

CONYNGHAM BOROUGH COUNCIL REGULAR SESSION  
Tuesday, April 16, 2019

Conyngham Borough Council met in Regular Session on Tuesday, April 16, 2019 at 7:03 p.m. in Council Chambers, Municipal building, 215 Main Street, Conyngham, Pennsylvania. The meeting was called to order by Council President Gary Gregory, the Pledge of Allegiance was recited, and roll call was taken.

**Roll Call:**

**Present:** Fuccile, Gallagher, Gregory, Hawk, Reber, Schneider (Left Early).

**Absent:** McKee.

**Others Present:** Solicitor, Secretary/Treasurer, Police Chief, Fire Chief.

**Absent:** Mayor.

**Citizens:** Tim Ference, Frank Delmonico, Rodney Hawk, Carol Rymond, Matt Balliet, Gerard & Karen Pauline, Dominic Yannuzzi.

**Public Comment:** None.

**Approval of Minutes:**

**Motion**

Motion to Approve Minutes from Regular Session March 19, 2019 – Reber. Second – Schneider.

**Questions on the Motion:** None.

No Roll Call. Unanimous.

**Mayor:** Absent. The Department responded to thirty-one (31) offenses, incidents and/or requests for the month of March. Five hundred three (503) miles were patrolled. Report is on file.

Drop the Drugs van will be at the Conyngham Methodist Church on April 28<sup>th</sup> 9:30 am – 12:30 pm.

PSP Report regarding shooting outside CVCO building was read into the record by the Chief. President Gregory cautioned any would-be perpetrators that these actions will not be tolerated in the Borough and the perpetrators will be prosecuted to the fullest extent of the law. The CVCO and Borough will work together to ensure public safety. We are a welcoming community however this type of behavior will not be tolerated. President Gregory thanked the PSP and CBPD for their timely response and quick resolution. The Chief advised the three victims were identified.

**Fire, Rescue & EMA:** Conyngham had one (1) Fire and Rescue call and eleven (11) EMS calls for the month of March.

The Building Committee will meet to discuss electrical upgrades to the Firehouse.

**Recreation:** Vice President Schneider stated the Recreation Board is recommending the 2019 Summer Park Program fee should be increased to \$130.00 due to utilizing the CVCO building for inclement weather. Previous years the program was cancelled for weather therefore salaries were less.

**Motion**

Motion to Increase Summer Park Program Fee to \$130.00 – Gregory. Second – Reber.

**Questions on the Motion:** Councilwoman Hawk questioned whether the program has been budgeted. Vice President Schneider stated the Board has a projected budget. Discussion ensued.

**ROLL CALL VOTE:**

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Negative
McKee	-	Absent	Reber	-	Affirmative
Schneider	-	Affirmative			

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President Gregory questioned whether the Recreation Board would like the Borough to advertise for Summer Park Program Staff – Yes.

**Motion**

Motion to Approve Valley West Little League 2019 Field Use Request – Fuccile. Second – Hawk

**Questions on the Motion:** None.

No Roll Call. Unanimous.

**Motion**

Motion to Approve Purchase of Lights & Chemicals for Whispering Willows Fountain Not to Exceed \$500.00 – Gallagher. Second – Schneider.

**Questions on the Motion:** Councilwoman Hawk questioned if it was included in Park Maintenance Budget - Yes.

**ROLL CALL VOTE:**

<b>Fuccile</b>	-	<b>Affirmative</b>	<b>Gallagher</b>	-	<b>Affirmative</b>
<b>Gregory</b>	-	<b>Affirmative</b>	<b>Hawk</b>	-	<b>Affirmative</b>
<b>McKee</b>	-	<b>Absent</b>	<b>Reber</b>	-	<b>Affirmative</b>
<b>Schneider</b>	-	<b>Affirmative</b>			

**Motion**

Motion to Approve Rate Increase for Summer Maintenance to \$10.00/Hour & \$12.00/Hour for Snow Plowing – Gallagher. Second – Fuccile.

**Questions on the Motion:** Councilwoman Hawk questioned if any additional employees were being hired – No.

**ROLL CALL VOTE:**

<b>Fuccile</b>	-	<b>Affirmative</b>	<b>Gallagher</b>	-	<b>Affirmative</b>
<b>Gregory</b>	-	<b>Affirmative</b>	<b>Hawk</b>	-	<b>Affirmative</b>
<b>McKee</b>	-	<b>Absent</b>	<b>Reber</b>	-	<b>Affirmative</b>
<b>Schneider</b>	-	<b>Affirmative</b>			

The Park Rules & Regulations signs will be hung this week.

**Motion**

Motion to Accept with Regret the Resignation of Jael Maue from the Recreation Board – Schneider. Second – Reber.

**Questions on the Motion:** None.

**ROLL CALL VOTE:**

<b>Fuccile</b>	-	<b>Affirmative</b>	<b>Gallagher</b>	-	<b>Affirmative</b>
<b>Gregory</b>	-	<b>Affirmative</b>	<b>Hawk</b>	-	<b>Affirmative</b>
<b>McKee</b>	-	<b>Absent</b>	<b>Reber</b>	-	<b>Affirmative</b>
<b>Schneider</b>	-	<b>Affirmative</b>			

Vice President Schneider requested an ad be put in the Community News to fill the vacant seat.

The Park Clean-Up will be held April 27<sup>th</sup> from 8:00 am to 12:00 pm. Valley West Little League will assist with the clean-up.

Councilman Gallagher stated fifty trees provided through the PPL Community Roots program were received. An additional one hundred will be received in the fall. Next year's order will be placed on April 24<sup>th</sup>.

Councilman Gallagher will obtain tree quotes from Wolk's Nursery for the Park entrance.

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**Treasurer:** The Treasurer reviewed the March 2019 report in detail at the Work Session. A copy of the report is available for public inspection and is on file.

**Motion**

Motion to Approve March Financial Report – Reber. Second – Fuccile.

**Questions on the Motion:** None.

**ROLL CALL VOTE:**

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
McKee	-	Absent	Reber	-	Affirmative
Schneider	-	Absent			

The Treasurer requested a Motion to approve the list of obligations in the amount of \$ 50,788.67.

**Motion**

Motion to Approve the Bills – Fuccile. Second – Gallagher.

**Questions on the Motion:** Councilwoman Reber questioned the PNC Bank charge for the website. The Treasurer stated the fee is billed annually by Omnis which hosts the website.

**ROLL CALL VOTE:**

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
McKee	-	Absent	Reber	-	Affirmative
Schneider	-	Absent			

**Solicitor:** The Solicitor reviewed the proposed Ordinance 314 Re-Establishing a Recreation Board.

**Motion**

Motion to Adopt Ordinance 314 Re-Establishing a Recreation Board – Reber. Second – Gallagher.

**Questions on the Motion:** None.

**ROLL CALL VOTE:**

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
McKee	-	Absent	Reber	-	Affirmative
Schneider	-	Absent			

60 Butler Avenue Bid was advertised in today’s newspaper. Bids are due May 9, 2019 at 2:00 pm with opening of bids at Regular Session May 9<sup>th</sup> at 7:00 pm.

The Solicitor recommended an appraisal be completed.

**Motion**

Motion to Approve 60 Butler Avenue Appraisal by Michael Pecora, Colonial Realty Inc. – Reber. Second – Gallagher.

**Questions on the Motion:** None.

**Public Comment:** None.

**ROLL CALL VOTE:**

Fuccile	-	Affirmative	Gallagher	-	Affirmative
Gregory	-	Affirmative	Hawk	-	Affirmative
McKee	-	Absent	Reber	-	Affirmative
Schneider	-	Absent			

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Whispering Willows Survey & Subdivision has been submitted to Luzerne County for review and comment.

**Planning & Zoning:** The Zoning Report was read into the record. There were thirteen (13) concerns addressed/actions taken including two (2) permits issued.

**Department of Public Works/Building & Grounds:**

**Motion**

Motion to Advertise Milling Bid for 2019 Paving Projects Birch/Liberty/Independence for Opening May 23, 2019 at 7:00 pm – Fuccile. Second – Gallagher.

**Questions on the Motion:** None.

**ROLL CALL VOTE:**

<b>Fuccile</b>	-	<b>Affirmative</b>	<b>Gallagher</b>	-	<b>Affirmative</b>
<b>Gregory</b>	-	<b>Affirmative</b>	<b>Hawk</b>	-	<b>Affirmative</b>
<b>McKee</b>	-	<b>Absent</b>	<b>Reber</b>	-	<b>Affirmative</b>
<b>Schneider</b>	-	<b>Absent</b>			

Letters will be sent to Conyngham-Sugarloaf Joint Municipal Authority and UGI advising the utilities of the 2019 Paving Projects.

**Motion**

Motion to Approve CVCO Valley Day Borough Building Grounds & Electrical Request August 2<sup>nd</sup> & 3<sup>rd</sup> – Fuccile. Second – Reber.

**Questions on the Motion:** None.

No Roll Call. Unanimous.

**Motion**

Motion to Approve Crime Watch National Night Out Borough Building Grounds Use Request August 6<sup>th</sup> – Fuccile. Second – Reber.

**Questions on the Motion:** None.

No Roll Call. Unanimous.

**Motion**

Motion to Approve PA One Call Proclamation April Safe Digging Month– Fuccile. Second – Reber.

**Questions on the Motion:** None.

No Roll Call. Unanimous.

**Motion**

Motion to Approve Myers Avenue Stormwater Remediation Not to Exceed \$3,500.00 – Fuccile. Second – Reber.

**Questions on the Motion:** Councilman Gallagher stated option with infiltration will benefit the Borough's MS4.

**ROLL CALL VOTE:**

<b>Fuccile</b>	-	<b>Affirmative</b>	<b>Gallagher</b>	-	<b>Affirmative</b>
<b>Gregory</b>	-	<b>Affirmative</b>	<b>Hawk</b>	-	<b>Affirmative</b>
<b>McKee</b>	-	<b>Absent</b>	<b>Reber</b>	-	<b>Affirmative</b>
<b>Schneider</b>	-	<b>Absent</b>			

**Grants:** Dominic Yannuzzi, Alfred Benesch & Company, presented the bid results from the Main Street Streetscape Penn Bid as follows:

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American Asphalt Paving Company - \$156,448.50  
Robert C. Young, Inc. - \$194,446.75  
Richard E. Angelo, Inc. - \$203,836.00  
RCH Services, LLC - \$249,200.00

Motion

Motion to Award Main Street Streetscape to American Asphalt Paving Company \$156,448.50 Pending Securing Additional Funding from LC CDBG and Solicitor Review – Gregory. Second – Reber.

**Questions on the Motion:** Councilman Gallagher stated project is 425' of sidewalk from the fountain to The Tea Room. Councilman Fuccile questioned if lights were the same as Phase I Streetscape due to price disparity – Yes. Councilwoman Hawk questioned where American Asphalt is located – Shavertown.

**ROLL CALL VOTE:**

<b>Fuccile</b>	-	<b>Affirmative</b>	<b>Gallagher</b>	-	<b>Affirmative</b>
<b>Gregory</b>	-	<b>Affirmative</b>	<b>Hawk</b>	-	<b>Affirmative</b>
<b>McKee</b>	-	<b>Absent</b>	<b>Reber</b>	-	<b>Affirmative</b>
<b>Schneider</b>	-	<b>Absent</b>			

Nature Park Bid Package to be reviewed at May 9, 2019 Regular Session.

**New Business:** None.

**Old Business:** Councilwoman Hawk questioned if there is any update on the Borough grounds electrical upgrade. Councilman Fuccile is working on securing quotes.

**Catch-All:** None.

**Public Comment:** Rodney Hawk commented on the water runoff on Banks Avenue from the water on Route 93.


Dan Rymond, Crimewatch President, advised Council seven (7) Conyngham Borough Crimewatch members attended the Luzerne County Crimewatch coordinated by the District Attorney. The event provided many resources for future programs and guest speakers. Crimewatch will be hosting its first fundraiser at National Night Out to purchase the Police Department a Toughbook Panasonic Computer. The Organization is celebrating their one (1) year anniversary.

Frank Delmonico questioned if the people involved in the CVCO shooting were Borough residents. Chief Harris stated only the victims have been identified and they are not Borough residents. He also questioned why the CVCO building was operating at that time. Councilwoman Reber stated the gym was rented for a 7:00 pm – 9:00 pm league and a 9:00 pm – 11:00 pm league. The CVCO will provide the Police with their operating schedule in order to coordinate patrols.

Motion to Adjourn @ 8:20 pm – Gregory. Second – Hawk.

No Roll Call. Unanimous.

**ATTEST:**

  
Secretary