

AGENDA
PLYMOUTH BOROUGH COUNCIL
REGULAR MEETING-DECEMBER 13, 2022 at 6:00PM

CALL TO ORDER

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

ROLL CALL:

MR. CUNNINGHAM___ MR. MOREHART___ MR. DIXON, V.P. ___
MS. EROH___ MR. THOMAS___ MR. KOBUSKY, P ___

CITIZEN'S REQUESTS AND COMMENTS REGARDING AGENDA ITEMS

CITIZEN'S REQUESTS AND COMMENTS REGARDING GENERAL ITEMS

1. MOTION: To approve and act on RESOLUTION 10 OF 2022 – A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF PLYMOUTH, LUZERNE COUNTY, PENNSYLVANIA, FILLING VACANCY IN COUNCIL OCCURRING DUE TO RESIGNATION OF COUNCILMAN ALEC RYNCAVAGE.

WHEREAS, Alec Ryncavage, a dedicated public servant, served Plymouth Borough as a Councilman;

WHEREAS, Alec Ryncavage, whose term expires on January 3, 2024, tendered his resignation from Council effective on November 15, 2022, thereby, creating a vacancy on the Plymouth Borough Council;

WHEREAS, Section 901 of the Borough Code, 8 Pa C.S. § 901 (a.) authorizing the Borough Council to fill such a vacancy within thirty (30) days, thereof, by appointing by Resolution, a registered elector of the Borough to hold such office, until his term expires on January 3, 2024;

WHEREAS, Section 901 of the Borough Code requires that the person appointed to fill such a vacancy be a registered elector of the Borough and have resided continuously in the Borough for at least one (1) year immediately prior to being appointed to fill the vacancy;

NOW THEREFORE BE IT RESOLVED by the Plymouth Borough Council that due to the resignation of Alec Ryncavage, Council hereby declares that the seat held by Councilman Alec Ryncavage is vacant for the remainder of his term, which expires on the first Tuesday of 2024 on January 3, 2024. In conformity with the authority, dictates and requirements of Section 901 of the Borough Code, Council does hereby appoint _____, a registered elector of Plymouth Borough, who has resided within the Borough for at least one (1) year immediately prior to this appointment to fill the vacancy

caused by the resignation of Alec Ryncavage and to serve as a member of Plymouth Borough Council effective immediately until the first Monday in January 2024, which is January 3, 2024.

The person appointed above shall give bond if required by law or any Ordinance of the Borough.

This Resolution shall be effective immediately upon adoption by Council.

Resolved and adopted at a regular meeting of the Plymouth Borough Council held on this the 13th day of December, 2022.

2. MOTION: To approve and act on RESOLUTION 11 of 2022- A RESOLUTION OF THE COUNCIL OF THE BOROUGH OF PLYMOUTH, LUZERNE COUNTY, PENNSYLVANIA, FILLING UNEXPIRED TERM OF STEPHANIE DELZEIT.

WHEREAS, the Borough Council has adopted Ordinance No. 1 of 2020 creating a Planning Agency to advise council on the items specified therein, consisting of five (5) members;

WHEREAS, Council expanded that membership to seven members (six residents of the Borough and one council member) by amending Section 2 of Ordinance No. 1 of 2020 by adopting Ordinance No. 4 of 2020;

WHEREAS, Section 2 authorizes the Council to appoint the members of the Planning Agency by Resolution;

WHEREAS, due to the resignation of member Stephanie Delzeit whose term expires on December 31, 2023, there is a vacancy;

NOW THEREFORE, BE IT RESOLVED AND ADOPTED by the Borough Council of Plymouth, that the Borough hereby approves and appoints, as per Ordinance No. 4 of 2020, to the Planning Agency the following: Borough Resident _____, who is appointed to immediately fill the unexpired term of Stephanie Delzeit which will expire on December 31, 2023.

This resolution shall become effective immediately upon adoption.

Adopted at a regular meeting of the Borough Council of the Borough of Plymouth, Luzerne County, Pennsylvania, held on this 13th day of December, 2022.

3. MOTION: Whereas, the Borough advertised to solicit Proposals for Curbside collection of Municipal Waste and Recyclable Materials,

Whereas, the Borough received a timely Proposal from the following BIDDERS:

NAME OF BIDDER

ADDRESS

a. Solid Waste Services, Inc. d/b/a
J.P. Mascaro & Sons

2650 Audubon Road
Audubon, PA 19403

b. GFL/County Waste

411 Route 146
Clifton Park, NY 12065

c. Prestige Disposal, LLC

1015 Old Highway Road
Monroe Township, PA 18618

Whereas, all of the three proposals submitted bids for a two-year contract for the collection of waste and recycling materials;

Whereas, after review of all of the bids submitted, it was determined that the lowest bid received was \$2,354,916 for a two-year contract for the collection of both municipal waste and recycling materials;

Whereas, it is determined that the amount of the lowest bid as well as the other two bids which were higher, are not financially feasible for the Borough to accept at this time;

Therefore, I hereby move that the Borough Council reject all three bids due to the significant cost, which the Borough cannot afford at the current time, including the lowest bid/proposal. I further move that considering the above action to reject the proposals the proposal bond provided by Solid Waste Services, Inc. d/b/a J.P. Mascaro & Sons as well as the proposal bond provided by GF/County Waste be hereby released without any claim regarding same by Plymouth Borough. I further move that the cashiers check #111422 drawn from Luzerne Bank, dated 11/14/2022 and made payable to Plymouth Borough Council that accompanied the proposal submitted by Prestige Disposal be marked void and returned to Prestige Disposal without any claim to the check by Plymouth Borough.

4. MOTION: I hereby move to appoint James Coslett as a full-time Probationary Plymouth Borough Police Officer under the following terms and conditions as herein stated: Said Officer is to serve a probationary period of one hundred eighty (180) days under such terms and conditions that may be prescribed by the Plymouth Borough Council. During the probationary period the police officer shall not be entitled to shall not receive any benefits, including but not limited to health care, vacation, sick days, personal days, paid holidays, or any other benefits or rights as specified in the current collective bargaining agreement between the Police Bargaining Unit and Borough. In addition, the employment status during the probationary period will be at will and not change unless appointed to a full-time police position. At the completion of the probationary period, the Plymouth Borough may at its discretion, appoint the probationary officer to the position of full time Police Officer, at which time such appointment will be subject to the terms and conditions of the current collective bargaining agreement between the Borough and the Police Bargaining unit. In addition, during the probationary period, the probationary police officer shall accumulate no seniority rights nor have any rights under the terms and conditions of the current of the foresaid collective bargaining agreement. However, once having been appointed by the Council to a position of Full time Police Officer, the one hundred eighty (180) day probationary period time shall be considered as part of the officers' calculations under the collective bargaining agreement.

5. MOTION: I hereby move to authorize the purchase of \$700,000 face value or par value of one year Treasury Bills from the funds currently in the Plymouth Borough Police Pension Plan. I further authorize Ron Kobusky, President of Council, Council person Alexis Eroh, Trustee of the Plymouth Borough Police Pension and/or Gail Burdulis, Plymouth Borough Secretary and Pension Administrator for the Plymouth Borough Police Pension Plan, either individually or collectively to sign all documents necessary, take all steps necessary and transfer all funds necessary to purchase the one-year treasury bills in the face amount or par value amount stated herein above for the Plymouth Borough Police Pension Fund effective immediately.

6. MOTION: I hereby move to pay Mark & Heide Kobusky \$11.35, property tax refund due to reassessment of two properties.

7. MOTION: I hereby move to pay invoice to Am Trust Financial in the amount of \$ 7,726.00 for 20-21 payroll audit completion.

8. MOTION: I hereby move to pay Freedom Systems for the 2023 Bronze level Maintenance package in the amount of \$1,695.00

9. MOTION: I hereby move to pay the Ed Krasavage invoice in the amount of \$15,814.00 for repairs and replace collapsing inlet with new frame & grate, reconnect several pipes of various sizes, replace sidewalk & curb and also repave excavation.

10. MOTION: I hereby move to accept the monthly fire and police reports for November 2022.

11. MOTION: I hereby move to pay the monthly bills:

General Fund	22-926GF – 22-993GF
Liquid Fuels	22-182LF – 22-200LF
Recreation Fund	22-054RF – 22-056RF

12. MOTION: To Adjourn