

**BOROUGH OF CLARKS SUMMIT
BOROUGH COUNCIL MEETING
JUNE 3, 2020**

The June 2020 Borough Council Meeting was conducted on June 3, 2020 at 7:00 P.M. The Meeting is normally held in Borough Council Chambers, 2nd Floor, 304 South State Street, Borough of Clarks Summit, County of Lackawanna and Commonwealth of Pennsylvania. Due to the COVID 19 pandemic, Council members Ms. Gerrie Carey, Mr. David Jenkins, Mr. Bob Sheils, Ms. Kathleen Simrell, Borough Manager Ms. Virginia Kehoe, Chief Chris Yarns, and Solicitor Kevin Hayes logged into Zoom to participate in the meeting. Council members Mr. Vincent Cruciani, Mr. Harry Kelly and Mayor Herman Johnson attended via telephone.

MEDITATION:

Mayor Johnson

PLEDGE OF ALLEGIANCE:

Mayor Johnson

Solicitor Kevin Hayes stated that this meeting is being broadcast on ECTV You Tube website and cable access channel. This meeting is in compliance with the Sunshine Act and Senate Bill 841.

1. APPROVAL OF AGENDA:

David Jenkins made the first motion

2. APPROVAL OF MINUTES:

President Carey

- **May 6, 2020 Council Regular Meeting:** David Jenkins made the first motion to approve the minutes, seconded by Kathleen Simrell, vote was 6-0.

3. PUBLIC COMMENT & INPUT:

President Carey

4. POLICE REPORT:

David Jenkins discussed the trucks that speed through town.

Mayor Johnson

5. BIDS & QUOTATIONS:

President Carey

- **2020 Paving Bids:** Ms. Kehoe received 4 bids. David Jenkins made the first motion to approve the bid from Pennsy Supply, seconded by Harry Kelly, vote was 5-0-1 with Vince Cruciani abstaining. He stated he is currently in a business engagement with Pennsy Supply.

6. BOROUGH TREASURER'S REPORT

President Carey

Bob Sheils made the first motion to approve the treasurer's Report, seconded by David Jenkins, vote was 6-0.

7. **VENDOR PAYMENTS TO BE RATIFIED:** **President Carey**
Kathleen Simrell made the first motion, seconded by Harry Kelly, vote was 6-0.

8. **OLD BUSINESS:** **President Carey**

- **Sheridan Ave Sale:** David Jenkins made the first motion to extend the closing until July 3, 2020, seconded by Vince Cruciani, vote was 6-0.
- **EMA Compensation:** Vince Cruciani made the motion to compensate the EMA Director with a \$2,500 yearly stipend, retroactive June 1, 2020-May 31, 2021, paid out on a monthly basis as a subcontractor, seconded by David Jenkins, vote was 6-0.
- **Carol Drive – dirt road:** Ms. Kehoe reached out to PPL to see if they would give us the road. She has not been given an answer. No communication has been acknowledged. David Jenkins stated that the best situation is the current situation, where the borough is not involved.
- **CDBG – (Justin from La Cty):** Council will need to make a decision by June 24, 2020.
- **Late Fees/mailing for sewer delinquent:** David Jenkins made the first motion to continue not giving late fees through September, seconded by Harry Kelly, vote was 6-0.

9. **NEW BUSINESS:** **President Carey**

- **Replacement for Councilman Williams:** Bob Sheils state that all of the applicants were outstanding. He suggested that Ms. Kehoe keep the resumes on hand in case any openings come up in the borough. Vince Cruciani stated that Harry Jenkins is an immensely qualified candidate but his only concern is that we would lose an excellent person in his particular role on the very important managerial aspects of ARWA.

David Jenkins nominated Robert Bennett.
Harry Kelly nominated Joan Davis.
Kathleen Simrell nominated Josh Mitchell.

Roll call for Robert Bennett:

Kathleen Simrell: nay

Bob Sheils: yay

Vince Cruciani: yay

David Jenkins: yay

Harry Kelly: nay

Gerrie Carey: nay

Vote was tied. Mayor Johnson voted nay. Final vote was 3-4. Robert Bennett was not voted in.

Roll call for Joan Davis:

Kathleen Simrell: nay

Bob Sheils: nay
Vince Cruciani: nay
David Jenkins: nay
Harry Kelly: yay
Gerrie Carey: nay
The vote was 1-5. Joan Davis was not voted in.

Roll call for Josh Mitchell:

Kathleen Simrell: yay
Bob Sheils: yay
Vince Cruciani: yay
David Jenkins: nay
Harry Kelly: yay
Gerrie Carey: yay

The vote was 5-1. Josh Mitchell was voted in to replace Pat Williams. Solicitor Kevin Hayes stated that Mr. Mitchell will have to be sworn in. David Jenkins suggested thank you letters to the applicants. Vince Cruciani stated that he admired Mr. Mitchell's commitment by refreshing himself on the issues by reading the minutes. Running for council is about a policy driven dollars and cents operating a small municipality.

- **Resolution 2020-09 waive late fees for property tax payment after 6/30:** David Jenkins made the first motion to approve Resolution 2020-09, seconded by Kathleen Simrell, vote was 6-0.
- **Ordinance 2020-03 Flood Plain ordinance – advertise public hearing?:** David Jenkins made the first motion to approve Ordinance 2020-03, seconded by Harry Kelly, vote was 6-0.

10. SOLICITOR'S REPORT:

Solicitor Hayes

Resolution 2020-7 ratified the Mayor's declaration of a disaster emergency. The declaration expired that day. Mayor Herman Johnson suggested letting it expire and reinstate if we need to. Solicitor Hayes stated that he received a release signed by the purchaser of the repository property on Winola Road. The owner is aware of the situation and will not seek any action against the Borough related to water. He is working on easements also.

11. CORRESPONDENCE:

- **Request from Pat Williams:** Already been addressed.
- **Request from Anthony Graziano:** He had a concern about sewer bills not based on water usage. The borough charges one flat rate. Jenn Basalyga stated that this does come up once in a while.

David Jenkins made a motion to remove the "No Parking" signs on Haven Lane, Oak Lane, Timber Lane and Meadow Lane, and Greenwood Avenue, in the Borough. Vince Cruciani stated that the initial letter was only sent to Haven Lane residents. Council agreed to only remove the signs on Haven Lane. This would be like a test case. Ms. Kehoe will send a letter to the residents on the other streets mentioned

above. David Jenkins rescinded his previous motion and just made the removal of the signs on Haven Lane, the motion was seconded by Vince Cruciani, vote was 6-0.

David Jenkins would like to change the former Code Enforcement Office into the EMA office. Vince Cruciani wanted confirmation from the Chief to make sure this room isn't needed for evidence. Vince Cruciani made the first motion to made the office into the EMA office from 6-1-2020 through 5-31-2020, seconded by David Jenkins, vote was 6-0.

EXECUTIVE SESSIONS:

President Carey

- **Prior-** N/A
- **During-** N/A
- **Subsequent-** N/A

ADJOURN:

President Carey

David Jenkins made the first motion to recess the meeting until 6-24-2020, vote was 6-0.