

**BOROUGH OF CLARKS SUMMIT
BOROUGH COUNCIL MEETING
FEBRUARY 6, 2019**

The February 2019 Borough Council Meeting was conducted on February 6, 2019 at 7:00 P.M. The Meeting was held in Borough Council Chambers, 2nd Floor, 304 South State Street, Borough of Clarks Summit, County of Lackawanna and Commonwealth of Pennsylvania. Council members in attendance were Ms. Gerrie Carey, Mr. Frank Besten, Mr. Dominic Scott, Mr. Vincent Cruciani, Mr. Patrick Williams, Mr. David Jenkins, Mr. Bob Bennett, Police Chief Yarns, Mayor Johnson, Solicitor Kevin Hayes, and Borough Manager Virginia Kehoe.

PROCLAMATION FOR MAYOR JOHNSON

Pat O'Malley

Commissioner Pat O'Malley read the proclamation for Mayor Johnson

CALL TO ORDER:

President Carey

MEDITATION:

Mayor Johnson

PLEDGE OF ALLEGIANCE:

Mayor Johnson

1. APPROVAL OF AGENDA:

Bob Bennett made the first motion to approve the agenda, seconded by David Jenkins, vote was unanimous.

2. APPROVAL OF MINUTES:

President Carey

- **January 2, 2019 Council Regular Meeting:** Vince Cruciani made the first motion to approve the minutes, seconded by David Jenkins, vote was unanimous, 7-0.

3. PUBLIC COMMENT & INPUT:

President Carey

The National Running Center representatives approached council concerning the Strawberry 5K run on June 22nd at 9am. David Jenkins made the first motion to approve the run. Chief Yarns stated that the run has been great, there were a lot of people and they would like an additional officer or fire police. The Mayor said he would authorize another officer for safety reasons. The motion was seconded by Bob Bennett, the vote was 7-0.

Ryan Siebecker also works for the National Running Center and he suggested a State Street Mile race. They suggested May 27th, Memorial Day weekend. Suggestions were made and Chris Yarns needs to review the route and the Safety Committee needs to get together with the NRC to review details.

Gerard Hetman updated Council on the events happening in Lackawanna County.

4. POLICE REPORT:

Mayor Johnson

David Jenkins discussed enforcing the law concerning the tractor trailers crossing over the yellow lines. Chris Yarns stated that there are different situations where they might cross the line. Mayor Johnson suggested having the lines painted in town. At times people are parked out too far which can cause the trucks to go over the yellow lines. Mayor Johnson discussed sending officers to classes concerning commercial vehicles. Mayor Johnson stated that the problem is State Street is too narrow. Old Lackawanna Trail and Winola road, it is very dark at night, he would like to get a light pole there. Mr. Jenkins and Mr. Besten agree. Chief Yarns would like to apply for the Speed Limit Sign Grant and was given the ok by David Jenkins. The phone in the elevator and the phone outside the police station needs to be in working condition. The borough has gone with a different phone system.

5. BIDS & QUOTATIONS:

President Carey

- **Sheridan Ave bid:** Virginia Kehoe opened the Sheridan Avenue Bids. Florey Lumber put in a bid and the second bid was from Abington Development Group/Noto. Solicitor Hayes will look over the bids. The motion would be contingent on the Solicitor's approval.
- **Resolution 2019-02 Sale of Sheridan Ave:** Bob Bennett made the first motion to approve Resolution 2019-02 to sell the land, seconded by Dominic Scott. On the question Frank Besten asked if Mr. Noto is aware of the small parcel 10 x 10 set aside. Yes he is aware of this it was included in the amendment and the notice. Vince Cruciani stated that he would like to amend the motion to put all proceeds from the sale into the Capital Reserves Fund. Pat Williams stated that he thought we weren't going to sell anything until we bought something. Mr. Cruciani said it's just the opposite. Mr. Cruciani stated that they know there are capital improvements that need to be made on this building if they stay here at the borough building or move to another building. Mr. Williams thinks that we should get loans. Gerrie Carey stated that Sheridan Avenue isn't bringing any money into the borough. Bob Bennett stated that we are selling this so we have the money ahead of time. Pat Williams suggested amending the motion to that money only goes to the building or a new borough building. Vince Cruciani stated that when it comes time to vote to release money from the capital reserves, he will vote with Mr. Williams regarding the whole \$190,100. Bob Bennett seconded the amendment; the vote was unanimous, 7-0. Motion to sell the property was unanimous, 7-0. David Jenkins made the first motion to sell the land to Abington Business Development, contingent on the Solicitor's review and approval, seconded by Dominic Scott, vote was 7-0.

6. BOROUGH TREASURER'S REPORT

President Carey

David Jenkins made the first motion to approve the borough's treasurer's report, seconded by Frank Besten, vote was 7-0.

7. COMMITTEE REPORTS:

• **Building & Plant**

Pat Williams, Chair

Pat Williams stated that we are still waiting on an appointment from the roofing company. Ms. Kehoe will check and see if the Christmas lights were removed from Preate Park. We are having trouble connecting to the electronic sign. Mr.

Williams said Bob Naegele is moving forward on the issue at Winola Road, waiting for Penndot approvals. The truck wash at the Penndot bldg. had a couple glitches but it should be opening soon. Mr. Williams said they should be painting the barriers white if Penndot supplies the paint. This is on the Grove Street Bridge.

- **Finance Committee** Dominic Scott, Chair
 Sale of Borough Building: Resolution 2019-04 Sale of Borough Building: This can be voted on so we can run the ad, this draft has the bids being received March 6th. The minimum bid is set at \$375,000. Vince Cruciani asked if we are exempt from the transfer tax. Dominic Scott made the first motion approve Resolution 2019-04 to advertise the bid, seconded by Frank Besten, vote was 5-2 with Vince Cruciani and David Jenkins voting no.
- **Grant Committee** Dave Jenkins, Chair
 Mr. Jenkins stated that we do apply for the Municipal Arts Grant every year and we will apply this year again.
- **Recycling Committee** Bob Bennett, Chair
 Bob Bennett stated that the Shred Fest will be on April 27th. He will put out the signs prior to the event.
- **Insurance Committee** Vince Cruciani, Chair
- **Personnel Committee** Frank Besten, Chair
 Recommendation re: Jenn B, Bonnie F and George C: Frank Besten made the first motion to approve the raises for all three above, with contracts, seconded by David Jenkins, vote was 6-0. Council discussed the raises and the cost of living.
- **Public Safety/Safety** Pat Williams, Chair
 Recommendations re: handicapped parking: Frank Besten stated that there are 6 handicapped spots. The only one that will be taken out is the one on Zimmerman Street. David Jenkins made the first motion to advertise Ordinance 2019-01 for a vote in March, seconded by Frank Besten, vote 7-0. David Jenkins asked that we use certain color paint with the scotch lite particles so it reflects the light. David Jenkins said at Greenwood and Lackawanna Trail road; see if there was a police report made. He would like to have the damage repaired. Ms. Kehoe will check it out.
- **Recreation** Dominic Scott, Chair
- **Sewer Billing** Dominic Scott, Chair
 Bob Bennett thanked Jenn Basalyga for doing a good job with the sewer billing. Dominic Scott is concerned about having cash as a payment option at the Borough. The amount of cash in the borough is minimal. We cannot say that we cannot take cash. We do not offer change in cash.
- **ACOG Representative** Frank Besten/Gerrie
 Carey/Dom Scott
- **Building plans committee** Gerrie Carey/Frank
 Besten/Pat Williams
- **LCAB** Patrick Williams
- **SAPA** Dave Jenkins
 A meeting will be at South Abington Twp. Building on February 26th.
- **Additional comments from Council:**
 Frank Besten asked Mayor Johnson about the State of Emergency that was declared for the last snowstorm, and he asked if he received any local report about

that. Mayor Johnson stated that he did not get any report and he was waiting for one. Usually the EMA director notifies the Mayor if there is a state of emergency. Mayor Johnson is worried because Lackawanna County wanted a report about any damages sustained from rainfall a couple months ago. We didn't have a report either way. You need documentation. Vince Cruciani stated that he thinks that this should be a paid position. Set up a meeting with Jeff Ames and the Personnel Committee.

8. **VENDOR PAYMENTS TO BE RATIFIED:** **President Carey**
Vince Cruciani made the first motion to ratify the vendor payments, seconded by Dominic Scott, vote was 6-0.
9. **OLD BUSINESS:** **President Carey**
10. **NEW BUSINESS:** **President Carey**
 - **Resolution 2019-03 Meter Suspension – Ice Festival:** Bob Bennett made the first motion to accept Resolution 2019-03, seconded by Frank Besten, vote was 6-0. Mayor Johnson thanked the DPW as they used the skidsteer cleaning in preparation for the ice festival and they are to be commended.
 - **ABPA Ice Festival block party:** David Jenkins made the first motion to approve blocking the side of the building for the block party, seconded by Frank Besten, vote was 7-0.
 - **Postpone deadline for 2019 Business Registration to February 28, 2019:** David Jenkins made the first motion to approve deadline being postponed, seconded by Frank Besten, vote was 7-0.
 - **Policy for DPW:** Discussed a policy where the DPW can clean off their own driveways. Solicitor Hayes has an issue with DPW clearing their own driveways as a matter of policy. David Jenkins stated that this has been done in South Abington Township. The union as a group has an issue with this also. There is a liability issue.
 - **Inspection of Senior Center Building:** Frank Besten made the first motion to go ahead with the inspection, with up to \$1,500 for the cost of the appraisal, seconded by Bob Bennett. On the question, Gerrie Carey asked who would do this appraisal. Council decided to ask Wayne Bank for their suggestion on an inspection company. Vince Cruciani suggested Ms. Kehoe email and ask the other 4 stakeholders for a name of an inspector, put this all on the same email, within the next 5 business days. Vote was 6-1 with David Jenkins voting no. We are indicating that the Clarks Summit Borough is going to pay for the inspection
11. **SOLICITOR'S REPORT:** **Solicitor Hayes**
Solicitor Hayes has many ordinances and resolutions that he is working on. There is a discussion for executive session.
12. **CORRESPONDENCE:**
13. **EXECUTIVE SESSIONS:** **President Carey**

- **Prior-** **January 2, 2019 personnel, litigation
January 30, 2019 personnel, litigation,
negotiations**
- **During-** **None**
- **Subsequent-** **None**

14. ADJOURN: **President Carey**
David Jenkins made the first motion to recess, seconded by Frank Besten, vote was 7-0.

Council recessed at 8:49pm.

Council reconvened at 9:32pm.

David Jenkins made the first motion to adjourn, seconded by Pat Williams, vote was 7-0.