

**BOROUGH OF CLARKS SUMMIT
REGULAR BOROUGH COUNCIL MEETING
WEDNESDAY, APRIL 7TH 2004
Page 1 of 4**

A regular meeting of Borough Council was conducted on Wednesday, April 7th 2004 at 7:00 P.M. The Meeting was held in Borough Council Chambers, 2nd Floor, 304 South State Street, Clarks Summit, County of Lackawanna, Commonwealth of Pennsylvania. Council members present were Council President Donald H. Moyer, III, Council Vice President Timothy Rowland, Councilman Richard Armbrust, Councilman Thomas Bradley, Councilperson Gerry Carey, Councilperson Margaret (Peg) Jackson, and Councilman Patrick Williams. Also attending were Mayor Wesley W. Dunn, Sr. and Solicitor Mac Gregor.

There being a quorum present the Meeting was called to order followed by a moment of silent mediation. The Pledge of Allegiance was then lead by Mayor Dunn.

AGENDA:

The Agenda was accepted as presented.

MINUTES:

January 5th 2004; Organizational Meeting:

Motion by Mrs. Carey to approve the Minutes as presented. Second by Mr. Bradley. Discussion – None. Motion carried 7-0.

January 7th 2004; Regular Council Meeting:

Motion by Mr. Bradley to approve the Minutes as presented. Second by Mrs. Carey. Discussion – None. Motion carried 7-0.

February 4th 2004; Public Hearing and Special Meeting:

Motion by Mr. Bradley to approve the Minutes as presented. Second by Mrs. Carey. Discussion – None. Motion carried 7-0.

March 3rd 2004; Regular Council Meeting:

Motion by Mrs. Jackson to approve the Minutes as presented. Second by Mrs. Carey. Discussion – None. Motion carried 7-0.

GRANDVIEW STREET SETTLEMENT AGREEMENT:

A review of the Grandview Street matter was conducted.

SOLICITOR'S REPORT:

Solicitor Mac Gregor briefed Council on his current actions.

BOROUGH RESOLUTION REGARDING CDBG FUNDS:

Motion by Mr. Bradley to approve the Borough Resolution. Second by Mr. Armbrust. Discussion – None. Motion carried 7-0.

BOROUGH RESOLUTION REGARDING THE ABINGTON BUSINESS AND PROFESSIONAL ASSOCIATION:

**BOROUGH OF CLARKS SUMMIT
REGULAR BOROUGH COUNCIL MEETING
WEDNESDAY, APRIL 7TH 2004
Page 2 of 4**

Motion by Mr. Rowland to approve the Borough Resolution. Second by Mr. Armbrust. Discussion – None. Motion carried 7-0.

CONTRACT AMENDMENT FOR BORTON LAWSON:

Motion by Mr. Rowland to approve a second contract amendment for Borton Lawson to continue their engineering work relating to Grandview Street. Second by Mrs. Jackson. Discussion – None. Motion carried 7-0.

GRANDVIEW REAL ESTATE APPRAISOR:

Motion by Mr. Rowland to engage Mickere Real Estate as an Appraiser for the Grandview Street Hearing. Second by Mrs. Jackson. Discussion – None. Motion carried 7-0.

BIDS & QUOTES:

The following Bids and Quotations were tabled 1) Borough wide Lawn Care/Trimming. 2) 2004 DPW Material, and 3) 2004 DPW Bituminous Material.

BOROUGH EMERGENCY MANAGEMENT COORDINATOR:

Mr. Herman Johnson was appointed (based on the recommendation of the Borough) by Governor Rendell to be the Clarks Summit Borough Emergency Management Coordinator.

PRELIMINARY LAND USE PLAN – VINCE THE PIZZA PRINCE:

Motion by Mr. Rowland to approve the Preliminary Land Use Plan for Vince the Pizza Prince on South State Street at the former WEIS Market site. Second by Mrs. Jackson. Discussion – None. Motion carried 7-0.

2003 AUDIT OF THE CLARKS SUMMIT/SOUTH ABINGTON JOINT SEWER AUTHORITY:

The above Audit was received into the Borough and is a public record thereof.

TREASURER'S REPORT:

The Borough Treasurer Report for the month of March 2004 was accepted as presented.

BILLS TO BE PAID:

The payments were approved, as presented by the Borough Treasurer.

COMMITTEE REPORTS:

None recorded.

POLICE REPORT:

Mayor Dunn gave the Police Report for the month of March 2004.

EAGLE SCOUT RESOLUTIONS:

The Borough Manager/Secretary will be directed to prepare Borough Resolutions relating to Eagle Scout Project when he returns from North Carolina and his first grandchild's birth.

**BOROUGH OF CLARKS SUMMIT
REGULAR BOROUGH COUNCIL MEETING
WEDNESDAY, APRIL 7TH 2004
Page 3 of 4**

PENNSYLVANIA AMERICAN WATER COMPANY EVALUATION:

To be scheduled at a future date.

STATE UNIFORM CONSTRUCTION CODE:

Motion by Mr. Bradley to have the Borough enforce the new UCC. Second by Mrs. Jackson. Discussion – None. Motion carried 7-0.

SEWER OFFICE REPORT:

Motion by Mr. Rowland to accept the March 2004 Sewer Office Report, as prepared by Ms. Dee Ann Stephens. Second by Mr. Armbrust. Discussion – None. Motion carried 7-0.

PUBLIC COMMENT:

None recorded.

EXECUTIVE SESSIONS;

President Moyer stated that a Council Executive Session had been held on March 31st and April 6th 2004 and one would be during this Meeting, relating to a police personnel issue.

RECESS AND RECONVENE:

.Council conducted an Executive Session for some unknown duration during this Meeting.

CHIEF OF POLICE POSITION:

Motion by Mr. Rowland to advertise for a Chief of Police. Second by Mrs. Jackson. On the motion. Mr. Rowland – yes, Mrs. Jackson – yes, President Moyer – yes. Mr. Armbrust – no, Mrs. Carey – no, Mr. Bradley – no. Mr. Williams had left the Meeting by this point and did not vote. There being a tie vote, Mayor Dunn voted yes. The motion therefore carried.

RECESS:

Council recessed until April 21st 2004 at 6:00 P.M. when it would reconvene for the purpose of possibly awarding Bids and Quotations received for that evening and tabled.

NOTE: The Borough Manager/Secretary was absent from this Meeting in North Carolina. Minutes were developed from available notes left for him. The tape recorded malfunctioned and was of not use.

RECONVENE:

Borough Council reconvened on April 21st 2004 at approximately 6:05 P.M. Members present were, Council President Donald H. Moyer, III, Vice President Timothy Rowland, Councilman Richard Armbrust, Councilman Thomas Bradley, Councilperson Gerry Carey, and Councilman Patrick Williams. Mrs. Jackson was absent. Also attending were Mayor Wesley W. Dunn, Sr. and Borough Manager/Secretary James G. Vones, Sr.

QUOTE 2004 DPW MATERIAL 2A CRUSHED STONE:

Motion by Mr. Rowland to award the 2004 contract to the lowest bidder, Keystone Quarry at \$6.51 per ton. Second by Mr. Armbrust. Discussion – None. Motion carried 6-0.

**BOROUGH OF CLARKS SUMMIT
REGULAR BOROUGH COUNCIL MEETING
WEDNESDAY, APRIL 7TH 2004
Page 4 of 4**

QUOTE 2004 DPW MATERIAL BITUMINOUS:

Motion by Mr. Rowland to award the 2004 contract to the low bidder American Asphalt (ID2 Top @ \$ 30.00 per ton and \$ Binder @ \$27.00 per ton). FOB at their Plant. Second by Mr. Armbrust. Discussion – None. Motion carried 6-0.

QUOTE 2004 BOROUGH WIDE LAWN CARE & TRIMMING:

Motion by Mr. Rowland to award the 2004 contract to the low bidder Abington Lawn Care (Six (6) months @ \$7,044.00). Second by Mr. Bradley. Discussion followed. Mr. Williams stated that it was important for the papers to be removed before the grass was cut in the parks and on Borough areas.. Motion carried 6-0.

ADJOURNMENT:

There being no further business before Borough Council the reconvened Meeting adjourned at approximately 7:00 P.M.

Respectfully submitted,

**JAMES G. VONES, SR.
Borough Manager/Secretary**

**DONALD H. MOYER, III
Council President**