

PLYMOUTH BOROUGH COUNCIL

REGULAR MEETING RESCHEDULED to May 7, 2024 at 6:00PM

The regular meeting for May 14, 2024 was rescheduled to May 7, 2024 because of cadet graduation falling on May 14th and the mayor and all members of council wanted to attend to support our graduating officers.

The work session began promptly at 6:00pm.

Mr. Earl Cunningham said that the Shawnee Cemetery Preservation Association is going to hold a Veterans Memorial Service at the Shawnee Cemetery on Memorial Day, May 29th at 12:00PM (noon). All are welcome to attend and show your support.

“Behold a New Thing”, 25 E Main Street, Plymouth would like permission to have a mural painted on the wall at Beade Street Park. The mural will be done by local artists and will take approximately three days. They would also like to have a job jonny put there for those days. As of yet, they have not mentioned the theme of the mural.

All council members present were in agreement and support this great idea.

Mr. Thomas Hogan has nothing to report at this time.

Mr. Adam Morehart reported that he has filed for an extension for the Coal Creek Grant. Considering the extent of work to be done on this project, we will need more time. He doesn't see a problem with the extension. They are currently in the design phase (April-July), then the needed permitting (July-September), bidding will be October-November, construction contract awarded December, with construction starting January 2025 and hopefully finishing up by September 2025.

Ms. Alexis Eroh said that she has been working with Michelle Sparich, Luzerne County to get the description of the grant purpose changed. The grant was written and approved to draw up plans for Main Street, but we already have had the plans drawn up by our engineers, so we would like to have purpose changed to use the grant funds to move forward with an item on the plans. We would like to purchase 20 garbage cans for Main Street. Once approval comes in we will order the garbage cans.

The two “Welcome to Plymouth” signs have been installed. The lights will be installed once the come in. They arrived damaged so were returned.

The Planning Agency received a resignation letter from D.J. Allred so once accepted, they will begin accepting letters of interest for the seat.

Ms. Eroh spoke on behalf of Linda Johnston who could not make the meeting. She thanked council for the use of the municipal lot for the yard sale.

She added that the next thing on the Neighborhood Watch calendar is National Night Out on August 6, 2024. She is hoping that the project and work in front of the high school will be completed so it can be held there again, but location is pending.

Mr. John Thomas has no report this month.

Mr. Ron Kobusky reports that the manhole/storm drain project has begun on Main St. They are currently repairing manholes. Tonight, council will vote to approve partial payment and also a change order to the project. There will be a few more change orders, which are additional manhole repairs added to the project. The bid came in under the available monies, so we got permission from DCED to add the additional work so we are having more drains and manhole repairs added to the project. These change orders will come in quickly, so as not to hold the project up, they will be

given verbal approval once reviewed and be formally voted on at the next council meeting. The generator project is complete and the generator is running fine. It comes on for ½ hour every Wednesday. We had the final inspection done, and there were some small things that needed to be done.

Hoping to have the Coal Creek project ready to go out for bid early fall and maybe get it started before the end of the year.

Mayor Frank Coughlin thanked St Vincent DePaul, Knights of Columbus, all 3 borough fire departments, members of council, and all residents who came out in that not-so-great weather to help clean up our town. Because of all of this illegal dumping we collected enough trash to fill two PennDot trucks.

The mayor was upset to report that Shawnee Avenue and Academy Street was taken off of the PennDot paving list. He will continue to advocate to get some of Shawnee Ave. done. He is quite disgusted because he has been advocating to have these streets done for many years.

He also has heard that next year PennDot will pave Main Street from the township line all the way to the old Kmart.

The police continue to be very busy. April there were 450 calls.

Next week three cadets will graduate and join the Plymouth Borough Police force.

He finished by wishing everybody a Happy Mother's Day!

Mr. Kobusky reports that the Beade Street Project slue gate is being made and as soon and that is ready, they will begin preparing the rest of that project with a completion date set for the end of December.

We received a letter from DEP and PA General Services and have an appointment to meet with them on May 15th (next Wednesday) at Brown Creek. They want to examine the impounding dam all the way to the river.

There is a special meeting scheduled May 21st to swear in the new officers. Come out and meet them and show your support. _____

Meeting was called to order by Council President, Ron Kobusky. The "Pledge of Allegiance" was recited and a moment of silence observed afterwards.

Roll was called: Council members present: Mr. Earl Cunningham, Ms. Alexis Eroh, Mr. Thomas Hogan, Mr. Adam Morehart, Mr. John Thomas and Mr. Ron Kobusky.

Mr. William Dixon was absent and excused.

There were no citizens comments or requests regarding agenda items.

There were no citizens comments or requests regarding general items.

Ron Kobusky handed the meeting to the Borough Solicitor, Mike Kostelansky to conduct a transfer of a liquor license.

Mike Kostelansky, borough solicitor, began the proceedings of transfer of liquor license R13056. The liquor license was from Hazelton Beer & Deli, Inc., 1004 North Sherman Court, Hazelton, Luzerne County, PA being transferred to Plymouth Six Packs To Go, Inc., 563 West Main Street, Plymouth, Luzerne County, PA.

Mr. Kostelansky made note that this hearing is being recorded and should there be a need for the record of the proceedings, that is the record that would be provided. Mr. Kostelansky asked all council members if they had any questions, they wanted to have addressed at this time. Mr. Hogan wished to abstain and excused himself from the hearing as he has personal conflict with his

employment as an attorney. Mr. Hogan turned in a Conflict-of-Interest Abstention Memorandum and will not participate in the hearing and has left the proceedings. The principals in Plymouth Six Packs To Go, Inc. are Baljeet Singh, Sukhjinder Singh and Sujan Mathon.

Attorney Jessica Pleskach here on behalf of the applicants of Six Packs To Go. She asked to have the advertisement be read for the record.

Mike Kostelansky read copy of the ad as it appeared in the Citizen's Voice legal section on April 23, 2024.

LEGAL AD NOTICE IS HEREBY GIVEN that during a regular meeting rescheduled from May 14th, 2024 to May 7, 2024, commencing immediately after the council work session which commences at 6:00 P.M. at the Plymouth Borough Municipal Building, 162 Shawnee Avenue, Plymouth, Pennsylvania, the Borough Council will conduct a hearing, for public comment, on the transfer of liquor license No. R 13056 from Hazleton Beer & Deli, Inc., 1004 North Sherman Court, Hazleton, Luzerne County PA to Plymouth Six Packs To Go, Inc, 563 West Main St., Plymouth, Luzerne County, PA. Immediately after the hearing the Council will then vote on Resolution No. 1 of 2024, which if adopted would approve the transfer of said liquor license to Plymouth Borough subject to the approval of the Pennsylvania Liquor Control Board. The principals in Plymouth Six Packs To Go, Inc. are Baljeet Singh, Sukhjinder Singh and Sujan Mathon. Note this hearing was originally scheduled for April 9, 2024 meeting of Council but was continued by Council until the date specified above. In addition, at this meeting council will conduct any and all Borough business authorized by law. This is a summary of the proposed Resolution. A copy of the full text of the proposed resolution may be examined by any citizen in the office of the Secretary of the local government unit at the Plymouth Borough Municipal Building, 162 Shawnee Avenue, Plymouth, Pennsylvania, on any business day (except, Saturdays, Sundays and Holidays) between the hours of 8:30 A.M. and 4:00 P.M., prevailing time. Gail Burdulis, Secretary Plymouth Borough.

Attorney Pleskach provide members of council copies of Employee Policy & Procedures among other paperwork regarding the procedures of the newly formed Plymouth Six Packs To Go attached hereto as Exhibit 1 as part of the record.

Mr. Morehart was glad to see all employees would be RAMP certified. Will there be a store manager?

Attorney Pleskach answered: yes

AGENDA VOTING:

Motion made to approve Resolution 1 of 2024:

A RESOLUTION OF THE PLYMOUTH BOROUGH COUNCIL, COUNTY OF LUZERNE,
COMMONWEALTH OF PENNSYLVANIA, APPROVING THE TRANSFER OF PLCB LICENSE NO.
R13056 INTO PLYMOUTH BOROUGH FROM HAZLETON, LUZERNE COUNTY, PENNSYLVANIA

Motion: Ms. Eroh

2nd: Mr. Cunningham

Vote: 5 yes * Mr. Dixon was absent and excused

* Mr. Hogan abstained and was not present for the hearing-conflict of interest.

Motion made to approve Ordinance 2 of 2024:

AN ORDINANCE RESCINDING ORDINANCE 1-2024 ADOPTED ON MARCH 26, 2024 BY PLYMOUTH BOROUGH, LUZERNE COUNTY, PENNSYLVANIA, FOR THE ISSUANCE OF THREE TAX EXEMPT GENERAL OBLIGATION NOTES IN THE TOTAL AMOUNT OF \$800,000.00 FOR SUNDRY PURPOSES; FIXING THE FORMS, NUMBER, DATE, INTEREST, AND MATURITY THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT SERVICE ON THE NOTE; PROVIDING FOR THE FILING OF THE REQUIRED DOCUMENT; PROVIDING FOR THE APPOINTMENT OF A SINKING FUND DEPOSITORY FOR THE NOTE; AND AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF.

Motion: Mr. Thomas

2nd: Mr. Morehart

Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to rescind the loan proposal from Wayne Bank, dated December 19, 2023 and accepted by the Borough on December 31, 2023, regarding the financing of a fire truck, for work on the Beade Street project and for the purchase of real estate located at 130 Downing Street, Plymouth, PA. The reason is due to the delay in obtaining a purchase agreement for the Downing Street property and the fact that the fire truck will not be completed for delivery until approximately three years from now. Therefore, in order to obtain tax exempt financing, as opposed to commercial rate financing, for these projects, the borrowing will be done at a later date closer to delivery on the fire truck and closer to the closing date for the purchase of the Downing Street property. The Borough is in the process of obtaining Tax Exempt financing for the Beade Street project.

Motion: Ms. Eroh

2nd: Mr. Cunningham

Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to approve 1st payment of \$63,180.00 to Pennsy Supply for work done on the Manhole & Inlet Replacement Project.

Motion: Mr. Cunningham

2nd: Mr. Thomas

Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to approve change order from Pennsy Supply, to the Manhole & Inlet Repair Project for addition of 14 more manhole repairs in the amount of \$25,200.00.

*On the question: Mr. Hogan asked inquired as to where the money is coming from and was told it was LSA Grant money. The bid was under grant amount so got permission to add additional manholes and inlets to use up the grant money.

Motion: Ms. Eroh

2nd: Mr. Morehart

Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to pay Aircon Service Company \$2,006.00 for replacement of water heater in municipal building.

*On the question: the water heater was leaking and was still under warranty.

Motion: Mr. Cunningham
2nd: Mr. Thomas
Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to approve payment of invoice for \$2,430.00 to Mark Kobusky, Plumbing & Heating Dr. for installation of new gas line for the new generator.

Motion: Mr. Thomas
2nd: Mr. Morehart
Vote: 5 Yes * Mr. Dixon was absent and excused
Mr. Kobusky abstained-conflict of interest

Motion made to approve the change order to the contract for the generator to add a new gas line for the new generator. The amount of \$3,210.00 is to be deducted from the cost of the project because the borough has paid the invoices to: Mark Kobusky, Plumbing & Heating Dr (\$2,430.00) and Stu Krasavage (\$780.00) to these vendors for the needed changes.

Motion: Mr. Thomas
2nd: Mr. Morehart
Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to accept the April Fire and Police reports:

Motion: Mr. Cunningham
2nd: Mr. Morehart
Vote: 6 Yes * Mr. Dixon was absent and excused

Motion made to pay the following monthly bills:

GENERAL FUND:	24-311GF - 24-407GF
LIQUID FUELS:	24-142LF - 24-154LF
RECREATION FUND:	24-014RF - 24-016RF

Motion: Mr. Morehart
2nd: Ms. Eroh
Vote: 6 Yes * Mr. Dixon was absent and excused

Motion to adjourn made by Mr. Cunningham at 6:45 PM

Respectfully submitted for approval:



Gail Burdulis, Plymouth Borough Secretary

Approved June 11, 2024