

**BOROUGH OF CLARKS SUMMIT
BOROUGH COUNCIL MEETING
SEPTEMBER 3, 2014**

The September 3, 2014 Borough Council Meeting was conducted on Wednesday, September 3, 2014 at 7:00 P.M. The Meeting was held in Borough Council Chambers, 2nd Floor, 304 South State Street, Borough of Clark's Summit, County of Lackawanna and Commonwealth of Pennsylvania. Council members in attendance were Mr. Herman Johnson, President Gerrie Carey, Mr. Patrick Williams, Mr. Vincent Cruciani, Mr. Jim Klein, Mr. Dominic Scott, Mr. David Jenkins, Chief Chris Yarns, Mayor Patty Lawler, Virginia Kehoe, and Solicitor Dan Mulhern.

MEDITATION:

Mayor Patty Lawler

PLEDGE OF ALLEGIANCE:

Mayor Patty Lawler

SAPA UPDATE

Denise Prowell

Give a briefing of the comprehensive plan that was adopted by Clarks Summit and 8 other communities in 2009. It will be up to the current Council, which ideas they want to implement. Specific decisions need to be made and generally a plan is current for 10 years. State encourages this also as there are advantages and it is affordable for multi municipal panning. The state put funding towards this DCED and Penndot and the communities put their own funding in as well as some funding from the Scranton Area foundation and the Willory Foundation, the cost was \$300,000 and it was all paid for years ago. The next phase which is the implementation and updating of zoning ordinances will also be a great deal more affordable as a group of communities and it will depend on what each community wants to do. This plan is ready to go, it cost \$300,000 to put together, it's has never been implemented. The plan cannot be implemented if Scranton doesn't participate. Scranton is the only other one that they are waiting on. Herman Johnson stated that Scranton Council is in favor of this more people coming and looking at the plan and understanding it more. Ms. Prowell was thanked for her presentation and Mr. Johnson said she is doing a great job. Gerrie Carey suggested sending a letter to Scranton Council encouraging them to move forward with this as we are all waiting for this.

1. APPROVAL OF AGENDA:

President Carey

David Jenkins made the first motion to approve the agenda, seconded by Herman Johnson, vote was unanimous 7-0.

2. APPROVAL OF MINUTES:

President Carey

- **May 7, 2014 Borough Council Meeting**
- **May 27, 2014 Council Work Session**
- **June 4, 2014 Borough Council Meeting**

Vince Cruciani made the first motion to accept the minutes, seconded by David Jenkins, vote was unanimous 7-0. May 7th and June 4th both did not have a unanimous vote and Vince Cruciani asked for those to be corrected.

3. PUBLIC COMMENT & INPUT:

President Carey

Mary Ann Nichols discussed their first major fundraiser, light fair, beer wine and non-alcoholic beverages, music, silent auction and live auction and the fee is \$50. She sent around a sample invitation for the event on 10/19/14 from 5:30-8pm. Mayor Lawler asked how many will be attending and if they would need a police officer? David Jenkins asked the Chief if there is any conflict. The Chief of Police asked how many people will be attending because if they have a large gathering and the serving of alcohol, a police presence would be needed. Ms. Nichols stated that they will have real bartenders that will ask for identification. This is an adult invitation, no children. It is not open to the public, name will be on the list and there is an RSVP. Herman Johnson suggested waiting until it gets closer to that date. Probably over 50 people they would need police presence. They will let Chief know when they know. Ms. Nichols also requested the closing of Spring Street on 10/10/14. David Jenkins made the first motion to close part of Spring Street on 10/10/14, seconded by Herman Johnson, vote was unanimous 7-0. Dori Waters stated that she wanted to do some kind of signage for The Gathering Place. They discussed wrapping the front doors is too expensive. Let the public know what they are doing. They need to get downstairs to start cleaning up. The EMA room is the question. The Borough will not be using the EMA room, Mayor Lawler does not need this room. Herman Johnson stated that he thought they were planning to give the Gathering Place the EMA room. Clean it up so they can use the space. Vince Cruciani asked what they need to get together before the event. Dori Waters stated that they will need the shower room cleaned up and it needs to be washed and painted. Want to give the feel as to what this place will feel like. They don't have a key to the downstairs. As long as the elevator is unlocked they have access, if not the police would be able to open it for them. What belongs to whom downstairs? Virginia Kehoe stated that she and Dori Waters can go through the place and see what belongs to them. We agreed upon a lease and gave them until the end of this year to raise \$200,000 and then we can sign the lease and then it's theirs. They are at over \$100,000 they are applying for grants also. Joe Krott should go through the EMA office to see what we need. Herman Johnson stated that he will see Joe Krott's father and let him know we are trying to get in touch with Joe Jr.

4. BIDS & QUOTATIONS:

President Carey

5. BOROUGH TREASURER'S REPORT

President Carey

Vince Cruciani asked about the \$50,000 in funds that came in previous years that weren't included in the budget this year. Mr. Cruciani was looking for the corresponding amount that Ms. Kehoe had given him. That money is in the General Fund. Vince Cruciani made the first motion to approve the treasurer's report, seconded by Dominic Scott, vote was unanimous 7-0.

6. COMMITTEE REPORTS:

• Building & Plant

Pat Williams, Chair

Pat Williams stated that the sidewalk at the Senior Center is patched.

• Finance Committee

Dominic Scott, Chair

Dominic Scott stated that the finances are in order, doing well. We will be sometime later this month or next month we will be working on the budget for next year.

Virginia Kehoe stated that in the next two weeks the budget with the fixed numbers will be presented to the Finance Committee

- **Grant Committee** Jim Klein, Chair
- **Recycling Committee** Jim Klein, Chair
- **Insurance Committee** Vince Cruciani, Chair
- **Personnel Committee** Gerrie Carey, Chair

David Jenkins stated that they had a meeting with the employee that was discussed at the work session, John Lewis. He is a very nice young man, came highly recommended by the DPW supervisor, been a part time employee for 6 years. It is the Personnel Committee's recommendation that we hire him as a full time employee and we will talk about a part time employee for the DPW in the near future. David Jenkins made the first motion to hire John Lewis as a full time DPW employee, seconded by Herman Johnson, vote was unanimous 7-0. The performance report was from 2009. That was the most current report. David Jenkins stated that the Borough should enforce the fact that we need performance reports at least yearly from police, DPW and our own staff. There are many situations that change in the employees' lives and how they act and behave. Council needs to check on how employees are doing. This would be confidential, available for Council only. He feels the need to have these reports on employees, too many times in the past, problems with employees. Catch something like that ahead of time. Look out for our benefit and our taxpayers. Herman Johnson was very disappointed because he has been arguing this point about evaluations performance appraisals for years. Good point with other communities, with their people getting in trouble, and the D.A.'s investigating that. That is part of their jobs as elected officials making sure that Council doesn't drop the ball. And it appears that we have the last couple of years. Performance appraisals are very, very important for rewarding or disciplining an employee. It will guide them as elected officials as to what route they want to go. David Jenkins agreed with Herman Johnson and stated that we do need to move forward on this and it's definitely something we have to stay on top of. Pat Williams asked if John Lewis has a CDL and the answer was yes he does. David Jenkins stated that he is a certified operator on all of the machinery, plus.

- **Public Safety/Safety** Pat Williams, Chair
- **Public Works** Herman Johnson, Chair
- **Recreation** Dominic Scott, Chair
- **Sewer Billing** Dominic Scott, Chair

Dominic Scott stated that we continue to do well. He discussed delinquent letters that were sent out August 20, 2014. 24 residents made substantial payment, 43 will be posted by the DPW. If the delinquent bill is not paid, the houses get 2 postings, Sept 29th is the shut off. For most people the two postings are sufficient. The last posting should be September 17, 2014 and the shut off the 29th. Herman Johnson asked if we can shut them off in the winter. The Water Company has a list of the homes that are heated using water. There is a program out there, if the person has a health issue, check into it. When the DPW posts the houses, does the list come back to us at the office? Virginia Kehoe stated that the DPW tapes the notices on the front door, if there is anything obvious about the residence they would let us know. They don't speak to the resident. Not trained to do anything like that. That posting is all we need to do for the water company. We are obligated to put them on the front door to give them notice. That is why re post in 2 weeks. If it is a landlord issue where they didn't pay, we notify the property owner and the tenants if applicable. David Jenkins stated that Jennifer Basalyga is to be commended doing a fantastic job, Gerrie Carey

agreed. Talked to other elected officials in different Municipalities, we are the most productive on what we are doing and they wouldn't be doing this without Ms. Basalyga's help. Mr. Jenkins thinks that the company in Olyphant dropped the ball. David Jenkins stated that they owe Ms. Basalyga a big thanks. Dominic Scott stated that he doesn't think that the other company dropped the ball. We did not put any postings with the other company. They didn't go after people in the manner that we did. Herman Johnson stated that we cannot criticize the other company and he thinks that it is embarrassing that we do that. The other company did not have the information to do what they were supposed to do. Virginia Kehoe stated that the other company was supposed to be notifying us who was supposed to be getting shut off notices and they never once submitted a report to her. They were also supposed to be making phone calls to delinquent residents, Ms. Kehoe was not aware of a single phone call for collection purposes. Dominic Scott and Herman Johnson stated that they did make phone calls. Ms. Kehoe didn't want it insinuated that we didn't give them what they need. Pat Williams agreed with Dominic Scott and Herman Johnson saying that they did not drop the ball. Herman Johnson stated that we should just stay on top of what we've got. David Jenkins stated that they can agree to disagree then. Mr. Johnson agreed with that.

- **Depot St Project**

Herman Johnson

Herman Johnson stated that the Depot Street Project Committee should reconvene to see what options they have. People are upset thinking that it was going to get started, no control of the County or the Borough. They know it's coming, the spring time. Vince Cruciani asked the county is delaying the releasing of the funds and the procurement of the project because they are choosing to allocate resources to address the audit. Gerard Hetman stated that it is not just the Borough of Clarks Summit that affected; all of CDBG projects are frozen.

- **Depot St Pocket Park – fencing**

Patty Lawler

Patty Lawler stated that in previous Council meetings it was said that the reinvest grant would cut the Depot Street Project funds. That is inaccurate. The Depot Street funding came forward from a different area. Herman Johnson stated that most residents know that they came from different funds. \$7,307 is left of the \$20,000. Will that cover the concrete circle? Now they are working with Johnson College, wait until spring to put in the pavers, they are better quality and just as effective. Do we want a small fence in front for security? There are question about liability. Virginia Kehoe stated that the insurance agency said that any protection, anything that would slow down or prohibit a child from running out into traffic is needed. Any planned strategy to deter children from running out in to the street is good. It does not make a difference on our deductible or the cost of our premiums. Mayor Lawler stated that The fence would be delicate 3 ½ feet and two wide gates at night. For us to go with hedging or holly bushes, too much maintenance, the cost would out way the bang we would get from it. The fence will be delightful, very transparent, white picket, elegant. David Jenkins stated that at 3 ½ feet don't even buy the lock, what is the purpose. Vince Cruciani stated that we are going to spend money to light Depot Street; he doesn't understand why the park needs to be closed after dusk. See how much light is there, and it is not in a neighborhood, we can always revisit this. Will the gazebo have a ramp? It will be made handicapped accessible. The pavilion is a better choice. Vince Cruciani asked if we had money for the pavers. Mayor Patty Lawler stated that we can apply for money for different things as we go along. Mr.

Cruciani stated that there will be about \$2000 left. Ms. Lawler also stated that there should be more money coming in from donations. David Jenkins made the first motion to have fencing in the front of the Pocket Park using the grant money, seconded by Dominic Scott, vote was unanimous 7-0. David Jenkins suggested making sure that there is enough room for the shed to be put in, should that be before the fence is put in. Vince Cruciani agreed with David Jenkins. In the construction of it, make sure that we have no 6x6's underneath it, if we have to move it, we can. Dominic Scott stated that we should call this the pavilion not a gazebo. It needs to be done in the construction of the building, everything anchors into that, put 2 or 4 in it. Vince Cruciani stated that this is probably a concrete pad. Don't want the pavilion to be uneven. Get all of this done before the fence is put up. Do we have the money for the shed? David Jenkins stated that if it is on the ground it will rot away. If a pad is there it will prolong the life of it. With the fence and the pavilion could we get 2 pads and a shed for \$2,000. Patty Lawler is trying to work a deal for this. Vince Cruciani suggested we make sure that there is enough money for the shed, the pavilion, 2 pads, the fence and everything before we put it in. David Jenkins totally agrees with Vince Cruciani. Mayor Lawler's idea for the shed was to see if there is an Eagle Scout who wants to build a shed, or Johnsons School can build a shed on site. David Jenkins suggested putting in a pad and anchoring it in also. Need to know the size of the shed and the pavilion. Can the DPW do the labor on the pads; the materials shouldn't be that bad. Herman Johnson suggested talking to see how big and wide the pad needs to be. They will give details on what is needed. They can give their design and we would work off of that. Concrete is expensive. In Veteran's Park needed 5 yards of concrete and that is expensive.

- **Stormwater Committee**

Virginia Kehoe stated that we talked at the work session about involving the local fire companies and other municipalities. Ms. Kehoe did send out an invitation to Clarks Green, Glenburn, South Abington, The Chinchilla Fire Company, The Clarks Summit Fire Company and Joe Krott with the EMA, inviting them to designate a representative to be part of this committee. She has not yet heard back from any one of them. Each of these groups would have to meet first before making a decision. It will probably a couple weeks before we get a response.

- **Additional comments from Council**

Herman Johnson asked about the gazebo on Carol Drive. Vince Cruciani stated that it has to stay. The companies won't move it because the 4x4's were removed and because it is 14 feet it would be very expensive, it requires escort vehicles. 2 companies declined bidding to move it.

7. POLICE REPORT:

Mayor Lawler

David Jenkins asked how many citations were given out during the Aggressive Driver Campaign. 32 citations were written. If the speed in the Borough hasn't increased, only giving out 32 citations, he thinks that is a low showing, don't know what the solution is. Chief Chris Yarns stated that the construction made it more difficult. Could they do better, yes. In addition to the 32 citations, 32 warnings and 11 additional vascar violations were given out. Mr. Jenkins stated that we have the intersections with people running red lights, Gerrity's intersection for people to make a right hand turn, stop before you make a right hand turn. Missing a good opportunity to curb major things to make sure we have a safe Borough. Vince Cruciani does

drive on Winola Road, if you sat on Florence could get a lot of people. He knows there are other items that occupy their time. Chris Yarns stated that Winola Road is a chronic problem. Virginia Kehoe asked about putting an unmanned police car around Florence, or Old Winola Road. It does get attention. Maybe moving around so it is not in the same place at the same time. VASCAR lines have to be recalibrated. Dominic Scott stated that on Knapp Road, they come across the bridge going west and they speed and he sees the police there pulling them over. They also did well on Highland Avenue. Herman Johnson stated that our accidents does he think with all of the construction, was that a big contributor. He wasn't sure, a lot of serious accidents. Don't know if it is due to the construction. There is a Newton Supervisors meeting to address the police coverage, as long as they don't deliberate if they have a quorum. Should Chris Yarns make a presentation? Vince Cruciani stated that this meeting is a good time for them to flush out ideas about what they want in a collaborative setting. Herman Johnson stated that if Chris Yarns gives a presentation that is no problem but if any the Council people are there and they talk about the contract, he think that might be a violation of the Sunshine Act. Chris Yarns is looking for guidance. Ms. Kehoe stated that we should go there and say we are here to offer our services let's see what they feel they are going to want and how we might fit. Bob Naegele suggested we come to the September Newton Twp. meeting. Vince Cruciani stated that they are going to talk about the idea of doing this, as long as the Chief comes and expresses flexibility and accommodation, then they are going to entertain putting some more solid proposals together. Pat Williams stated that just showing up would be sufficient; he doesn't think we have to say anything. Mr. Cruciani agreed. They may ask Q & A about capabilities but not any hard numbers. Solicitor Dan Mulhern stated that even though it is a public meeting, Clarks Summit Borough Council should not be deliberating at another venue because our community would not have notice of it. Solicitor Mulhern stated that he would not advise engaging in Q & A as that might be seen as deliberation and or negotiation. Only the Chief should talk and Mayor Patty Lawler would be able to talk also. Herman Johnson stated that she may vote if there is a tie breaker.

- 8. VENDOR PAYMENTS TO BE RATIFIED: President Carey**
Vince Cruciani asked about the disbursements, he thought we pay about \$14,000 for the debt. Virginia Kehoe stated that there was no payment in August because of the refinancing. Vince Cruciani made the first motion to pay the bills, seconded by Herman Johnson, vote was unanimous 7-0.

- 9. OLD BUSINESS: President Carey**

- **Glenburn/South Ab Pass-Through:**
Solicitor Dan Mulhern stated that Mark Young from Border Realty wanted to remove Border Realty from the pass-through agreement between Glenburn Township and Clarks Summit Borough. That stalled everything. Need one more meeting with the Committee that met earlier and Mark Young. Vince Cruciani stated that Mark Young needs to pay legal fees, and he is going to vote no if he doesn't. He stated this is ridiculous because this is a private enterprise that is going to be benefitting from this. They are coming here asking for things, Solicitor Mulhern is billing fairly, doing his job and a private developer of another Municipality wants the taxpayers to pay for the

entire legal bill. Mr. Cruciani stated that he would be happy with a split of 50%. Ms. Kehoe asked Solicitor Mulhern to check the legality of this. Ms. Kehoe stated that the state has opinions about charging legal fees. Solicitor Mulhern stated that he thinks Mark Young is acting in good faith. Herman Johnson stated that he would have to vote against it too, he agrees about acting in good faith but he agrees with Vince Cruciani about not having our taxpayers foot the bill. Virginia Kehoe stated most of that money has already been spent. If we don't approve it, then we don't get the additional EDU's as being billed by the Sewer Authority and that keeps the sewer rates up, The more EDU's, the lower the sewer rate. Vince Cruciani asked if we allow these additional 175 EDU's will that will lower our sewer rates. Ms. Kehoe stated theoretically yes. ARWA divides their expenses by the amount of EDU's. Vince Cruciani stated that this is still a matter of principal. Herman Johnson stated that we probably won't benefit by it because he isn't going to have that completed for a couple of years. So we will lose money this year. Virginia Kehoe stated that we have already lost most of the money with the legal expenses. Vince Cruciani asked Solicitor Mulhern to see what the proportion is and then take a look at what he has billed particular to this project, and if we are allowed to, make a legal, professional determination as to what would be a number from what he has billed, what we would be allowed to charge them.

- **Comcast Franchise Renewal**

Virginia Kehoe stated that we need to talk about the agreement and whether we want to accept it or not. Attorney Bill Fraga has been trying to get meetings and no one has been going to the meetings. We had talked about this last month and agreed to see what Mr. Fraga says at the ACOG meeting, the problem is he wasn't invited to that meeting. Herman Johnson asked if Glenburn gets Comcast. Do they get a special rate? We get 3% we decide what we get and we negotiate it. Franchise Fee is a line item on the bill. If 5 % then every customer's bill line item will increase, this comes out of customers pocket and giving it to the Borough. Mr. Johnson is baffled why the ACOG didn't invite him. He knows a few months back he knew the COG was trying to set up a meeting. Didn't know what happened. Ms. Kehoe stated that Pat Williams is supposed to be our representative on this. Should we discuss this at the work session, there is no deadline, but want to get working on this. Mr. Fraga is offering phone conferences. Vince Cruciani asked if he could have a phone conference at 6 at night. Could he could call during our work session. The question was asked if this would be a public or executive session. It is a conference regarding contract negotiation with our lawyer, so it would be an executive session. We could have an executive session before our next meeting. Ms. Kehoe will reach out to him tomorrow.

Vince Cruciani stated that he doesn't think this development in Glenburn will benefit us. Mr. Cruciani stated that he doesn't care if our sewer bill goes down about a dollar, there are so many houses for sale in Clarks Summit and the last thing we need is 150 more in Glenburn. He doesn't think that this development in Glenburn will benefit the Borough, at the same time, private property is private property. Here they are all talking about SAPA and what we are going to see happen is about 40 acres of prime woods get cut down for a bunch of houses when there are dozens of houses for sale in Clarks Summit. Mr. Cruciani stated that his point is that even if our sewer bill goes

down \$1 an EDU, the last thing he is going to do is have the Clarks Summit taxpayers subsidizing the enterprises of private business.

10. NEW BUSINESS:

President Carey

- **Lynn Davis replacement:** We had a luncheon for Lynn Davis. Can send a letter from Council to thank him for his years in service
- **DPW Contract Negotiations:** Herman Johnson asked about a part time replacement for the DPW. Virginia Kehoe stated that we had an advertisement on our website and the billboard since July. One application was received. Let that go through the process with the Personnel Committee. David Jenkins suggested we do another advertisement in the local paper. Vince Cruciani suggested advertising on Craig's list because it is free. The part timer usually works until the end of leaf pickup usually works from May through December. Leaf pickup should be mid-October. Herman Johnson suggested starting with Craig's list for about a week then go to advertising in the paper. Want someone part time before leaf pickup. Vince Cruciani suggested getting into contact with the Veteran's bureau also.
- **MS4 strategy:** Virginia Kehoe stated that we had the EPA visit; we got the report back from them last week. Provided a draft response. 30-45 days to respond back on that. Take a look and feel free to give their input. Jude Colwell came back with ideas and waiting for Bob Naegele. Council agreed to request bids for the engineering, asked Mr. Colwell for the specs for the bid he and Bob Naegele had a conversation. 3 choices before we bid out the engineer. The first choice would cost between 15-18 thousand for GPS and surveyed location and mapping. Bob Naegele says the DEP requirements for MS4 do not require that kind of detail. There is a huge benefit to having it for the future work with storm water issues. We can do a full professional survey and mapping, the rough estimate would be 15-18 thousand, all the work would be done by the Engineering firm. Secondly, the Borough can do a wheel tape measuring mapping, with all the work done by the engineering firm, so it is not surveyed or GPS located, but it is more than sufficient for the MS4, and it is a good mapping for us, a good guide to work with, the estimate on that would be \$4,500-\$5000. The third one is doing the same with wheel tape, measure and mapping, having our DPW do the work. Ms. Kehoe stated if we were going with the wheel tape, our guys could do that. Then the engineering part of it would cost \$1,500-\$2,000. Vince Cruciani asked if these meet the regulations. Ms. Kehoe stated that all of the options should satisfy DEP regulations for the MS4. Only the first option is sufficient for the detailed designing construction projects. Ultimately when we do bid out storm water projects we have to get out there and do the GIS and surveying. If it already done then it saves us money later. Vince Cruciani asked if there is an option between if you get a professional survey there are a lot of meets and bounds items with heavy detail, but he doesn't see any reason why they can't put coordinate GPS system on the wheel while they are doing it. Doesn't understand why there can't be a GPS component to the wheel measurement that doesn't involve a full detail survey. That way we have computer data generated, so we have the flexibility to put it into an interfaced system. We might not have every inch meet and bound, but that might be about \$1000 more, and it might serve a far

greater purpose, we should ask if that is possible. Herman Johnson stated that is a good question to ask, he just has a little heartburn, although he would like to see the GPS, it's accurate, we can build on from it and hit helps out the police, the gas and Water Company, and EMA. When you are going out for storm and sewers you are going to have this is the system. Mr. Johnson stated that he wants something that up to date that is going to satisfy the government and help us out and we can build down the road further. Chinchilla did the same with the GPS. Hates putting a band aid on something and down the road, were will have to spend \$50 and regret not doing this now. First Virginia will check on the wheel and the GPS system, and if that is not satisfactory she can run a bid for the full blown one and Council does not have to accept them. Vince Cruciani stated that if we are going to spend the money outside the DPW we want something computer generated that is easily transferable. The engineering aspect of it is putting it all on the computer, we have an overlay system that puts our roads, our storm water and our sewer all overlapped. Not sufficient to prepare a bid.

11. SOLICITOR'S REPORT:

Solicitor Mulhern

Solicitor Mulhern stated that he has the question from Council regarding the Attorneys fees regarding Border Realty, after research he will set up a meeting with the Committee. Solicitor Mulhern asked for guidance from Council concerning the Neighborhood Preservation and Agility. Vince Cruciani asked if we ever got the easement from Weinberger. Solicitor Mulhern replied that he was waiting for Bob Naegele's report and he would put that into a format and file it. Weinberger has already agreed to the basic terms of it. Mr. Cruciani stated that when we do that we need to put up the gate for him. Rick Flory has the same scenario, got the info get the draft to Mr. Florey for the approval. As soon as Solicitor Mulhern gets the go ahead he can do this. Rick will be ready to sign. Neighborhood preservation was an ordinance the Joe Laguzzi recommended. Virginia Kehoe stated that it is an ordinance that Carbondale had adopted, he felt it was a tool for the police department. For example, if we have a property where there is a mental health issue with the tenant and the police get called out a lot. This would let him penalize the property owners so that would discourage the senseless calls to police department. Recommendation last year was that if we couldn't pass it with its format. Planning Commission had very few meetings so they haven't finished their input on it. Herman Johnson stated that he doesn't understand why would you pass the buck to the homeowner? One thought is the property owner is responsible for the liability, as sometimes the landlords that don't live in the community etc. If you can't live with the person living there maybe this is another avenue to approach them with. There are a number of different facets with the Ordinance. Mr. Johnson stated that there are agencies out there whether police or fire if they contact the right agencies and follow up. That is the biggest thing. If you cite people and not let them go that should take care of it. Should we be looking to it? Look at the ordinance and Council can make a judgment on if we want to look into this more. Ms. Kehoe stated that we are waiting for the Planning Commission to look into this. Rogan Law firm have a way of keeping track of what we have open. Brings up good discussion.

12. CORRESPONDENCE:

- **Floriana Adragna:** David Jenkins made the first motion to accept \$20 payment plan for 4 months, seconded by Vince Cruciani, vote was unanimous 7-0.
- **Brian Hiller:** David Jenkins made the first motion to accept \$100 a month sewer payment, seconded by Herman Johnson, vote was unanimous 7-0.
- **Agnes Snyder:** David Jenkins made the first motion to accept a payment of \$75 through ACH, seconded by Herman Johnson, vote was unanimous 7-0.

Vince Cruciani stated that there is \$50,000 extra from last year, in order to allocate it towards anything including the debt; it would have to come from a motion. We pay about \$14,000 a month on the debt. The debt is about \$972,000, if we paid \$30,000 out of that \$50,000 we would be paying 3% of the debt and probably save the Borough about \$2,500. Mr. Cruciani stated that he is going to make a motion next month to allocate \$30,000 towards the debt. Want to let people know if you want to discuss this at the work session. Ok with the interest for one month to allow people to think about this. It's separate from projected revenue that is the whole reason he wants to do this. Mr. Cruciani stated that he thinks that any additional surplus the Borough gets should be split between the debt and the capital reserve until the debt is paid off. Herman Johnson stated that at one time we had \$700,000 in the Capital Reserve, the past Council did the right thing to have that allotted for a backhoe or a police car. Dominic Scott agreed that money should be kept in the Capital Reserve. We have \$145,000 now. Gerrie Carey stated that if anything catastrophic happens, our goal was to build that Capital Reserve up. His point is to give a little to each. The taxpayers want the debt paid off.

Virginia Kehoe stated that the contractor handling Armetta's, needed to park a trailer on the street, he would have to fill the meter if it is parked there. The Ordinance says that he has to pay the meter, can't give us a check for a certain amount. Council would have to address this. Told him he needed something in writing. David Jenkins asked what kind of a time frame. Herman Johnson stated that we shouldn't give him those meters because that would hurt the other businesses. There are a lot of handicapped people also that need an area to park. Asked about Bunnell's parking lot? Doesn't have anything else, didn't think it was fair but wanted to present it to Council. Vince Cruciani stated that what Lisa Armetta is doing is a very good thing for the Borough and the quicker it gets done the better. Can you do an acceptance to an ordinance with a resolution? Not sure if they can legally do this. David Jenkins suggested 3 spaces down by the end of the block is that a possibility. Ms. Kehoe stated that the Adopt-a-Meter was an ordinance is that a possibility that was designated for certain meters. Herman Johnson thought that was a program and they abolished the program. Ms. Kehoe stated that the ordinance allows for it. He needs to be responsible for the meter, personal responsibility. Herman Johnson said see how big this trailer is first. Ms. Kehoe is waiting for him to come back. If the two spaces will work for him that were designated with the Adopt a Meter then he can use them if the trailer fits.

EXECUTIVE SESSIONS:

President of Council

- **Prior-**
- **During-**
- **Subsequent-**

ADJOURN:

President of Council

David Jenkins made the first motion to adjourn, seconded by Dominic Scott, vote was unanimous 7-0.