

PLYMOUTH BOROUGH  
WORK SESSION AND COUNCIL MEETING  
FEBRUARY 12, 2019

THE PLYMOUTH BOROUGH WORK SESSION BEGAN AT 6:00 P.M. AND THE REGULAR MEETING WAS IMMEDIATELY CALLED TO ORDER BY MR. WILLIAM DIXON, COUNCILMAN.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

ROLL CALL

MR. DIXON                      MS. MANGLAVITI                      MR. THOMAS

MRS. EROH                      MR. PETERS

MR. COUGHLIN AND MR. CUNNINGHAM WERE EXCUSED BECAUSE THEY HAD WORK.

CITIZEN'S REQUESTS AND COMMENTS REGARDING AGENDA ITEMS

THERE WERE NO REQUESTS OR COMMENTS REGARDING AGENDA ITEMS.

CITIZENS REQUESTS AND COMMENTS REGARDING GENERAL ITEMS

THERE WERE NO REQUESTS OR COMMENTS REGARDING GENERAL ITEMS.

**MEETING AGENDA**

1. MOTION: WHEREAS, BIDS WERE RECEIVED TODAY AND OPENED AS PER THE LEGAL ADVERTISEMENT AT THIS MEETING FOR THE DEMOLITION AND SITE CLEARANCE PROJECT OF 76 CHURCH STREET AND 19 ENO STREET; WHEREAS AFTER OPENING THE BID DOCUMENTS AND A REVIEW BY THE PROJECTS PRINCIPAL, THE LOWEST RESPONSIBLE BIDDER IS STELL, WITH A TOTAL BID FOR THE PROJECT OF TWENTY THOUSAND SIX HUNDRED DOLLARS (\$20,600.00). THEREFORE, I MOVE TO AWARD THE CONTRACT FOR THE DEMOLITION AND SITE CLEARANCE PROJECT OF 76 CHURCH STREET AND 19 ENO STREET TO STELL FOR THE BID AMOUNT OF TWENTY THOUSAND SIX HUNDRED DOLLARS (\$20,600.00), WHO IS THE LOWEST RESPONSIBLE BIDDER. THIS AWARD IS CONTINGENT UPON THE ABOVE-NAMED CONTRACTOR COMPLYING WITH ALL REQUIREMENTS PLACED UPON THE

SUCCESSFUL BIDDER INCLUDING BUT NOT LIMITED TO ITEMS 15 AND 16 OF THE INSTRUCTION TO BIDDERS WITHIN THE TIME PERIOD SET FORTH IN THE BID DOCUMENTS. THE BOROUGH SECRETARY IS DIRECTED TO PROVIDE WRITTEN NOTICE OF THIS AWARD TO THE CONTRACTOR SPECIFIED HEREIN ABOVE.

Mrs. EROH MADE THE MOTION.

Ms. MANGLAVITI CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

2. MOTION: TO PROVIDE AND ACCEPT THE 2019-2020 SALT CONTRACT PARTICIPATION AGREEMENT PROVIDED BY COSTARS DEPARTMENT OF GENERAL SERVICES.

Mr. THOMAS MADE THE MOTION.

Mr. PETERS CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

3. MOTION: TO ACCEPT THE COMMONWEALTH OF PENNSYLVANIA OFFICE OF THE STATE FIRE COMMISSIONER FIRE COMPANY AND EMERGENCY MEDICAL SERVICE GRANT AGREEMENT AND AUTHORIZE FRANK COUGHLIN, ACTING PRESIDENT OF COUNCIL TO SIGN THE AGREEMENT AS THE GRANTEE'S AUTHORIZED AGENT.

Ms. MANGLAVITI MADE THE MOTION.

Mr. DIXON CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

4. ORDINANCE NO. 2 OF 2019: AN ORDINANCE OF THE BOROUGH OF PLYMOUTH AUTHORIZING AND APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN HANOVER TOWNSHIP, NANTICOKE CITY, NEWPORT TOWNSHIP, PLYMOUTH TOWNSHIP, ASHLEY BOROUGH, SUGAR NOTCH BOROUGH AND THE EARTH CONSERVANCY RELATIVE TO THE ESTABLISHMENT OF AND PARTICIPATION IN THE LOWER SOUTH VALLEY COUNCIL OF GOVERNMENTS.

Mr. THOMAS MADE THE MOTION.

Mr. PETERS CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

5. MOTION: TO RELEASE FIRE ESCROW FUNDS ACCORDING TO ORDINANCE NO. 4 OF 1998 TO RICK'S AUTO BODY IN THE AMOUNT OF THIRTY THOUSAND FOUR HUNDRED ELEVEN DOLLARS AND EIGHTY CENTS (\$30,411.80) DUE TO THE FIRE LOSS THAT TOOK PLACE AT 222 WEST MAIN STREET, PLYMOUTH, PENNSYLVANIA.

MR. THOMAS MADE THE MOTION.

MS. MANGLAVITI CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

6. MOTION: I HEREBY MOVE TO HIRE ROBERT BARTOLOMEI AS A PART TIME POLICE PATROLMEN AS AN AT WILL EMPLOYEE AND SHALL RECEIVE NO BENEFITS OF ANY TYPE, INCLUDING BUT NOT LIMITED TO SICK TIME, VACATION TIME, HOLIDAY PAY, OR HEALTH INSURANCE COVERAGE. HE SHALL BE PAID AN HOURLY RATE OF SIXTEEN DOLLARS AND FIFTY CENTS (\$16.50) PER HOUR.

MS. MANGLAVITI MADE THE MOTION.

MR. THOMAS CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

7. MOTION: WHEREAS, THE BOROUGH IS DESIROUS OF LISTING THE PROPERTIES KNOWN AS 111-113 E. MAIN ST., PLYMOUTH BOROUGH, PA, PIN # H8SE4 011 004, MORE SPECIFICALLY DESCRIBED IN LUZERNE COUNTY RECORD BOOK 3019, PAGE 2870 AND 115-117 E. MAIN STREET, PLYMOUTH BOROUGH, PA, PIN # H8SE4 011 005 T, MORE SPECIFICALLY DESCRIBED IN LUZERNE COUNTY RECORD BOOK 3018, PAGE 170783 FOR SALE WITH MERICLE COMMERCIAL REAL ESTATE GROUP, INC. 100 BALTIMORE DRIVE, 4TH FLOOR, WILKES-BARRE, PA 18702, WHEREAS, THE BOROUGH IS IN THE PROCESS OF OBTAINING AN APPRAISAL TO DETERMINE THE VALUE OF THE PROPERTIES TO BE SOLD; NOW THEREFORE, I HEREBY MOVE TO APPROVE THE LISTING OF THE AFORESAID PROPERTIES FOR SALE WITH MERICLE COMMERCIAL REAL ESTATE GROUP, INC. 100 BALTIMORE DRIVE, 4TH FLOOR, WILKES-BARRE, PA 18702. I FURTHER MOVE THAT THE LISTING PRICE WILL BE DETERMINED BY THE BOROUGH WHEN THE APPRAISAL OF THE PARCELS IS RECEIVED BASED UPON THE SALE OF BOTH PARCELS TO ONE PURCHASER. SAID LISTING WILL REQUIRE THAT BOTH PROPERTIES BE PURCHASED BY THE SAME PURCHASER/ DEVELOPER AND THAT BOTH PARCELS BE DEVELOPED FOR ONE PROJECT AND THESE SPECIAL CONDITIONS BE MADE A PART OF BOTH THE SALES AGREEMENT AND DEED. THE BUYER AT THE TIME OF MAKING AN OFFER TO PURCHASE THE PARCELS SHALL SUBMIT A DEVELOPMENT PROPOSAL OF THE PROPERTY TO THE BOROUGH FOR THEIR APPROVAL. IF APPROVED BY THE BOROUGH THE DEVELOPMENT PROPOSAL SHALL BE A CONDITION CONTAINED IN THE DEED TO BE RECORDED AND RUN WITH THE LAND. THE DEED WILL CONTAIN THE FOLLOWING CONDITION: THE DEVELOPMENT PROPOSAL ATTACHED AS AN EXHIBIT TO THE DEED MUST BE COMPLETED WITHIN TWENTY-FOUR MONTHS FROM THE DATE OF THE DEED. FAILURE

TO COMPLETE THE DEVELOPMENT IN THE AFOREMENTIONED TIME SPECIFIED WILL RESULT IN FORFEITURE OF THE PROPERTY AND REVERT BACK TO THE BOROUGH BY OPERATION OF LAW. IN THE EVENT BUYER/DEVELOPER FORFEITS THE PROPERTY AS STATED HEREIN BUYER/ DEVELOPER SHALL NOT RECEIVE ANY REIMBURSEMENT FOR ANY MONIES SPENT ON THE PREMISES OR ANY IMPROVEMENTS, INCLUDING TO ANY STRUCTURE, WHETHER EXISTING AT THE TIME OF PURCHASE OR PERFORMED AFTER PURCHASE OF THE PROPERTY. IF THE PROPERTY REVERTS TO THE BOROUGH, THE BUYER/DEVELOPER UNDERSTANDS AND WAIVES COMPENSATION FOR ANY WORK, IMPROVEMENTS OR OTHER COSTS, OR MONIES EXPENDED BY BUYER/DEVELOPER IN CONNECTION WITH THE PROPERTY SUBJECT TO THIS AGREEMENT. ALSO, BUYER CANNOT TRANSFER THE PROPERTY TO ANYONE, WITHOUT THE EXPRESS WRITTEN CONSENT OF THE BOROUGH AND ANY ATTEMPT TO DO SO WILL RESULT IN FORFEITURE OF TITLE TO THE PROPERTY BY OPERATION OF LAW TO THE BOROUGH WITHOUT ANY COMPENSATION TO THE BUYER. IF BUYER FORFEITS THE PROPERTY BUYER UPON SIGNING A DEED CONVEYING THE PREMISES BACK TO THE BOROUGH WILL RECEIVE 50% OF THE PURCHASE PRICE. THE PRESIDENT OF COUNCIL IS AUTHORIZED TO SIGN THE LISTING AGREEMENT WITH MERICLE ON BEHALF OF THE BOROUGH AND THE BOROUGH SECRETARY TO ATTEST TO HIS SIGNATURE WHERE REQUIRED. THE LISTING AGREEMENT WILL BE SIGNED BY THE PRESIDENT AFTER THE LISTING PRICE IS DETERMINED UPON RECEIPT BY THE BOROUGH OF THEIR APPRAISALS AS TO THE VALUE OF BOTH PARCELS BEING SOLD AS ONE PROPERTY.

Ms. MANGLAVITI MADE THE MOTION.

Mr. DIXON CALLED THE SECOND THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

8. MOTION: TO APPROVE MONTHLY FIRE, POLICE AND TREASURER'S REPORTS.

Mr. THOMAS MADE THE MOTION

Ms. PETERS CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED.

9. MOTION: TO PAY FEBRUARY BILLS.

GENERAL FUND: 19-067-19-171

LIQUID FUEL FUND: 19-011-19-023

RECREATION FUND: 19-005-19-009

Ms. MANGLAVITI MADE THE MOTION.

Mr. DIXON CALLED THE SECOND ON THE MOTION.

THE MOTION WAS UNANIMOUSLY APPROVED EXCEPT FOR MR. THOMAS WHO FAVORABLY VOTED FOR PAYMENT ON ALL BILLS EXCEPT HIS SUPPLEMENTAL INSURANCES FOR WHICH HE HAS A PERSONAL INTEREST BECAUSE OF CONTRACTUAL AGREEMENTS.

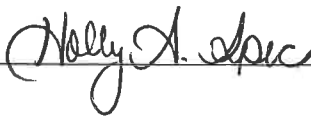
10. MOTION: TO ADJOURN.

MR. THOMAS MADE THE MOTION.

MR PETERS CALLED THE SECOND ON THE MOTION.

MEETING ADJOURNED AT 6:22 P.M...

RESPECTFULLY SUBMITTED,



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HOLLY A. SPECE

BOROUGH SECRETARY & TREASURER

PLYMOUTH BOROUGH