

**3BOROUGH OF CLARKS SUMMIT
BOROUGH COUNCIL MEETING
MAY 4, 2016**

The May 4, 2016 Borough Council Special Meeting was conducted on Wednesday, May 4, 2016 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 Mr. Bob Bennett, Mr. Herman Johnson, Mr. David Jenkins, Ms. Gerrie Carey, Mr. Patrick Williams, Mr. Dominic Scott, Mr. Vincent Cruciani, Mayor Patty Lawler, Borough Manager Virginia Kehoe, Solicitor Dan Mulhern, and Junior Councilmember Christian Orlando.

CALL TO ORDER: **President Carey**

MEDITATION: **Mayor Lawler**

PLEDGE OF ALLEGIANCE: **Mayor Lawler**

PROCLAMATION TO RALPH MARASCO **Mayor Lawler**

THANK YOU TO CHRISTIAN ORLANDO **President Carey**

THANK YOU TO OFFICER WILLIAMS **President**
Carey/Mayor Lawler

1. APPROVAL OF AGENDA: **President Carey**
Herman Johnson made the first motion to approve the agenda, seconded by Pat Williams, vote was unanimous 7-0

2. APPROVAL OF MINUTES: **President Carey**

- **March 29, 2016 Work Session:** Vince Cruciani made the first motion to approve the minutes, seconded by Herman Johnson, vote was unanimous 7-0.
- **April 6, 2016 Regular Council Meeting:** Herman Johnson made the first motion to approve the minutes, seconded by Dominic Scott, vote was 4-3 with Bob Bennett, Vince Cruciani and Dave Jenkins voting no.
- **April 19, 2016 Council Meeting Reconvene:** Herman Johnson made the first motion to approve the minutes, seconded by Pat Williams, 4-2 with David Jenkins and Vince Cruciani voting no and Bob Bennett voted present.
- **April 26, 2016 Work Session:** Vince Cruciani made the first motion to approve the minutes, seconded by Herman Johnson, vote was unanimous 7-0.

3. PUBLIC COMMENT & INPUT: **President Carey**
Heather Huchins, 316 Summit Avenue addressed Council about her sewer bill. She asked Council for advice on her situation, living in Ian Castrogiovanni's house. Bob Bennett stated that after the house goes into foreclosure the bank will own it and she will have to move out. She will have to see what happens on June 4th the day it goes

up for Sheriffs sale. Vince Cruciani asked if she current on her payment plan for the sewer billing, she is not. She was not able to make the April payment. Vince Cruciani asked if we went through all of our processes the water wouldn't be shut off within 30 days. Mr. Cruciani gave his personal advise, he said if she doesn't think she is going to live in the house past June 4th and the house is in his name, save your money and if it goes into foreclosure, whoever buys the house is going to have to pay the sewer bill, and if she buys the house, she is going to have to pay the sewer bill. But through the legal process that the Borough set up, that we can't change, it's not going to get shut off until June 4th. Herman Johnson stated that he doesn't think that we should be giving her that kind of advice because we would be liable. Mr. Johnson stated that what we should be addressing is the sewer bill, whether she stays or not. Vince Cruciani stated that she is not the owner, if the owner was here he would have a different opinion. Herman Johnson stated that he thinks that is a legal issue and that is binding the residents of Clarks Summit because we are giving her a legal opinion to do something and we shouldn't be doing that. Mr. Johnson stated that he thinks we should be discussing the sewer bill and the landlord and that's it. Vince Cruciani stated that he didn't want his statement to be misconstrued. Mr. Cruciani stated that if the bill doesn't get paid through our steps and procedures, the water will get shut off, he is not interested in voting for more leniencies and he doesn't know if anyone else is or if they aren't. Virginia Kehoe stated that the procedure is a letter of delinquency will be sent out, that gives a minimum 37 day warning. Then the house is posted first about a week and a half later, 2 weeks later we post the house again and then on the 37th day, we notify the water company. The letter has not gone out yet. Bob Bennett stated that June 4th is within the 37 days.

Dori Waters stated that Keystone College Arts Society had a "Drawathon" fundraiser for them and they raised over \$700. Rotary will be giving them a check tomorrow night also. May 16 is going to be the date for the groundbreaking event. Council will be getting an invitation. The Strawberry Festival is coming up. Dori asked if Council had any question for her. Gerrie Carey stated that the Borough went through the EMA office and has everything they need.

4. BIDS & QUOTATIONS: President Carey

5. BOROUGH TREASURER'S REPORT President Carey
 Vince Cruciani made the first motion to approve the Borough's Treasurer's Report, seconded by Bob Bennett, vote was unanimous 7-0.

6. COMMITTEE REPORTS:

- **Building & Plant** Pat Williams, Chair
 Pat Williams stated that the Borough removed everything needed from the EMA Office
- **Finance Committee** Dominic Scott , Chair
- **Grant Committee** Dave Jenkins, Chair
 The police department and the "Click it or Ticket" grant begins May 19th.
- **Recycling Committee** Bob Bennett, Chair

Bob Bennett stated that the shred fest, 90 plus residents attended. Collection was up 60% more than last year. Mayor Lawler stated that they collected about \$500 for the Pocket Park. Mayor Lawler stated that Clarks Summit has been named Tree City USA; we are very effective as an urban forest management borough. Donna Zagrapan should receive this award, Jeanne Yarmey also, if we can get both in for a picture. We have the signage.

- **Insurance Committee** Vince Cruciani, Chair
Vince Cruciani asked if Todd Knowles had gotten back to Virginia Kehoe yet. Ms. Kehoe stated that he had not gotten back to her yet. The deadline is May 19th or 20th in the morning. Discussion can be on May 31st and if it merits changing, everybody will have 11 days to look at it plus the work session. Mr. Cruciani asked for Ms. Kehoe to send the information to all of Council. Main thing he wants to see is a comparison sheet, how do they stack up to Young and Hinkleman.
- **Personnel Committee** Gerrie Carey, Chair
Treasurer replacement: Gerrie Carey stated that they interviewed 4 perspective people for the Treasurer position that will be opening up at the end of June. They will meet and go over them and discuss them at the work session. Vince Cruciani stated that he didn't remember advertising for the position, and what meeting did they discuss her resignation. Ms. Kehoe stated that they just got the letter of resignation. Mr. Cruciani stated that this has not been announced at a public meeting and then chosen to be advertised. Ms. Kehoe said no. It was advertised in the Sunday paper in the Scranton Times. Herman Johnson stated that it was announced at one of the Council meetings. Vince Cruciani stated that as long as it was advertised in the newspaper then we are good. Council discussed the cost of advertising and what days cost less. Herman Johnson suggested putting the advertisement in Monday-Friday. Virginia Kehoe would gather information for a cost analysis. They also need to advertise the DPW temporary position. Mr. Cruciani suggested running it in the Abington Journal also. Mr. Johnson stated that he would like to see the ad for the DPW worker go in for Sunday because the DPW is starting with the work on the storm drains; they need help with the parks.
- **Public Safety/Safety** Pat Williams, Chair
Pat Williams thanked his son for helping with the two cars on Sheridan Avenue. Thanked Herman Johnson for riding around and keeping an eye on things and writing them up.
- **Public Works** Herman Johnson, Chair
DPW Monthly report: Herman Johnson stated that this is the first time in a long time that the DPW is putting out a monthly report and they are putting out a lot of work. They will be starting on storm drain work. They are doing a great job.
- **Recreation** Dominic Scott, Chair
Dominic Scott stated that the Memorial Day Parade will be on Monday May 30th. Mayor Lawler asked if a floral arrangement can be put on the monument from Council.

- **Sewer Billing** Dominic Scott, Chair
 Dominic Scott stated that 132 delinquent notices were sent out and all but 3 responded. Two of which were already turned off. There are 15 payment plans that number is down also. Herman Johnson stated that he is glad that we brought this back in house because this goes to show that if you don't keep a handle on your business it can get out of hand. Mr. Johnson stated that the officer girls have done a great job on the sewer billing because we were behind the 8 ball for a long time. Now we are just about even. This is a program where other Municipalities should look at ours because there are a lot that have a high delinquency rate. Jennifer Basalyga stated that they have been tweaking it just a little bit here and there but it's given her a platform to work from.
- **The Gathering Place** Gerrie Carey/Pat Williams
- **Banner Committee** Gerrie Carey/Herman Johnson
 Solicitor Dan Mulhern stated that the contract was sent over to Matt Cottengim and he has not heard back yet.
- **Depot St Project** Herman Johnson
 Virginia Kehoe stated that John Petrini stated that WACO signed and mailed the contract yesterday. Ms. Kehoe stated that Council has to vote on signing a Cooperative Agreement. Once they have those two things in hand they can give the notice to proceed. In about two weeks there should be a pre-construction meeting, Herman Johnson said he thinks it will be two to three weeks. Herman Johnson stated that he is impressed with the job itself and that they came in way underpriced and that is going to help us out. Mr. Johnson stated that he thanks the Mayor, Council, the Junior Council member and the Solicitor. Vince Cruciani stated that on the point that this project is going to come in under budget, he asked what the status is of the remaining \$44,000 of CDBG money. Is it available if there are change orders, the answer was yes. Mr. Cruciani asked if there are no change orders or still funds after change orders, is there an expiration period. Ms. Kehoe said there is a five year from when it was granted period, and that was in 2015 so we have until 2020 to spend it. It can be reallocated if it is qualified as a CDBG project, which means low income and/or elderly. Vince Cruciani suggested considering the project that the Gathering Place is beginning benefits the infrastructure of this building which the Borough owns. If we don't have enough money to take on a separate project, but we do have funds that are CDBG eligible to aid in the development of the building, he thinks it is something to consider. Ms. Kehoe stated that handicap accessibility to the building would qualify. Herman Johnson stated that with the guidelines it is going to be tough. Mr. Johnson suggested all Council members review the priority list that they put together 7 or 8 years ago. There are projects that they may be able to do. Brainstorm as a team they might be able to come up with buzz words to make this money work for the sidewalks by Veteran's Park.
- **Stormwater Committee** Herman Johnson
 Mr. Johnson stated that they went to the Rotary Club and Virginia Kehoe did a commendable job on the MS4 project, it was well received. She was well prepared with literature, handouts and she answered every question.
- **ACOG Representative** Patty Lawler/Gerrie Carey/Dom Scott
 Dominic Scott will attend.

- **Police Negotiations**

Gerrie Carey/Herman

Johnson

Herman Johnson stated that tomorrow there will be a meeting with the police to go over the changes in the contract. They changed the format and the platform. They write up their contract, it's up to the Borough to review it and they give an answer then they write back and that is when the real negotiations start. They will be coming back to Council in an executive session to discuss.

- **Alley Research**

Bob Bennett

Bob Bennett stated that he and Virginia Kehoe went out to look at the alley between Electric and Midway with the idea of seeing who owns it. The goal is to get it on the liquid fuel mileage. It was paved a long time ago. His concern is that if the Borough is working on it and it's not ours there is a liability issue. If we can find out who owns it or if no one owns it, a quick claim can be made. Herman Johnson suggested finding out if there is a quick claim to it, it could cost us a lot of money and how much will we add to the liquid fuel tax to get it back. There are a lot of alleyways and backyards, where residents did a quick claim, they are maintaining it. If it costs a lot of money then we have to stop maintaining it. David Jenkins stated that when the borough was flush with money, a lot of alleyways were paved, through time they have deteriorated. Mr. Jenkins stated that now last year residents were upset because they want it blacktopped again. Some alleys are deteriorating and we are going to have to do one thing or another. Mr. Jenkins stated that we shouldn't be in the business of blacktopping alleyways. Vince Cruciani asked how it breaks down financially. If we did add the two alleyways in question, to liquid fuels, how much will we gain? Then make the decision if running title is worth it. Herman Johnson stated that you are not going to get that much more in liquid fuels. He thinks this will cost us money and we won't gain anything. We need to research this. See what we get back and what it will cost. Herman Johnson stated that when we start blacktopping the roads it should be the Borough Manager, the DPW Committee and the Foreman should also be involved. Come back to Council and make a presentation and make a collective decision on what to do. He doesn't think alleys should be blacktopped. Ms. Kehoe will come up with an average for the past five years and give an idea per .10th of a mile.

- **Additional comments from Council**

Pat Williams stated that he is asking Council to approve a Resolution for the Veteran's Park that would allow them to move forward with the County's Reinvest program grant. They will be asking for a certain amount of grant money. David Jenkins asked what improvements they planned to make. Herman Johnson said they plan on having a gazebo, lights, and bollards, Vince Cruciani asked if we have any conflicting requests submitted. No we do not. Mr. Johnson stated that it is a grant request and it is at no cost to our taxpayers, it's a no brainer. Mr. Bennett asked if we own that land. The answer was yes. Vince Cruciani made the first motion to approve the Resolution under the condition that any action on the money spent be approved by Council first before it is spent, seconded by Dave Jenkins, the vote was unanimous 7-0. Herman Johnson made the motion to have Pat Williams as the signer, seconded by Pat Williams. On the question, Vince Cruciani stated that he was concerned if the Borough Code allows

for it to have anybody but the president bind. Council decided to have a new copy of the signature page sent so Gerrie Carey can sign it.

7. POLICE REPORT:

Mayor Lawler

Sickler's is going to donate a bicycle to the Clarks Summit Police Department. It will cost about \$900 to outfit the bicycle with necessary equipment. Vince Cruciani stated that the Chief came about the bikes and called them. Mr. Cruciani stated what they budgeted for the floor came under budget by about \$2,000 downstairs, but it is not proper to shift the funds without a vote because it wasn't budgeted that way. Mr. Cruciani suggested Chief put together a list of what is needed. That list comes out to be \$900. Vince Cruciani made the first motion to allocate \$900 to the police department for the outfitting of the bike, seconded by Bob Bennett. On the question Herman Johnson stated that just because we have extra money in one department and it wasn't budgeted for this or that, let's hold our supervisors accountable when we call them at the end of the year to come up with a wish list, bring it up then, don't come in the middle of the year and say you want something. That is the only way we keep a good hold on our finances. Vote was unanimous 7-0. Pat Williams asked if they should look into the false alarms that the police respond to. Mayor Lawler will look into this.

8. VENDOR PAYMENTS TO BE RATIFIED:

President Carey

Herman Johnson made the first motion to pay the vendors, seconded by Dominic Scott, vote was unanimous 7-0.

9. OLD BUSINESS:

President Carey

- **Update on Parking Meters:** The ABPA wanted to know if the Borough could give a warning for a time or if the Borough can suspend ticketing on Saturdays. Mr. Johnson stated that he would like to make an amendment to our parking ordinance that we eliminate just Saturday. The idea of warnings would be too hard to track it. Herman Johnson made the first motion to for the Solicitor to write an amendment to our parking ordinance eliminating the requirement to put coins in the meter on Saturdays, when such an ordinance is prepared it would be advertised and brought back to Council for a vote, seconded by David Jenkins. On the question, Vince Cruciani asked if this should be suspended as policy, Council decided not to do that. Mr. Cruciani stated that he is concerned when it is football season, the spots are full and people are there for 5 hours. This also cuts our collection by 18%. He understands the counter offer. There are two sides to this. Herman Johnson stated that every ordinance is not full proof. As time goes on we learn and tweet it until it is perfect. We should tweak it with this and they can go back to it. Herman Johnson stated that parking meters are with the safety program, not from the general fund. With the safety program we are buying the new meters, the money we are paying the enforcement and the extra money we have left over, it's helping us pay for our new parking meters. It balances out in the long run. Do a cost analysis? Most tickets are coming in during the work week. Bob Bennett asked if we are going to get a kickback with no meters on Saturday, meaning a negative response. Herman Johnson stated what they are trying to do is get Council, meter enforcement people, the business people and the

residents to get on the same page so we have a good parking program. Is it always going to work, no but this is where we try to fine tweak everything to make it work halfway. Are we going to get a kickback from business people, he thinks that is very insulting because that insinuates that he is in cahoots with the business people, if you are going to word something word it right. Bob Bennett stated that Councilman Johnson shouldn't have assumed it was monetary, he meant them coming and complaining about something, but if he wants to make it about financial it is his prerogative. David Jenkins asked to read the motion over again so everybody knows. To amend the parking ordinance to eliminate Saturday enforcement. Vince Cruciani made a sub motion that if the motion carries that the time allotted to the part time Meter Enforcement position is reduced proportionately which would be by 1/6th. Vince Cruciani withdrew his sub motion and save it for the meeting that we vote on the ordinance then people can think about it for a month. Vote was 5-2 with Pat Williams, Herman Johnson, Gerrie Carey, Dominic Scott and David Jenkins voting yes and Bob Bennett and Vince Cruciani voting no. David Jenkins suggested suspending the meter parking from the spring until the fall and then resume it during the fall and winter, that would entail football season. Vince Cruciani stated that if the ordinance carries we will have to place the notice sign on each meter.

- **Employee Handbook:** Bob Bennett asked Solicitor Dan Mulhern if he or Attorney Rogan read the handbook yet. Solicitor Mulhern said not in detail. Virginia Kehoe stated that by September she needs an Employee Handbook in place. Herman Johnson stated that Virginia talked to the risk assessment company who sent out the handbook and their labor lawyer went over it and he strongly suggests that as elected officials we can always tweak it, and the risk assessment people swear by it, they tweaked it as much as they can. You will not have a full proof book but that is why you have committees to fine tweak it. Bob Bennett asked who he should talk to about this. Vince Cruciani stated that whether they vote on this or table it that night it would be beneficial to hear the questions Mr. Bennett. Herman Johnson suggested tabling this and that committee can get with Mr. Bennett and review his questions. Vince Cruciani stated that it merits the idea that he might want it on public record just to ask the questions even if we don't discuss them. Mr. Bennett asked one question about the policy, concerning harassment, he wondered if we are getting too specific, not general enough. Solicitor Mulhern stated that he agrees that he needs to review this. Gerrie Carey agreed that this should be tabled. David Jenkins made the first motion to table this vote, seconded by Herman Johnson, the vote was unanimous 7-0. Bob Bennett will give the questions to Virginia Kehoe and she can forward them to the Solicitor and Council. It was forwarded to all the department heads. David Jenkins stated that Council is the employer it is their handbook for employees to follow; they don't have to agree with it. Pat Williams stated that he agrees with that but he doesn't know if that is going to happen. David Jenkins stated that then they can choose to be employed somewhere else. Virginia Kehoe stated that both of the unions have seen it and there were no objections.
- **Summit Avenue Property:** Virginia Kehoe stated that she did not hear back from Celeste Denison yet. Ms. Kehoe did contact her and told her that the Borough was countering her offer for \$12,000 and a 120 square foot lot coverage restriction. She asked if there was any room for movement on that lot coverage,

she is welcome to counter back to the Borough if she wanted to. She needed to think it over. Table this until June. Vince Cruciani stated that is she wants a shed that is ok but no garage.

- **Resolution 2016-06 Resolution Opposing House Bill 340 Recording Executive Sessions:** Vince Cruciani stated that he doesn't know why as a Borough we would want to vote on this. Pat Williams stated that the PSA is against this. Virginia Kehoe stated that the PSAB is asking the Borough to sign this resolution supporting them trying to stop this house bill. The bill is to restrict what is covered in an executive session, that the Solicitor or if they are not available, the president of Council has to sign off on the discussion matter as being executive session material and that they have to be recorded and those recordings are held for a year. The PSAB is against this. Pat Williams stated that they should definitely support the PSAB. Vince Cruciani pulled up the minutes from the January meeting and it says Pat Williams told Vince Cruciani that in all honesty they have had many instances throughout the years that we have used the PSAB and they really have not been up to snuff, so he doesn't know which way it is there. Pat Williams asked Vince Cruciani what his concern is. Vince Cruciani asked why as a Council they are going to vote on it. Mr. Williams said because they are looking for support. Mr. Cruciani also asked why we are going to want to engage in non-transparency, it is a vote against transparency. You still have executive sessions, they are still private, and the release of material is not allowed. The Solicitor has to sign off on it, which actually protects Council. The recording of the executive session protects us in a lawsuit, unless a judge compels us to release it through a lawsuit, it is not going to be public. Mr. Cruciani stated that PSAB doesn't want it because it is going to cause a little bit more of an administrative hassle, why vote for less transparency in government. Pat Williams stated that he doesn't think it's more transparency at all it is just more headaches. Why would we be voting for more restrictions on executive sessions? Mr. Williams stated that he would support this and sending our support to the PSAB. Mr. Johnson asked if that is a motion. Pat Williams stated that yes he would make that motion, seconded by Herman Johnson. On the question Vince Cruciani stated that he finds this somewhat contradictory to the minute's statements about the PSAB not being up to snuff by Councilman Williams in January. Mr. Williams said ok moving forward Vince, he understands what he is trying to say. Mr. Williams asked Gerrie Carey to move forward. Vince Cruciani stated that a vote for this is a vote for secrecy in government and that is why he opposes it. Mr. Williams stated that is his (Vince's) comment. David Jenkins stated that this is under the question, let him talk, he (Pat) is not running the meeting, Gerrie Carey is. Pat Williams stated that he (Dave) is president of the Fire Company, this is Council. David Jenkins stated that Pat Williams should use his common sense. The vote was 4-3 with Bob Bennett, Vince Cruciani and David Jenkins voting no.
- **Asst foreman:** Herman Johnson made the first motion to activate the Assistant Foreman position through December 31, 2016, seconded by Pat Williams. On the question Herman Johnson stated that he would strongly suggest that either the President of Council or the Personnel Committee meet with the union and see what their process is on who goes into that slot. The next senior man moves up. Bob Bennett stated that we are voting to activate a position; the determination of

the senior man who is to move up is a separate issue. If we activate the position and the union contract controls it then that aspect is out of our hands. So we don't have to be concerned about the unions' process all they are voting on is the position. Herman Johnson stated that the question was put to the floor, who would move up and he is trying to clarify that it would be the senior man. There is an increase in pay that goes along with it. The vote was unanimous 7-0.

- **Donation: Front Street property:** Virginia Kehoe stated that Andrew Weinberger offered the Borough the property – it is the steep hill bounded by Front Street, Fairview, Formosa Restaurant and State Street. Gerrie Carey asked if we are taking on a liability on this also. It would be covered under our insurance. Herman Johnson's concern is the liability. The community service people helped replace the steps there. He doesn't feel comfortable about going any further because of the liability. M. Johnson suggested someone go down and check that area out. He doesn't want to take a piece of property and take it off the tax role and if it is a liability. It is all steep hill all the way around it. We would also have to maintain it. Vince Cruciani stated that this is in a commercial area; it's not creating a wooded area for animals. David Jenkins made the first motion to decline the property from Mr. Weinberger, seconded by Herman Johnson. On the question Vince Cruciani highly suggests that if the motion passes they send a letter nicely thanking Mr. Weinberger, Council agreed. Pat Williams suggested sending them a letter asking them to clean up that area, if that's their property it is a disaster down there. David Jenkins asked if this is under the question. Pat Williams stated that if the Borough maintains it and maybe we can get some volunteers down there and help. Gerrie Carey stated that is taking on another burden. David Jenkins stated that there is a motion on the floor. Gerrie Carey called for a vote, Bob Bennett and Vince Cruciani said aye. Pat Williams said ok thank you for your time I appreciate that Bob (Bennett). Mr. Bennett stated that the President called for a vote. Pat Williams replied saying, what a bunch of jerks; Bob Bennett replied with what did you call us. Mr. Williams stated that he didn't call him anything; he wouldn't waste his time doing that. Roll Call for the vote: Mr. Bennett, Mr. Jenkins, Mr. Williams, Ms. Carey, Mr. Johnson, Mr. Cruciani, Mr. Scott all voted yes to decline the land. Mr. Williams said he thought we should still encourage them to clean up the area, have Lori Harris work on that. Vince Cruciani asked if it would merit consideration to offer to waive the Borough millage if he put a conservation restriction on his own property. It couldn't be developed it would have to be green space. Mr. Cruciani asked if that is an olive branch that is worth the while to keep space green or not. Gerrie Carey stated that we should just decline the property. Pat Williams asked if Lori could write them a letter to clean that area up. David Jenkins suggested waiting a month or so as we are turning him down. Herman Johnson
- **S & S Trading – EDU's:** Vince Cruciani made the first motion to change the EDU allotment to the Moore Building to 2 EDU's with no penalty for any retroactive amounts except that the pre-payment owed from January forward must be paid by May 20, 2016. David Jenkins asked what it was originally being billed at. Ms. Kehoe said 8 EDU's, there are 8 businesses in the building, and they are single man offices, part time hours. Herman Johnson seconded the motion, vote was 6-1 with David Jenkins voting no.

10. NEW BUSINESS:

President Carey

A. Resolution 2016-08 CDBG Cooperative Agreement: Herman Johnson made the first motion to accept Resolution 2016-08, seconded by Pat Williams, vote was unanimous 7-0.

11. SOLICITOR'S REPORT:

Solicitor

Rogan/Mulhern

Vince Cruciani asked Solicitor Dan Mulhern how the title search was going on the Florence property. Solicitor Mulhern said he well get going on that. Virginia Kehoe stated that the County said they will waive the taxes if the school will. The school said if the transfer is done before July 1st the taxes would already be paid for the school. Vince Cruciani stated that they really need to work on this. They could look at this during the work session in May. Vince Cruciani stated that the worst case scenario if the calls aren't exact is that we defer that the neighbor's property is bigger. So if we have to err on one side or the other we err on the call in favor neighbor's interpretation.

12. CORRESPONDENCE:

- **ARWA Act 537 Meeting:** ARWA is calling a meeting, they are inviting Council to attend, and they have asked our Engineer to attend on May 11, 2016.
- **Marc Loretti:** 211 West Grove Street, street light to be put on a telephone pole that is on the corner of Bissell and West Grove. Herman Johnson suggested putting up sensitivity light or something like that. Vince Cruciani suggested putting something there like big rocks etc.
- **Charlotte Bellas:** David Jenkins stated that he thinks we have already extended ourselves for this person. Vince Cruciani stated that if Council's policy was upheld, when would she have to bring in the full amount before the water shut off. Ms. Kehoe stated that would be this Friday. She is supposed to have the \$75 a month payment in by the 20th of each month, she made two payments on time every other payment besides that has come after the 20th. Vince Cruciani made the first motion that unless Charlotte Bellas pays by Friday that we shut off the water, seconded by David Jenkins. Herman Johnson stated that he doesn't think we need a motion. We bent over backwards and she was given a plan and they should stick with what they said earlier. Let it take its course. He likes helping people, we are getting carried away and they are starting to take advantage of us. Vince Cruciani stated that he withdraws his motion and he said it's one thing to give someone their initial chance, it's another thing to see them offend in perpetuity and ask for more chances. Vince Cruciani asked that on Friday afternoon at 3pm that Virginia Kehoe send Council an update if she paid or didn't. Jenn Basalyga stated that the process will start on Friday, but not the actual shutoff. The water company also posts the house. We will submit the shut off on Friday. Once the shutoff process begins there is an additional \$50 fee. Virginia Kehoe stated that she actually has until 3pm on Thursday because the shut off begins Friday. Jenn Basalyga stated that she would call her also. Send her an email. Have her current through April.

13. EXECUTIVE SESSIONS:

President Carey

- **Prior-** **April 6, 2016**
April 19, 2016: Vince Cruciani stated that there was an executive session before the meeting, for the record, about the Gathering Place.
- **During-** **None**
- **Subsequent-** **None**

14. ADJOURN:

President Carey

David Jenkins made the first motion to adjourn.