

## **MINUTES**

**May 1, 2023 Hybrid Workshop of the Board of Supervisors (Zoom meeting ID was advertised in advance in the Pike County Dispatch)**

**560 Route 6 & 209**

**7:00 p.m.**

The Board went for an executive session to discuss personnel.

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**May 1, 2023 Hybrid Meeting of the Board of Supervisors (Zoom meeting ID was advertised in advance in the Pike County Dispatch)**

**560 Route 6 & 209**

**7:00 p.m.**

A scheduled meeting of Milford Township Supervisors was called to order at 7:00 P.M. by Chairperson Rachel Hendricks. Also present were Vice Chairperson Gary M. Williams, Penney Luhrs, Solicitor Anthony Magnotta, and Secretary/Treasurer Shahana Shamim.

Penney made a motion to approve the minutes of the previous meeting, Gary seconded, and it passed unanimously.

### **Treasurer's Report:**

Shahana reported that since the last meeting she had received \$400 from sewage, \$2.25 from a Right-to-Know request, \$172,914.89 from the Tax Collector, \$15,000 from Pike County Commissioners for the EMS, \$2,045.32 from Zoning, \$314.10 from Code Inspections, and a \$25 of rent. She also reported the financial account balances as \$327,723.63, \$9,196.89, \$29,401.49, \$20,898.93, \$15,601.99, and \$128,767.76 in the accounts of Wayne Bank (Investment), Wayne bank (General), Wayne Bank (Payroll), NBT Bank, PLGIT (General), and PLGIT (Liquid Fuels) respectively.

### **Roadmaster:**

Mr. Williams asked for permission from the other two supervisors to advertise for bids to finish up paving the rest of the Schocopee Road, it will be the section that's just past Ray's up to the intersection of Schocopee Road and Fire Tower Road, and the bids will be due back on June 5 at 7:15 P.M. Rachel made a motion to advertise it, Penney seconded, and it passed unanimously. Gary continued that they were getting the trucks ready to do some major work in the roads. Last week they worked on cleaning up an 18-inch clogged pipe at the intersection of Deep Brook Road and Vandermark Drive, most of it was cleared, and the rest is being cleared from the rain. Today they spent all day cleaning the ditches in Fire Tower Road, and it will be finished in the next day or two.

### **Public participation #1:**

Yvonne Merrill said that she was running for the position of Prothonotary in the Office of Pike County Clerk of Courts. She described her background and experience. She asked for support for her candidacy. Cristin Cavallaro said that she is a candidate for the position of

Magisterial District Judge, as Judge Fischer is retiring. She described her background. Linda Demergis said that she was also running for the position of Prothonotary in Clerk of Courts. In reply to Penney's inquiry, she said that a Prothonotary takes petitions for abuse and processes passports, marriage licenses, prepares court appeals, district court paperwork, adoptions, and dependencies. She added that she has experience in all of these. These candidates asked for support.

### **Secretary's Report:**

Shahana presented various correspondences received, including from Delaware Water Gap, National Folk Festival, PennDOT, Pike County Assessment Office, Solicitor, Chuck Christensen, Milford Borough, UGI, Pike County Conservation District, Blue Ridge, Pike County Area Agency on Aging, and Certificate of Liability Insurance.

### **Old Business:**

**Watershed & Wellhead ordinance:** Rachel said that this item is on the agenda in case the County sent their comments by today, but those comments have not been received yet. She added that the Hearing will be scheduled after the County comment(s) are received. Shahana said that she sent it to the County on April 28<sup>th</sup>, and the Solicitor added that the County comments are due in 30 days. Gary made a motion to continue this item at such time as the next meeting following receipt of those comments, Penney seconded, and it passed unanimously.

**Authorization for professionals to attend NDL Conditional Use:** Rachel said that the Board had an executive session regarding this matter. She made a motion to hire special counsel for this Conditional Use application, the firm of Saltzmann Hughes, and to authorize Mr. John Fuller, the Engineer, to attend the conditional use proceedings. Gary seconded the motion and it passed unanimously.

**PSATS post-conference report:** Rachel said that she had attended the Pennsylvania State Association of Township Supervisors Conference the previous week as a voting delegate of the Township, and there were a lot of workshops. She met a lot of experienced individuals. There was discussion about spreading human waste on farms and other land applications, and it was a controversial item. She received a \$500 off offer from a website developer, who himself is a Township Supervisor, and he has a good understanding of what Municipalities do. She met individuals from Keep Pennsylvania Beautiful, and they discussed how to deal with the dump sites. Someone from Penn State Extension was there to help with the tree maintenance for the Hazard Mitigation Plan. PEMA emergency management information was available too, and there was a whole topic on short term rentals. All those presentations are available on the app, which remains accessible to anyone registered.

### **New Business:**

None

### **Other public participation:**

Mr. Don Quick handed a notice of intent to sue the Board of Supervisors in the case that Warehouse Conditional Use application is approved. Rachel said that this Board is not allowed to discuss

this matter outside of the Hearing, and she urged him to attend the public Hearing, which was scheduled for May 22<sup>nd</sup>. She added that it will be a three-hour long meeting, public comment period might not be reached by that time, as the procedure is for the applicant and parties to go first, and a subsequent date will have to be set. The Solicitor said that this notice of intent is a public record, as it's handed at this public meeting. He advised the Board to notify the insurance carrier, because not notifying might be utilized by the insurance company to exclude the coverage. Rachel made a motion for Shahana to notify the insurance carrier and for the Solicitor to notify all the parties of this notice of intent. Penney seconded the motion, and it passed unanimously.

In reply to Mr. Quick's inquiry, the Solicitor said that the format of the May 22<sup>nd</sup> Hearing is that it will be a regular Conditional Use Hearing. It will be the initial burden of the applicant to prove that they have complied with the provisions of the zoning ordinance, and they have three experts to present their testimonies. They will get 100 days and 10 hours of Hearing, and then protestants will be allowed 10 hours and 100 days to present their evidence. The residents and taxpayers will also be given time for public comment. So, the Hearing will continue throughout the summer, as the Court Reporter won't do more than three hours at a time, and hence, there might be about seven, eight, or even nine meetings. Currently no clock is running as long as each Hearing is properly scheduled, and the applicant is notified about the schedule. The next Hearing will have to be scheduled at the end of the Hearing of the 22<sup>nd</sup>. Mr. Quick said that at the last Planning Board meeting the geologist was trying to describe without any maps. Rachel said that all incoming correspondence regarding this application comes to the staff, who forwards it to Counsel, and the Board of Supervisors is kept insulated from it. This Board is supposed to be separated from these materials until Counsel approves it to be forwarded to this Board.

In reply to Mr. DiBiasi's inquiry, Rachel said that zoom, which will be able to display documents on screen, and microphones will be available at the May 22<sup>nd</sup> Hearing, and she asked him to coordinate with the staff. Mr. Klemeyer said that he and Vito were not served with the amended plans, and when he asked for it, he was told that everything was posted on the Township's website. He had to ask his Engineer to make copies of the plans so that he could cross-examine the witnesses based upon those plans. He asked the Board to work on digital displays in advance. Rachel asked the Solicitor to confirm with all parties and applicants about what technology will be required so that the Secretary could request it of the school in advance. She added that prepared presentations could be sent by email to the staff, who will be able to share it on the Zoom screen.

**Township Bridges:** Rachel said that she asked Mr. Fuller, the Engineer, to provide pricing for bridge maintenance plan, and he will go on site to take a preliminary look.

There was no other business to discuss. At 7:44 P.M., Rachel made a motion to pay the bills and adjourn, Gary seconded, and it passed unanimously.

Respectfully submitted,

Shahana Shamim

Secretary/Treasurer