Konrath stated that the Road Crew cut down several Ash trees in the front of the Municipal Building. Konrath questioned whether the Board wanted to plant new trees in their place. The Board discussed several options of trees such as Red Bud or Pear (non-fruit bearing) and the size of trees to plant.

Motion: Gonze moved and seconded by Konrath to table the discussion on replacing the trees taken down in front of the Municipal Building until more information such as tree size, type and cost can be looked into.

Motion carried 3-0.

Resolution 06-2021/Disposition of Records/Ratify – Konrath stated that Resolution 06-2021 lists records that were shredded by DES on May 1 at the Township's Spring Clean Up.

Motion: Briglia moved and seconded by Gonze to ratify Resolution 06-2021/Disposition of Records. A copy of the list of records which were shredded is attached hereto as Exhibit 2.

Motion carried 3-0.

HVAC Air Purifier/ Discuss – Konrath stated that he received a quoted from RJ Groner on an Air Treatment System for the Municipal Building. The system would be attached to the building furnaces and works with a UV bulb to disinfect the air. The Board discussed the effectiveness of such a system once installed and asked that further research be conducted into the system's efficacy.

Motion: Briglia moved and seconded by Gonze to table the discussion until more research can be done on the system's effectiveness.

Motion carried 3-0.

Municipal Building Trees/Discuss Replacing (continued) – Kevin Transue stated that he contacted the owner of a local nursery by text message regarding replacements trees and was given an estimated cost of \$300.00 per tree for mature non-fruit bearing Pear trees.

Motion: Briglia moved and seconded by Gonze to rescind tabling the discussion on replacement trees at the Municipal Building as motioned earlier in the meeting.

Motion carried 3-0.

Motion: Briglia moved and seconded by Gonze to approve the purchase of three non-fruit bearing Pear trees to be planted in the front of the Municipal Building with a cost not to exceed \$1,000.00 for all three trees.

Motion carried 3-0.

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Reports

EAC – Konrath reported that the EAC met on April 21 and discussed the conductivity of stream water in the Township. Konrath stated that Edie Stevens was trying to secure a grant through the Brodhead Watershed Association to monitor a few streams in the Township which may contain higher conductivity levels than other streams in the area. It was noted that while experiencing higher conductivity, probably from road salt, the waters were still within safe limits. Konrath stated that the EAC discussed Mountain Biking on Open Space properties again.

Public Hearing

Motion: Konrath moved and seconded by Briglia to recess the regular meeting and open the Conditional Use Hearing for Tarpon Towers at 6:30 p.m.

Motion carried 3-0.

Solicitor Prevoznik stated that this public hearing is in response to an application from Tarpon Towers to amend the Conditional Use Decision of May 6, 2019. Tarpon Towers is requesting relief from Condition #22 - "All facilities located within the Compound Area shall be serviced with an automatic fire suppression system which complies with all applicable federal, state and local building codes. Such system shall be serviced/tested at least annually and proof thereof shall be provided to the Paradise Township Zoning Officer and Construction Codes Officer within ten (10) days thereof...." The applicant is seeking removal/amendment of this condition as the equipment to be used will not be in an enclosed equipment shelter or shed. The property is located in a B-1 zoning district. Solicitor Prevoznik submitted the following Exhibits:

B-1 - Public Notice.

B-2 - Advertisement posted in the Pocono Record on April 22 and April 28, 2021.

B-3 - Certification of Posting by the Township Zoning Officer, Shawn McGlynn.

B-4 - Tarpon Towers' Application for Conditional Use Permit, Pre-hearing Statement, Notice of Appearance and Demand for Service, Zoning Plans and a copy of the Conditional Use Decision dated May 6, 2019.

Attorney Richard Williams was in attendance representing Tarpon Towers. Attorney Williams gave an explanation of why Tarpon Towers is asking to modify/remove Condition #22 of the May 6, 2019 Conditional Use Decision. Attorney Williams explained that at this time, the equipment would not be housed in a building or structure and therefore a fire suppression system could not be used. Engineers for the project indicated in a report that there are no automatic fire suppression systems available for use in connection with facilities entirely located outside and not within a building or other structure.

Solicitor Prevoznik confirmed with Attorney Williams that there are three pad sites to be located at this facility. Verizon Wireless would be the first carrier to install telecommunication equipment at this site and plan on using the outdoor equipment therefore they would not be able to install a fire suppression system; however, if future carriers installed equipment housed in a building or structure, it would need to install a fire suppression system. Attorney Williams confirmed that would be the case. Attorney

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Williams presented a Letter of Certification from Tarpon Towers' Engineer, Krupakaran Kolandaivelu.

Solicitor Prevoznik submitted the following Exhibit:

B-5 - Sign-In Sheet.

A-1 – Letter of Certification from Tarpon Towers' Engineer, Krupakaran Kolandaivelu.

Motion: Gonze moved and seconded by Briglia to move the all Exhibits into record.

Motion carried 3-0.

Motion: Gonze moved and seconded by Briglia to close the hearing.

Motion carried 3-0.

Executive Session

The Board went into Executive Session to discuss amending Condition #22 of the Conditional Use Decision dated May 6, 2019.

Motion: Konrath moved and seconded by Briglia to reconvene the regular meeting.

Motion carried 3-0.

Solicitor Prevoznik announced that the Board discussed the law regarding the right to amend the Conditional Use Decision. The Board discussed amending Condition #22 of the existing Tarpon Towers Conditional Use Decision and Order. The Board noted that if a carrier co-locates on the tower site and uses a shelter or building, then that carrier will be required to install a fire suppression system. In addition, the Board discussed requiring all equipment be installed on a metal or concrete pads if the equipment is to sit at ground level.

Motion: Gonze moved and seconded by Briglia in consideration of the applicant's request to amend Condition #22 of the Conditional Use Decision dated May 6, 2019 to be in order for the Tarpon Towers' telecommunication facility, to be located on the property at 3787 Route 715, Henryville, PA, Tax Map No. 11/1/1/14-2, the request is granted as follows:

All ground level telecommunication equipment used by a telecommunication provider based outside of a cabinet or shelter shall not require fire suppression. Any equipment located in a shelter or building shall continue to require fire suppression. Tarpon Towers and any co-locators shall place all ground level equipment upon the three approved pad sites on a platform made of either concrete or metal.

Motion carried 3-0.

Reports (continued)

Roadmaster – The Board discussed the Roadmaster's report. The Board briefly discussed how Spring Clean Up went with the new policies and procedures. Transue stated that there were several non-Township residents dumping at Clean Up. The Board discussed sending a letter to the persons identified as non-residents.

Solicitor – Solicitor Prevoznik stated he would be attending a virtual meeting on May 10, 2021 with Todd Stires from DEP regarding the Costanzo Property. Solicitor Prevoznik also stated the he received updates from Charlie Unangst on the easements for the Devils

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Hole Road Culvert Project and he would have them back to Mr. Unangst by the end of the week.

Engineer – Mr. Unangst stated that the Traffic Calming Device Project was out for bid on PennBid and was due on May 17, 2021 to be awarded at the Board of Supervisors meeting that evening. Mr. Unangst stated that he put stakes and flagging at both locations where the Traffic Calming Devices would be located if potential contractors wanted to see where the devices are to be installed. Mr. Unangst also stated that Hanover Engineering send out requests to three drillers for quotes on pricing to drill four boring test holes for the Devils Hole Road Culvert Project.

PARC – Briglia stated that PARC met in April at which time they paid bills. PARC passed the Frisbee Golf information Konrath handed out to the local Boy Scouts and Girl Scouts to possibly have one of their members put Frisbee Golf on a Township property as a project. Konrath stated that at the Barrett Paradise Library meeting there was discussion about putting story pages around Ice Lake as an activity for the community. Konrath stated he told them to contact the Barrett members of PARC about it.

Correspondence/Miscellaneous

Gonze stated that Transue, Mader, and he attended the Pre-Construction Meeting for the Red Rock Road Stream Restoration Project. Gonze noted that the effected residents in attendance did not object to the contractor being on site at 7:00 a.m., with a startup time for the machines at 7:30 a.m. Further, Gonze reported that the contractor requested if it would be permissible to work on Saturdays in the case of extreme circumstances such as bad weather which could delay the project.

The Board briefly discussed the first quarter Budget vs Actual report sent to them by Transue.

Adjournment

Motion: Gonze moved and seconded by Konrath to adjourn the meeting at 7:08 p.m.

Motion carried 3-0.

Respectfully submitted,



Tina Transue
Secretary