

**BOROUGH COUNCIL SPECIAL MEETING
JUNE 26, 2012
7:00 PM**

The June Council Special Meeting for the Borough of Clarks Summit was conducted on Tuesday, June 26, 2012 at 7:00pm. 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 Gerrie Carey, Herman Johnson, Patrick Williams, Roy Davis, Patricia Lawler, David Jenkins, Virginia Kehoe and Mayor Harold Kelly.

- 1. WORKSESSION: President Carey**
- 2. PUBLIC COMMENT President Carey**

- **Replacement of Don Moyer on Council – Vote – Vince Cruciani, David Petz or Dom Scott**
Virginia Kehoe had stated that two candidates “letters of intent” were there to read and both gentlemen were present if there were any questions before council goes into Executive Session. Patricia Lawler asked both Dominick Scott and Vincent Cruciani questions. Roy Davis also asked if the person plans to run for council after filling in for the remainder of Donald Moyer’s term.

Recessed at 7:08pm for Executive Session

Reconvened at 7:23pm

Motion to approve Dominic Scott as the replacement for Donald Moyer on Borough Council was made by Patty Lawler, seconded by Herman Johnson, all in favor 6-0, vote was unanimous.

Roy Davis and David Jenkins thanked Vincent Cruciani for his interest and encouraged him to stay involved with the Clarks Summit Borough Council meetings, etc.

Mayor Harry Kelly swore in Dominic Scott as Borough Council Member (replacing Donald Moyer).

- **Police Chief Contract – Vote**

Virginia Kehoe stated that the Police Chief contract that was reviewed at the beginning of the month, the labor solicitor had some slight changes. Herman Johnson suggested that we see if the candidate in mind is available. David Jenkins suggested council go into an Executive Session to discuss the personnel matter.

Recessed at 7:33 for Executive Session

Reconvened at 7:55pm

- **ARWA Authority Members Terms – Vote**

The ARWA Authority adopted a resolution resolving the issue of the terms. The ARWA has asked council to review this resolution and send back a letter to them, with council’s opinion. Does council support them on this or does council have another consensus. Pat Rogan has reviewed it as requested, and has discussed this with Attorney Al Weinshank from Clarks Green Borough and with Attorney Bill Jones from South Abington Township. Pat Rogan has no objection or concern on this matter. David Jenkins was first to make a motion to approve the ARWA Authority Members Terms as per the advice of the Borough’s Solicitor, Roy Davis seconded the motion as per the recommendation of the Borough Manager. The vote was unanimous 6-1 with Herman Johnson voting Nay. Herman does not think that the council should vote because it involves more than the Clarks Summit Borough, he feels the vote should only represent the Borough’s appointees.

- **Municipal Bond Guarantee- Vote**

The Sewer Authority has two options when it comes to the bond. The options are with or without a municipal guarantee on the bond. If the three municipalities guarantee the bonds, then a lower rate is available. This has been done in the past. Paul Murphy and Pat Rogan support the municipal guarantee on

the bonds. Patrick Williams is reluctant to be locked into the bonds, with an obligation to pay if necessary. He showed concern over the risk involved with guaranteeing the Municipal Bond. Roy Davis was first to make a motion to accept the Municipal Bond Guarantee, Herman Johnson seconded the motion, the vote was unanimous 6-1 with Patrick Williams voting Nay.

- **Part Time Police – vote**

Roy Davis was the first to make a motion to accept the request for two part time police officers to be hired for the Clarks Summit Police Department, David Jenkins seconded the motion. The vote is unanimous 6-1 with Patrick Williams voting Nay. Herman Johnson suggested that the current part timers, who are not working, be dismissed from service with the Clarks Summit Police Department. Patrick Williams commented on the question as to why we are hiring 2 part time police officers and not using the existing officers, who are part time employees already.

- **Borough Recycling Contract – vote**

Patty Lawler comment that she and Virginia Kehoe met with representatives from Waste Management and they met with Sam Augustini from J.P. Mascaro. “Single Stream Recycling” has been offered to the Clarks Summit Borough. J.P. Mascaro will send out information to borough citizens concerning the changes with recycling. Newspaper/cardboard and comingled recyclables will be collected all together and picked up weekly. This should increase the volume of recycling and reduce the waste. This should also increase the convenience to the residents as the county has been alternating weeks for recycling. David Jenkins made the motion to accept the Recycling Contract with J.P. Mascaro and Herman Johnson seconded the motion, the vote was unanimous 7-0. Herman Johnson commended the recycling committee, Virginia Kehoe and Patty Lawler, for working hard on improving the recycling effort.

- **Insurance Committee – liability quote update** QMRM, Glatfelter, Trident, Selective

The borough was given 4 different quotes on the liability and officials insurance. Glatfelter and Trident declined the quoted. Selective only quoted the package for the liability. their price was a little lower than what MRM quoted but they would only take the liability. We would still need public officials, police professional unemployment practices insurance. MRM is offering all of the insurance coverage. We have received a dividend every year that we have been with MRM, that is not a guarantee though. Herman Johnson was the first to make a motion to stay with MRM for the insurance needed, the motion was seconded by Roy Davis. The vote was unanimous 7-0.

- **Sewer Pass-Thru/Direct Connect w/ South Abington Township update**

Virginia Kehoe stated that Sough Abington Township was meeting this afternoon and they did not get back to her with new information. They have been working towards an agreement with the Clarks Summit Borough. Roy Davis suggested we table the vote until there is more information, council was in favor.

Herman Johnson asked about police regionalization. Clarks Summit has been given the go-ahead to start talking to other communities who are interested in this police regionalization. Herman Johnson suggested council set up a committee for this, by having the Borough Manager take the meeting’s minutes to make sure we have all the valid information on file. Herman Johnson, Mayor Harry Kelly and Gerry Carey are willing to be the committee members for police regionalization.

- **Police Vehicle purchase/lease**

- **DPW Vehicle purchase/lease**

Herman Johnson commented on the need for 2 police vehicles. Virginia Kehoe stated that council needs to make a commitment on leasing after the information is all gathered. There are competitors providing quotes and we can take a vote on July 11, 2012 at the next council meeting. Herman Johnson made the first motion to lease two police vehicles. This motion was amended and Herman Johnson made another motion to lease one police vehicle (Chevy Tahoe) and a vehicle for the DPW. Roy Davis seconded the motion Vote was unanimous 7-0. Roy asked if this should be brought to the finance committee before a vote is made. A new DPW vehicle is needed. DPW received a quote for a 2012 Dodge Ram 5500. Roy Davis made a motion to give Virginia Kehoe the direction to secure bids on police and maintenance equipment and use the information provided to us by council members for municipal leases, David Jenkins seconded the motion, the vote was unanimous 7-0. Herman Johnson commented on the importance of the vehicles being on a maintenance program. Should there be a person or committee in charge of this. Neil Bartholme and the police chief should be the person responsible for the vehicle maintenance program.

The borough has scheduled a public hearing and a vote on these ordinances on July 11, 2012.

- **Ordinance 2012 – 05 – Curative Zoning Amendment – Lackawanna Trail**

Changing the Noakes property to a CC

- **Ordinance 2012 – 06 – Traffic Amendment – Depot St**

Restricting a few parking spots on Depot Street from 6am – 9am for local deliveries.

- **Ordinance 2012 – 07 – Stormwater Ordinance**

MS4 for stormwater controls that we need to adopt for the state

- **Ordinance 2012 – 08 – Sign Ordinance Amendment**

Patty Lawler suggested an ordinance allowing Clarks Summit business to hang flags in front of their stores.

Each Ordinance has to be discussed individually, not as one group.

Ordinance that Patty Lawler has offered, allowing flags be allowed to be put up by Clarks Summit businesses (with restrictions).

Roy Davis discussed the changes in parking and sidewalks on Depot Street, possibly adding lighting at the time of the construction.

Virginia Kehoe discussed the Maria's property, stating that the borough received a Draft Deed. Council has to approve the deed, send it back to the Maria's to review and approve. They have to sign the deed and grant it to the borough.

Patty Lawler asked about the sign that says "Depot Street Next Right" to be placed on Winola Road. Virginia informed Patty Lawler that the sign has arrived and just has to be hung up.

- **Sewer ordinance – recommended changes**

Copy of the current ordinance was provided to Borough Council. We need to get the committee together to meet on this issue. This is more in line with the section concerning collection of bills, penalties and fees. Need to review and update this ordinance. The Finance Committee and the Borough Manager can be the committee on this matter.

3. REVIEW OF JULY 11, 2012 AGENDA

Virginia Kehoe reviewed the July 11, 2012 Agenda with Borough Council.

Herman Johnson informed members that July 17th at noon, Bedford Towers has a picnic every year and Clarks Summit Council Members were invited.

4. ADJOURN:

President Carey

Roy Davis was first to make a motion to adjourn the council meeting, David Jenkins seconded the motion and the vote was unanimous 7-0.

Meeting ended at 9:18pm

Respectfully Submitted by Jennifer Schmidt