

CLARK BOROUGH
September 1, 2020 - 6:00 P.M.

CALL TO ORDER
PLEDGE OF ALLEGIANCE
READING OF MINUTES
TREASURER'S REPORT
VISITORS

UNFINISHED BUSINESS

Discuss/adopt Tap-in form
Vote on waiving Tap-in fee for Lakeside Acres

NEW BUSINESS

Budget meeting to be set for October 16 at 10:00 am

QUESTIONS FOR ATTORNEY MADDEN

CORRESPONDENCE AND OTHER COMMUNICATIONS

OFFICIALS AND COMMITTEES

Sewer Committee
Boroughs Association & Council of Governments
Building, Park & Recreation
Code Enforcement/ Zoning Officer
Collector of Taxes
Finance, Insurance, Pension, Personnel
Fire
Highways
Mercer County Joint Sewer Agency
Police
Planning (Local and Regional)
Storm Water
Zoning (Local and Regional)
Mayor
President of Council

PAYMENT OF BILLS

ADJOURNMENT

August 4, 2020

The meeting of Clark Borough Council was called to order by Council President Jim Carucci, who led in the pledge to the flag on Tuesday August 4, 2020 at 6:00 p.m. Others in attendance were Mayor Maryjo Harakal, Cameron McConahy, Michael Yeatts, and Henry Frei via phone, Doug Robbins, Larry McKnight, Monica Simko, Ron Sanford and Attorney William Madden.

Visitors in attendance: Kelly Slemmer of Lakeside Acres Event Center, Sandee Winslow, and Mike Kirila of Kirila Contracting.

Doug Robbins made a motion to accept the July minutes as written. The motion was seconded by Michael Yeatts and passed with all voting yes.

Jim Carucci read the Treasurer's Report for the Month of July. Cameron McConahy made a motion to accept the Treasurer's Report. This motion was seconded by Mike Yeatts and passed with all present voting yes.

Kelly Slemmer and Sandee Winslow were present to provide an update to the Lakeside Acres Event Center project. Sandee Winslow stated that the paperwork for the easement to the manhole for sewer connectivity is still in progress. The Highway Occupancy permit has been issued by Penn Dot; they are ok with the driveway. Sandee also stated that the Stormwater Plan that was submitted was reviewed by Chris Winslow. There are some comments that were sent to the developer. The plan as designed meets the criteria of the ordinance, so more information and verifications are needed to tie up loose ends. Sandee mention that the Land Development plan is through the county, and wasn't sure if, as a municipality, we wanted to push that. Depending on if we want the county to review the plan or to waive it; some municipalities take it more seriously as to them reviewing the plan. MCRPC does require plans to be recorded at the courthouse. If the Borough wants the Land Development reviewed, Sandee stated that she could advocate for that, but if the Borough is feeling that it can be waived, she can do that as well. Sandee stated that all of the important issues have been addressed, including all of the health and safety factors. Kelly Slemmer stated that she did not have time to review the comments that were sent earlier that day on the design. She asked to keep her posted on the Land Development Plan and that Lakeside Acres still had one even scheduled for October.

Mike Yeatts asked if there is a penalty for not going through the county, to which Sandee answered that it is vague and that the Solicitor would be able to give a little more input. Mercer County believes that they are required to review all land development plans. Upon reading their ordinance, she doesn't read it the same way. Some Municipalities have opted that they don't require the review. She also doesn't see where the borough has to have the county review it. A lot of municipalities want it to, but doesn't necessarily have to. Sandee advised to speak to the Solicitor. Jim Carucci asked attorney Madden what his take is on the issue to which Mr. Madden answered that he cannot speak to the matter at this point as he was not aware of the issue and hasn't reviewed that

ordinance in quite some time. With that in mind, if we are looking to waive it or not to, he will go back to check and make sure we can. Otherwise, we have the ability to send it on to Regional Planning under any circumstances if we wish. Michael Yeatts made a motion to waive the Land Development Review pending Attorney Madden's findings as long as we are allowed to subject to Mr. Madden's approval. The motion was seconded by Doug Robbins and passed with all present voting yes.

Sandee Winslow advised that moving forward; the borough may want to talk about how we want to handle Land Development Plans. If it's not in the ordinance, may want to think about what we will or will not want to require. Stormwater will always need to be looked at, but some other things can be looked into. Michael Yeatts asked Attorney Madden if he could look into what our options are.

Jim Carucci discussed the new business of awarding the bid for the 2020 road project to which Larry McKnight opened and read the bids. We received three bids from Kirila Contracting, Martuccio Asphalt and Russell Standard Corp. Kirila Contractors bid is for the hot mix application in the amount of \$99,903.40; Martuccio Asphalt bid is for the cold mix application in the amount of \$108,938.20; and Russell Standard Corp bid is for the cold mix application in the amount of \$88,695.60. Larry McKnight concluded the bid opening and recommended that council refer to the road committee at this time to determine their point of view on hot and cold mix application. Doug Robbins advised that Clark Eberhart had expressed to him his recommendation of the hot mix application. Jim Carucci referred to Larry McKnight acknowledging that he had been around these applications in the past and asked his opinion. Larry McKnight offered his opinion opting for the hot mix application. Mike Kirila advised that the hot mix is better for snow plowing, salt and longevity. Henry Frei asked if there is a difference in parameters between the three bidders to which Larry McKnight advised that is all the same, same distances and same size. Henry Frei offered his opinion of the hot mix application. Maryjo Harakal asked Mike Kirila the difference between the hot and cold mix to which he answered that the cold mix will give us half of that compaction, the hot mix is a lot harder so that when you salt it and plow it, you are not going to have the salt eating away at it as much as the hot mix. Jim Carucci made a motion to award the bid to Kirila Contractors in the amount of \$99,903.40. The motion was seconded by Larry McKnight and passed with a roll call vote of Jim Carucci – Yes, Doug Robbins – Yes, Cameron McConahy – Yes, Larry McKnight – Yes, Michael Yeatts – Yes, and Henry Frei – Yes.

Mayor Maryjo Harakal asked if there were any more questions for Attorney Madden. No further questions were presented. Attorney Madden was dismissed.

Maryjo Harakal read the Sewer bills for the Month of August. Clark Sewer committee is to pay \$27,951.83 with South Pymatuning to reimburse \$1,120.57. Doug Robbins made a motion to accept the sewer bills as read. This motion was seconded by Cameron McConahy and passed with all present voting yes.

Doug Robbins stated that he got a quote for replacing the ceiling tiles in the social hall and if it's done correctly it will cost approximately \$2,500.00. However, with all of the

shortfalls this year due to covid, lack of revenues from rentals and the road project, he recommends that this is tabled until next year.

Doug Robbins stated that the rental on Sunday August 1 left the doors open during their entire function. When he arrived to get the truck out, there were cars everywhere and had a hard time getting it out to go collect the signs from the yard sale, he noticed that the doors were open, upon returning, they were still open. Doug entered the hall and asked a lady inside if the air conditioner was broken to which she answered, No and said its working great. Doug stated to her that with as humid as it is outside and the air conditioner on that the doors should be left closed and that we aren't cooling the outside. Doug proceeded to leave and closed the doors behind him. A half hour later, Doug rode his bike over and noticed the door propped open. The following Monday, Monica Simko pulled up the security footage and verified that they had the door left open the entire function and also waited for Doug to leave after telling them to keep it closed, then proceeded to go out and see if he was gone and propped the door open again. Due to this happening, there were flies and bugs all over the inside including the fact that the air was running the entire time. Doug Robbins made a motion that we do not refund the security deposit. The motion was seconded by Henry Frei and passed with all voting yes.

Doug Robbins told Ron Sanford that the lock to the gate in the garage was broken and wouldn't lock. Ron Sanford said that he will get one with a key.

Cameron McConahy stated that he attended a function at the hall and was told that the left side of the oven was not working. Monica Simko stated that Craig's appliance had been called and she was waiting for a return call. Doug Robbins stated that the microwave is also not working. Doug Robbins made a motion that we replace the microwave for a new one up to \$125.00. The motion was seconded by Michael Yeatts and passed with all voting yes.

Al Harakal stated that he received two building permits. Henry Miller is building a detached garage, no start date yet, and Mike Morris is installing an in-ground pool. Otherwise there are no issues.

Maryjo Harakal stated that the signature cards for the checking/savings accounts need to be updated since Patty was a signer, she will need replaced. Along with that, the committee list needs updated as well. Maryjo Harakal recommends that Larry McKnight be appointed as Chairman of the Highway Committee. Maryjo stated that we have four total signers on each account so that we have someone able to sign if someone isn't available, to which she recommends herself, Monica Simko, Jim Carucci and Doug Robbins to be signers. Cameron McConahy made a motion to add Maryjo Harakal and Jim Carucci to the Sewer accounts along with Monica Simko and Clark Eberhart. The motion was seconded by Doug Robbins and passed with all voting yes. Michael Yeatts made a motion to add Doug Robbins and Jim Carucci to the Borough accounts along with Monica Simko and Maryjo Harakal. The motion was seconded by Cameron McConahy and passed with all voting yes.

Maryjo Harakal requested that Cameron McConahy is appointed to Chairman of the Finance and Personnel committee replacing Patty LaRocca; also to add Michael Yeatts as a member to the Fire Committee.

Cameron McConahy read the Fire Report for the month of July. The Clark Volunteer Fire Department responded to one call in July for a structure fire in Jefferson Township. Cameron McConahy made a motion to accept the Fire report as read. The motion was seconded by Doug Robbins and passed with all present voting yes.

Ron Sanford stated that the application for the second grant of \$12,500.00 has been submitted, advised that this was the states idea so it is basically approved. This is to help out fire departments that can't have fundraisers due to covid. This grant is not limiting the departments from having smaller fundraisers like the steak fry. Ron Sanford stated that the Turkey shoot starts on August 20th and goes every Thursday until Thanksgiving. Cameron McConahy asked about the grant for turnout gear, stating that he spoke with Gregg Sanford who advised that he believes that it will come through. The state has waived the matching requirement of the grants to help out the departments.

Larry McKnight stated that Penn Dot contacted Jim Miller that the paving project from Mercer Borough to Clark Borough on Route 258 is supposed to happen this year but do not have a time set yet. Also, risers are needed for the manholes for the paving project and should be paid from the General Fund but reimbursed by the Sewer account. Larry advised that he and Jim were planning on painting the crosswalk at the Tara but recommends waiting until after the road project is complete.

Maryjo Harakal read the Police Report for the month of June. The Hermitage Police Department conducted 40 hours of patrol and answered 17 calls for service in the Borough of Clark. Doug Robbins made a motion to accept the report as read. The motion was seconded by Cameron McConahy and passed with all present voting yes.

Maryjo Harakal stated that the budget meeting needs scheduled for October and can only have three council members attend. Advised council to have anything they want included to be turned in by the October meeting. Maryjo Harakal recommends October 23rd at 10am.

Jim Carucci asked Larry McKnight what the concrete pipes are for in the empty lot across the street. Larry McKnight stated that they were salvaged pipes from replacing other pipes. Jim Asked if we are keeping them or will be using them to which Larry answered that he didn't think we would be using or needing them. Jim Carucci offered to remove them for his personal use. Since there is plastic in stock there is no need for the concrete pipe. Michael Yeatts made a motion to permit Jim Carucci to remove the unused concrete pipe. The motion was seconded by Doug Robbins and passed with all voting yes. Jim Carucci abstains from the vote.

Jim Carucci read the Payroll Distribution - General Fund Distribution and the State Liquid Fuels Distribution for the month of August. Doug Robbins made a motion to pay

the bills as read. The motion was seconded by Michael Yeatts and passed with all voting yes.

Michael Yeatts made a motion to adjourn the meeting. The motion was seconded by Cameron McConahy with all present voting yes.

Monica M. Simko - Secretary/Treasurer



A handwritten signature in cursive script, appearing to read "Monica M. Simko".