

October 10, 2018
Clinton Township Board of Supervisors Meeting

The regular October meeting of the Clinton Township Board of Supervisors was called to order by Chairman Ken Coles on October 10, 2018 at 7:02 PM at the Clinton Township municipal building. Chairman Kenneth Coles and Supervisor Russell Curtis were present. Vice Chair Brian Non was present by cell phone communication. Solicitor Jeffrey Treat was also present.

A. Pledge of Allegiance

The Pledge of Allegiance was recited.

B. Hearing Check / Meeting is audio and visual recorded - Noted

C. Public Comment – Items on the Agenda Only – No comment was made by the public.

D. Minutes of Regular Meeting September 12, 2018- Supervisor Coles made a motion, seconded by Supervisor Curtis to accept the minutes of the regular September 12, 2018 meeting. All voted yes. The motion carried.

E. Treasurer’s Report Including Bills for Payment –Chair Coles made a motion, seconded by Supervisor Curtis to pay all of the bills as presented. All voted yes. The motion carried.

F. Road Master Report – Road Master and Vice Chair Non gave a brief oral report saying that Smith Road is ready for paving. Smith and Ravnikar Roads will be paved soon. He stated that Ronnie (Poska) filled holes in Ravnikar Road. Modified was used on Maple Street in Browndale. Brush and trees were cut.

G. Open Issues

- a. **Floodplain Management Ordinance has been advertised and available for inspection.** – Vice Chair Non said that the Planning Commission would like a planning meeting with the Supervisors and EMA. Chair Coles reiterated that the ordinance just mirrors what the county has set. He suggested having Secretary Droppa get in touch with Joe Franceski of the Planning Commission with contact information. He went on to say that they were probably overthinking it but that the Supervisors can meet with them if they still want to.
- b. **Ordinance prohibiting nuisances on private and public property** – Attorney Treat was invited by Chair Coles to talk about the proposed ordinance. Treat said that now is the time to make any desired changes but if the Supervisors were ready to advertise it now, they had that option. He explained that he and Chair Coles talked at length about what was needed in the ordinance. The ordinance deals with rubbish, dangerous building, perc tests to be covered when no longer in use, and ditches that must be barricaded for safety. Also included are light sources (which give glare to drivers), smells (whether the source is animal, chemical, or stagnant water). If the issues at hand are not resolved, penalties are set forth. It was noted that farm related issues are exempt by state statutes. Supervisor Curtis made a motion, seconded by Vice Chair Non to advertise the proposed ordinance in preparation for voting at the next meeting. All voted yes. The motion carried. Attorney Treat reminded all that changes can be made up until the ordinance is adopted.
- c. **Attorney Treat’s response to conflict of interest** – It was said that different Supervisors called PSATS on the issue of whether having Wayco bid for jobs when employee Jeff Weinberger is also the township Engineer and had gotten conflicting reports. Supervisor Curtis said that Brian Non had called but never said that Weinberger was related to the owner of Wayco. Non replied that he had said that the owner was the father-in-law of the township engineer. Attorney Treat said that, as he had stated in his written communication to the township, that he found there to be no conflict in this circumstance and that he saw no way in which the interests of the township were hurt. If the person doesn’t feel a conflict and the township representatives

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don't as well then there is no conflict. Chair Coles state, for the record, that Jeff is still the Clinton Township Engineer, saying that, as far as the supervisors were concerned, they had not accepted his resignation.

- d. A previous concern of Flagge causing damage to the new paving job on Burns Road was brought up. Chair Coles let it be known that the township had sent Flagge a letter stating that damage was caused to township roads by his heavy equipment. In return, the township had received a letter from Flagge's lawyer stating that Flagge was not accepting responsibility for any damage. Chair Coles explained that Frank Rodriguez wanted to use his property on Burns Road to store his heavy equipment because it was so much cheaper than storing it in New Jersey where the company resided. Vice Chair Non noted how bad it would be if the road if was not kept in good repair. Solicitor Treat will be sending the township's engineer's report to Flagge's lawyer. Chair Coles wanted it on record that he was cutting all ties with Rodrigues because he was the guy that built Rodriguez's house on Burns Road. Attorney Treat commented that equipment can be parked there but that nobody can damage the roads. Chair Coles said that Rodriguez had already broken a land damages ordinance as he had already disturbed much more than one acre.
- e. **Bids for snowplowing and cindering Browndale Township roads as well as Ravnikar and Flat Rock Roads** – Supervisor Russ Curtis said that he had gotten one bid for snowplowing for \$65.00 per hour to plow and cinder. It was noted that last year's bid from the same company was \$58.00 per hour. A *Certificate of Insurance* was included. Chair Coles made a motion, seconded by Supervisor Curtis to accept Kilpatrick's bid of \$65.00 per hour to plow and cinder. All voted yes. The motion carried.

Company	Address	Terms	Bid
B. Kilpatrick Excavating & Paving	P.O. Box 41 Forest City, PA 18421	Plowing & Cindering No Charge for Storing Salt & Cinders No Charge for Loading Trucks All materials delivered to the yard in Browndale	\$65.00 per hour

- f. **Bids for Antiskid** – There were three bids for antiskid. It was noted by Chair Coles that the township previously had gotten antiskid from pioneer for \$11.75. Vice Chair made the motion, seconded by Supervisor Curtis to accept the bid from Pioneer. All voted yes. The motion carried. Vice Chair Non said that he would get it started tomorrow.

Company	Address	Terms	Bid
Pioneer Aggregates, Inc	Simpson Stone Quarry Simpson, PA	PennDOT AS3 Anti-Skid, delivered	\$11.75 per ton
Bill Pykus Excavating, Inc.	1880 Great Bend Tpk. Honesdale, PA 18431	1,000 + or – tons delivered to twp. stockpile	\$13.00 per ton
Bedrock Quarry	PO Box 220 Damascus, PA 18415	2,000 + or – tons	\$18.00 per ton

- g. **Bids for a whole house, 22,000-watt generator with automatic transfer panel.** – There were no generator bids. When asked, Chair Coles said that the whole job should cost about \$7,000.00. Attorney Treat recommended to do a spec sheet and get phone bids from three or more companies and go from there.

H. **New Business**

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- a. **Clinton Township is the recipient of FEMA/PEMA reimbursements for the 2013 disaster relief for the amount of \$33,396.43.** – Chair Coles noted that he had put in countless hours in working with the federal and state agencies, and that Secretary Droppa had put in countless more to close this out. He said that this money and the previous FEMA/PEMA check were slated to pave the remainder of Burns Road.
 - b. **Wayne County Board of Elections is seeking permission to use the Clinton Township Municipal building as an election poll on November 6, 2018** – Chair Coles made a motion, seconded by Vice Chair Non to grant permission to use the municipal building for voting on November 6, 2018. All voted yes. The motion carried.
 - c. **Commonwealth state aid allocation supporting the Volunteer Fire Relief Associations (VFRA) is \$13,141.19.** – Supervisor Curtis made a motion to give Waymart and Prompton Fire Departments each \$1,000 and to award the remainder 11,141.19 to Browndale Fire department. Browndale Fire Chief Josh Debevec spoke up from the audience and asked that the other two fire departments be given \$500 each. Vice Chair Non seconded Supervisor Curtis’s motion. All voted yes. The motion carried.
 - d. **Salt and Snow Management course is being offered on Thursday, October 25, 2018 from 8:00 a.m. – 3:00 a.m. at the Wayne County EMA, 43 Volunteer Drive, Honesdale, PA.** – No interest in attending was expressed by the supervisors.
 - e. **Lot consolidation for Patricia Yasanovich has been recommended for approval.** – Surveyor Harsh said that no negative comments had come back from Wayne County Department of Planning. Two lots on Elk Lake Drive by “Jakes” were being combined to make a .230 acre lot. Chair Coles made a motion, seconded by Vice chair Non, to approve the lot consolidation. All voted yes. The motion carried.
 - f. **Subdivision for Mary Valeski has been recommended for approval.** – Surveyor Harsh said that comments that had been made by the Wayne County Department of Planning had been addressed and that the language in the deed had been revised. Chair Coles made a motion, seconded by Vice Chair Non, to approve the subdivision. All voted yes. The motion carried.
- I. **Browndale Fire Department** – Chief Debevic gave an oral report. A written report is on file.
- J. **Public Comment**– Tom Baileys spoke up, saying that a generator used once in a hundred years seems like a waste of money. Vice Chair Non said it was a matter of safety, referring to the garage doors requiring electricity to open them. He pointed out that if you can’t get the trucks out, you’re sunk. Chair Coles pointed out that the building is used by more community than just monthly meetings. Another citizen said that he had nothing against the wage tax, he just requested that money be earmarked to pave a half mile of dirt road every year. Chair Coles said that that would be in this upcoming budget for sure. It was then commented by an audience member that the roads in Clinton Township are in beautiful shape.
- K. **Adjournment** – Chair Coles made a motion, seconded by Supervisor Curtis to adjourn the meeting at 7:33p.m. All voted yes. The motion carried.