

**MEETING MINUTES AGENDA OF THE PLAINS TOWNSHIP BOARD OF COMMISSIONERS
MEETING OF JUNE 13, 2024**

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CALL TO ORDER TIME: 7:05

PLEDGE OF ALLEGIANCE: Led by Gerald Yozwiak

ROLL CALL: Peter J. Biscontini, Esq., absent. Ciro Cinti, Robert Sax, Thomas Shubilla, Gerald Yozwiak.

The Sunshine Act requires that those in attendance be given the opportunity to comment before a vote is taken. Anyone wishing to comment on an issue is encouraged to notify the Board prior to roll call being taken on that issue. The Township policy is to limit comment to five minutes. Anyone requiring additional time is encouraged to make arrangements to meet with the Board at a later date. Additionally, all correspondence read or referred to is available at the North Main Street Municipal Building for public inspection during regular business hours. Note that the meeting is being recorded. At this time please turn off any cell phones to avoid disrupting the meeting.

GENERAL ORDER OF BUSINESS

Motion to accept: **Minutes:** Board of Commissioner Regular Meeting of May, Plains Township Sewer Authority Meeting of April, Wyoming Valley Sanitary Authority Meeting Minutes for April, Plains Twp. Recreation Board Minutes for May & June. **Monthly Reports:** of the Police Department; Fire Department, EMA and DPW for May, Zoning Permits and Contractor licenses Issued and Secretaries Report for May. **Payrolls** of the Administrative and Zoning Office, Department of Public Works and Recreation Departments. The **Treasurers Report for May:** General Fund Receipts in the amount of **\$4,170,676.15** General Fund Disbursements **\$989,702.40**; Total Ending Balance in the General Fund as of **05/31/2024 \$4,103,920.43**. **BY: Sax 2ND: Shubilla (Cinti Abstain from DPW Payroll) All for, motion carried.**

E. CORRESPONDENCE – None

F. COMMITTEE REPORTS

POLICE – Commissioner Biscontini was not present so Commissioner Yozwiak thanked all officers for the work that they do throughout the year.

FIRE – We had 103 fire calls and 53 captains incidents for a total of 156 calls. There was also a mock DUI crash at the WBA High School I went to it and it was pretty incredible actually. The Plains Fire WB Fire, Plains Police Plains Ambulance, EMA, Geisinger Trauma Unit, Life Flight, Coroner's Office all participated and patients were played by the WBA students, Cars were set up by Red's towing. It was pretty incredible and hopefully it got the message across to at least one student to not drink and drive after their prom. Also, EMA coordinator Michael VanLuvender went to a mock disaster exercise at Riverview nursing center and it went very well If you are in need, we have smoke detectors for anyone that would like us to come out and install them for you. We received a nice thank you letter from Blue Chip for our donation, any stray animals that you pick up in Plains Twp, please take them to Blue Chip they are our first handler of that.

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DPW – DWP is out cleaning basins and pothole patching, we have some basins that are going to be replaced. If you have any basins that need to be cleaned let us know. Also we have an actual compliment sheet that we got, I'm going to read.

Commissioner Yozwiak – you should frame that.

Commissioner Sax – Im going to. It says the DPW shows up every week at the same time and does a very good job.

Commissioner Yozwiak – you didn't write that did you ?

Commissioner Sax – No it says Sherri Sax. – No it was from Joan Opplinger on Cook St. Thank you Joan we are going to frame this. Keep up the good work DPW.

RECREATION – I'm very proud to say today was the opening day of the kid's camp. I was up there the staff does a great job, they had 70 plus kids today. Its great to see the staff does an outstanding job. Its nice to see the kids come out and make friends and get fresh air and enjoy the activities. If you are out up there please be careful as there are a lot of people out up there. Soccer and Softball are up there. We still are looking for summer help.

CHAIRMAN MESSAGE – I would just like to talk about the pavilion, we had out grandson's party at pavilion it was nice place. Lions guys that built and designed it, it really is a work of are a good place for a party, bright, clean. I just want to thank everyone involved in that. Thank you all you came to our Memorial Day event I think it was our 10th year, it was a great turn out. 80th anniversary of D-day was last week and we all remember well we don't remember, but some of us might, Steve might, right Steve. Those poor guys, that was some invasion and the first time fighting, going on those ships and the logistics and all of the things associated with that invasion force and how well it worked out for most, some had it a little better, some had it really rough going in. I do want to remember every one who even remembers that.

OLD BUSINESS – none

NEW BUSINESS

Motion to authorize payment of the **General Fund Bills** consisting of the **Utility Bills \$23,495.04; Regular Bills \$308,797.23; Total \$332,292.27. BY: Shubilla 2ND: Sax (Cinti Abstain for Assured Partners) All for, motion carried.**

Motion to ratify the re-hiring of Ashley Shorts, and hiring Joseph Meager as a Summer Recreation Workers at \$ 11.00 per hour effective Monday May 27, 2024 **BY: Cinti 2nd: Shubilla All for, motion carried**

Motion to hire Maxwell Gregor as a Summer Recreation Worker at \$11.00 per hour effective Monday June 17, 2024 **BY: Sax 2nd: Cinti All for, motion carried**

Motion to authorize a tax refund in the amount of \$61.69 to Erica Boote as a result of an Exemption. **BY: Cinti 2nd: Shubilla All for, motion carried**

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Solicitors Report:

Motion to accept a letter of retirement from DPW Worker Alexander Turovski as of July 1, 2024 and approve all retirement benefits entitled to as stated in the UFCW Union Contract.

BY: Sax 2ND: Cinti All for, motion carried

Motion to adopt a resolution to sell the 2012 Ford F-550 / Crimson 1250 Mini Pumper and equipment to West Wyoming Fire and Rescue for \$115,000.00 **BY: Shubilla 2nd: Sax All for, motion carried**

Motion to adopt a resolution to amend the Civil Service rules and regulation as per the Civil Service Commission retroactive May 9, 2024 **BY: Cinti 2nd: Shubilla All for, motion carried**

Motion to adopt a resolution authorizing lease purchase of DPW Packer with FNCB Bank. **BY: Sax: 2nd: Cinti All for, motion carried**

ANNOUNCEMENTS –The next regular meeting of the Board of Commissioners will be held July 11, 2024 at 7:00 pm. The Administrative, Zoning Offices and DPW will be closed on Thursday July 4 2024, in observance of the July 4th holiday. Thursday garbage will be picked up on Wednesday July 3rd. Residents are reminded that there is a six-bag limit after the holiday for the collection week of July 8th to July 12th. All other schedules will remain the same.

TAXPAYERS (Time limit 5 minutes taxpayers must sign in).

Charles Dominick – 25 Maffett St. – Asking you to consider a residential noise ordinance. I was surprised to learn we don't have a noise ordinance.

Commissioner Yozwiak: I think we do? Karen is shaking her head no.

Chief Ritsick- We have a nuisance ordinance

Karen – It would fall under the nuisance ordinance, it would give rules on certain things but it doesn't set a time limit.

Solicitor Menn – Well even a noise ordinance the question is going to become what is reasonable and what is unreasonable and how are you going to determine that. It is so arbitrary it is very very difficult. I would suggest even without a noise ordinance as a nuisance, to which it could still be considered if this is still that loud, you should call the police and they should go to the house and ask them to turn it down.

Charles – Well my neighbors I have had done that a few years ago and the police were the ones that told us there was no noise ordinance.

Solicitor Menn - That's not what you are asking them to do, you're not asking them to enforce a noise ordinance your asking them to come there for purposes of asking them to stop creating a nuisance. And the nuisance is the excess noise.

Charles – Right well may Townships and municipalities have very simple standard noise ordinances that don't go really far beyond exactly beyond what the issue is in what the case is

here and so just because there may be an arbitrary aspect to it doesn't mean it isn't a good idea to have one certainly if someone is having a party every now and then doesn't mean any reasonable person is going to object to that. But when you are dealing with it on a night after night basis just a simple nuisance law isn't enough.

Commissioner Yozwiak – You're on Mack Street?

Charles – Maffett St

Commissioner Yozwiak- Oh Maffett,

Commissioner Cinti – Where about is that on Maffett?

Charles – The noise in particular is down closer to the school

Commissioner Yozwiak – is the noise on Maffett?

Charles – I can't tell

Commissioner Yozwiak – Is it every night?

Charles – Its every Sunday these days, but it used to be a few nights a week, but its every Sunday to the point where you can't hear yourself talk on your back porch. And you're a good 500 feet away from them at least

Commissioner Shubilla – What time does this happen

Charles – Midday and very rarely lasts into the night. Which I am thankful for

Commissioner Shubilla- oh ok

Charles mid-day Sunday till 7-8 pm at night

Solicitor Menn – You know most noise ordinances would begin 10 o'clock at night into 7 o'clock in the morning

Charles – I don't believe that is the case in the noise ordinances that I have seen

Solicitor Menn - It is in the ones I have seen

Charles- In the standard noise ordinance I have seen that is not the case, I do not believe you are interested in what I have to say.

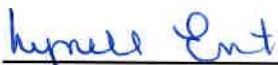
Solicitor Menn- That is not true and I will take a look at it I am just saying there is no such thing as a standard noise ordinance, every place has their own needs.

Charles Thank you for your time

ADJOURNMENT BY: Cinti 2ND: Yozwiak All for, motion carried TIME: 7:18

Respectfully Submitted By:

Accepted By:



Lynell Ent, Secretary



Gerald J. Yozwiak