

1 OLD FORGE BOROUGH COUNCIL MEETING  
2 WORKSHOP

3 Old Forge Borough Building  
4 314 South Main Street  
5 Old Forge, Pennsylvania

6 Wednesday, November 7, 2017

7 7:00 p.m.

8  
9 MEMBERS PRESENT: JOSEPH FERRETT, COUNCIL MEMBER  
10 RUSSELL RINALDI, COUNCIL MEMBER  
11 RICHARD NOTARI, COUNCIL MEMBER  
12 LOU FEBBO, COUNCIL MEMBER

13  
14 ALSO PRESENT:

15 MARYLYNN BARTOLETTI - BOROUGH MANAGER  
16 WILLIAM RINALDI, ESQ.-SOLICITOR

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21 Smith Reporting Service  
22 Janet E. Smith  
23 570-650-0753  
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L. McNamara slideshow presentation

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(NONE)

## P-R-O-C-E-E-D-I-N-G-S

1  
2 MR. FEBBO: Since the Chairman and vice  
3 chairman aren't here, Marylynn, do you want to bring us  
4 up to date on what we need to know?

5 MS. BARTOLETTI: So, Councilman Brown is  
6 absent. Councilman Notari.

7 MR. NOTARI: Present.

8 MS. BARTOLETTI: Councilman Rinaldi.

9 MR. RUSSELL RINALDI: Here.

10 MS. BARTOLETTI: Councilman Lenceski is  
11 absent. Councilman Semenza is absent. Councilman  
12 Febbo.

13 MR. FEBBO: Here.

14 MS. BARTOLETTI: Councilman Ferrett.

15 MR. FERRETT: Here.

16 MS. BARTOLETTI: First, Dave, do you have  
17 anything that you wanted to go over tonight?

18 MR. LOPATKA: Yeah. I actually would  
19 have had them, but I kind of ran into an issue. My  
20 daughter lost her phone at school. So, I've been going  
21 back and forth with AT&T for the past hour and a half.

22 But I have the Grace Street and Corcoran  
23 Street projects ready to go out to bid. I just have to  
24 put together an ad, which I have. I have to put dates  
25 on it. So, I'll get that to you, so you have plans.

1 Get copies of the plans, Marylynn.

2 MS. BARTOLETTI: Okay.

3 MR. LOPATKA: And they should be ready to  
4 go. The paving project, I think I sent an e-mail out.  
5 We added those roads we had talked about.

6 And Pennsy is busy, I guess, everywhere,  
7 trying to get things zipped up. They probably won't  
8 get to them until the Spring, but they did say they  
9 would hold their price until then. Hold their price  
10 and do everything in the springtime, the additional  
11 roads.

12 MR. FEBBO: That's on Apollo Drive.

13 MR. LOPATKA: That also. Talking about  
14 the road we were going to add roads. We sent the  
15 change order for it. And they said that they were  
16 probably not going to get to them or Apollo.

17 So, they're going to do them first thing  
18 in the Spring but will hold the prices that they have  
19 now.

20 MR. NOTARI: Does that affect our budget  
21 at all, Mary?

22 MS. BARTOLETTI: No, we'll be fine.

23 MR. FEBBO: How many roads are we adding,  
24 five?

25 MR. LOPATKA: Five. I had everything. I

1 don't know exactly.

2 MR. NOTARI: I have them. I think, from  
3 what you gave us the last meeting, right?

4 MR. LOPATKA: Yes.

5 MS. BARTOLETTI: Do them in the Spring,  
6 but hold the price. Got too late in the year.

7 MR. FERRETT: Not possible to do it this  
8 year?

9 MR. LOPATKA: They don't think. They had  
10 a lot of other stuff to try and zip up. When we added  
11 the roads, even the Apollo and the Housing Authority,  
12 they said they're not probably not going to get to.

13 MR. FERRETT: I'm not worried about  
14 Apollo. They can do anything they want. The thing is,  
15 I was more concerned about getting these done than  
16 anything.

17 MR. LOPATKA: I know. I can't --

18 MR. FERRETT: No. I was just thinking,  
19 Bill, we're under contract with them. Aren't they  
20 supposed to honor that contract?

21 ATTORNEY RINALDI: He just said they're  
22 going to hold the price.

23 MR. FERRETT: I understand it. But I'm  
24 talking about getting it done this year.

25 ATTORNEY RINALDI: We didn't put the

1 change order in until -- they renewed the contract.  
2 Put the change order --

3 MR. FERRETT: When they did the contract  
4 was supposed to be a \$600,000.00 project.  
5 Unfortunately, came in at 447.

6 MS. BARTOLETTI: But that's not them.  
7 That's our problem, because we put it out to bid,  
8 assuming it was going to possible be that high.

9 But the fact it came in at 450,000,  
10 that's the contract. So, once we were going to add on  
11 to that contract, that's not part of the original  
12 contract. That becomes a different branch than the  
13 original.

14 MR. LOPATKA: Doing the same thing in  
15 Scranton, Scranton paving project. They added roads  
16 and probably not going to do those, the ones that were  
17 added there.

18 MR. FEBBO: That's because it's in a  
19 change order?

20 MR. LOPATKA: Change order.

21 ATTORNEY RINALDI: You didn't have a  
22 contract for these five roads here until you did this  
23 change order, which you did last meeting; right?

24 MR. LOPATKA: Yes.

25 MR. NOTARI: Correct.

1                   ATTORNEY RINALDI: So now you have a  
2 contract for these roads, which they can't do.

3                   MR. LOPATKA: First ones they do in the  
4 Spring.

5                   MR. FERRETT: I understand that. But,  
6 whenever you put a contract out for \$600,000.00, and,  
7 unfortunately, the roads that you put out there, you're  
8 anticipating -- your engineers is anticipating this is  
9 what \$600,000.00 is going to come in at.

10                   Being that the prices are something we  
11 don't control, it came in at \$443,000.00.

12                   MS. BARTOLETTI: So that became the  
13 contract.

14                   MR. FERRETT: No. Just a minute. Which  
15 means you still have a right to go ahead and spend that  
16 other \$150,000.00 to put out what you originally put  
17 out of \$600,000.00. You have a right to do that.

18                   MS. BARTOLETTI: On our side, yeah. But  
19 their contract, they looked at a \$447,000.00 contract,  
20 because that's where their bid came in.

21                   ATTORNEY RINALDI: And you are. But  
22 there's no more work under that contract for them to do  
23 until you submitted this change order.

24                   MS. BARTOLETTI: But the good thing, Joe,  
25 is they're going to do it at the same price.

1                   ATTORNEY RINALDI: You can't just say  
2 there's \$600,000.00 worth of work to do, come and do  
3 it. It wasn't in the bid documents. Those streets  
4 weren't included. We included them now as part of it.

5                   MR. FERRETT: I understand that. But I'm  
6 telling you, when you put out -- when you vote on a  
7 contract, I'm talking about the Council, to do  
8 \$600,000.00 paving, and when you go to work and put  
9 this bid out, you think those rules that you put out  
10 that come in \$600,000.00 and you get the price that  
11 comes in by Pennsy at 443, that means you have a right  
12 to go ahead and put a change order in to make up the  
13 difference under the same -- under the same document  
14 that this Council voted on.

15                   MR. NOTARI: We're doing that, Joe.

16                   MR. FERRETT: But not until next year.  
17 I'm talking about now.

18                   ATTORNEY RINALDI: But you didn't give  
19 them the change order until --

20                   MR. LOPATKA: Under the same contract.  
21 The contract is --

22                   MS. BARTOLETTI: They don't know the fact  
23 that we were thinking \$600,000.00. So, for us, it was  
24 a gift that it came in at 450.

25                   So, you're saying 600,000. But you put



1 it out for bid, anticipating a really good price. So  
2 we got lucky and got a really good price at 450.

3 So, they look at the contract being  
4 450,000 and that's it. So, now if we want to add to it  
5 and they're honoring those prices and everything, it's  
6 good they're keeping it until next year. I even spoke  
7 to our representative.

8 MR. LOPATKA: Even if it goes up, it  
9 doesn't change your numbers.

10 ATTORNEY RINALDI: You don't bid out the  
11 contract and say put in the bid, hey, we got  
12 \$600,000.00 of roads to bid. No. You give them the  
13 bid with the specs for the roads you want to pave. And  
14 they come in and give you a number, which they did.

15 MR. LOPATKA: When we do paving anymore,  
16 what we'll do is, we'll put each road and all the roads  
17 we'll put on there. We'll put a bunch of them on this,  
18 as alternate. Then we can always do an alternate when  
19 you do your contract.

20 Then if you have a base bid and it came  
21 back at 450, which we didn't anticipate and we had  
22 those five roads already in there as alternates, then  
23 we would have had numbers for them already. And we  
24 could have tacked it on.

25 MR. FERRETT: What you're really saying

1 is, someday, somehow, they contacted you or you  
2 contacted them or they said they wouldn't do this until  
3 next year.

4 MR. LOPATKA: When I sent them the change  
5 orders, they agreed to the change order. And when I  
6 said, well, when can you get these done? And they  
7 said, probably not until next year, because, at the  
8 time, now they're booked, trying to close up everything  
9 they had.

10 MS. BARTOLETTI: Remember, Joe, PennDOT  
11 doesn't like you to do much paving based on the  
12 weather.

13 I think, what was it, the second week of  
14 November? They don't like to go after that. I know  
15 it's usually around Halloween.

16 MR. LOPATKA: May have extended it until  
17 the 15th of November.

18 MS. BARTOLETTI: Yeah. They don't like  
19 you to pave after that.

20 MR. LOPATKA: Usually, that's as far as  
21 they'll go with regards to liquid fuels money anyways.

22 MR. NOTARI: Mr. Febbo, do you need the  
23 five streets?

24 MR. FEBBO: No, that's okay. I'm fine  
25 with everything.

1 MR. NOTARI: Okay. Okay.

2 MS. BARTOLETTI: Anything else, Dave?

3 MR. LOPATKA: I don't think so. Does  
4 anybody have anything for me?

5 MR. NOTARI: I have a question. The  
6 Grace Street and the Corcoran Street bids, Monday, will  
7 they be done by Monday?

8 MR. LOPATKA: Yes. I just have to put  
9 the ad together.

10 MR. FEBBO: We're running out of weather  
11 with that.

12 MR. LOPATKA: We'll be ready.

13 MR. NOTARI: Okay.

14 MR. LOPATKA: Get the ad together  
15 tomorrow or Friday. And we can get ready to put them  
16 out.

17 MS. BARTOLETTI: Anyone have anything  
18 else for Dave?

19 MR. RUSSELL RINALDI: How is Burger King  
20 going? Good with the sewers and everything?

21 MR. LOPATKA: As far as I know. I only  
22 had one call, so.

23 MR. FEBBO: Drove by there today, putting  
24 in the catch basin on Sussex, the manhole. They had to  
25 wait for the pipe.

1 MR. RUSSELL RINALDI: I saw the machines  
2 there.

3 MR. LOPATKA: They called me about a week  
4 or two ago, getting started, thinking about possibly  
5 flipping the lines, the lines over.

6 And I said, I don't think we can do it,  
7 because the way we have the inverts and the way they're  
8 set up. I don't think we can just flip one pipe like  
9 the storm pipe over to the other side as opposed to  
10 where it currently was.

11 So, he looked at that. And he said, you  
12 know, that's true. So, he was putting everything in,  
13 basically, where it's designed to go in.

14 MR. FEBBO: So you and Marylynn are  
15 working together on that?

16 MR. LOPATKA: Yes.

17 MR. RUSSELL RINALDI: Basically, they're  
18 on track, on schedule?

19 MS. BARTOLETTI: Yes.

20 MR. RUSSELL RINALDI: I don't want to see  
21 that guy fall behind.

22 MR. NOTARI: It wouldn't be us holding  
23 up. Original schedule was October 29th.

24 MR. RUSSELL RINALDI: To be open?

25 MS. BARTOLETTI: Was it November 15th or

1 something like that?

2 MR. FEBBO: With the building too. It's  
3 not us. The building is way behind.

4 MR. RUSSELL RINALDI: Okay. That's all I  
5 have.

6 MS. BARTOLETTI: Anyone else for Dave?  
7 Just want to let everyone know that Paul, Steve, Jason,  
8 they're all off this week because they all hunt. So, I  
9 don't know where they're at exactly but they're all  
10 hunting someplace. I want to ask --

11 MR. LOPATKA: I was out in the woods  
12 today.

13 MS. BARTOLETTI: I'm thinking about the  
14 possibility of wanting to change the November public  
15 meeting from the 21st to the 28th. Would that be a  
16 problem for anyone?

17 21st is Thanksgiving week. The 28th is  
18 the week after. But the way things are falling, I  
19 think I would rather push it back a week so we could be  
20 very prepared with the budget. And maybe that would be  
21 the night that you could vote on it.

22 And then, you know, vote on the tentative  
23 and then it could sit.

24 MR. FEBBO: Before Thanksgiving?

25 MS. BARTOLETTI: No, 28th is after.

1 MR. FEBBO: On Tuesday.

2 MS. BARTOLETTI: Yeah.

3 MR. FEBBO: Everybody will be hunting  
4 too.

5 MR. NOTARI: I was going to say, I just  
6 thought about that now.

7 MS. BARTOLETTI: 21st is better?

8 MR. FEBBO: Back up a week.

9 MS. BARTOLETTI: Back to the original.  
10 All right. Trying to get a different perspective on  
11 the budget to vote on it.

12 MR. FERRETT: Stay with the 21st?

13 MS. BARTOLETTI: Stay with the 21st.

14 MR. NOTARI: Later that week.

15 MS. BARTOLETTI: Thanksgiving week.

16 MR. NOTARI: No, no. The week after.

17 MS. BARTOLETTI: Following week.

18 MR. NOTARI: Yeah. Would that make a  
19 difference? Or would they be gone the whole week  
20 again.

21 MS. BARTOLETTI: Steve and Paul, once  
22 they're back, they're back. They take their time off  
23 to go.

24 MR. NOTARI: That's the first week of  
25 something, buck or --

1 MR. LOPATKA: Monday after Thanksgiving.

2 MR. NOTARI: I didn't even think about  
3 that, Marylynn. I didn't think about that when we  
4 talked about that before.

5 MS. BARTOLETTI: All right.

6 MR. FEBBO: I think Joe and Bobby hunt  
7 too.

8 MR. NOTARI: They do. 21st.

9 MS. BARTOLETTI: Keep that date. Do you  
10 have anything for the agenda?

11 MR. NOTARI: Not for the agenda, but just  
12 a couple things for you.

13 MS. BARTOLETTI: Okay.

14 MR. NOTARI: It seems like once a month,  
15 I keep getting a message about garbage not being picked  
16 up on Jones Street.

17 And I know kind of relayed that to you,  
18 or we have the person that called. Can we talk to  
19 Mascaro about that?

20 MS. BARTOLETTI: It happened recently now  
21 again?

22 MR. NOTARI: It was again with garbage on  
23 Tuesday and recycling. I explained to them, well,  
24 recycling, because DPW is closed, it would be picked up  
25 today or tomorrow. But it seems to keep happening to

1 the same street. I don't know if they forget.

2 MS. BARTOLETTI: They've really improved.  
3 You guys know that they were really struggling, but  
4 they really improved with some of the problems that  
5 they had. Obviously, there is some still there.

6 MR. NOTARI: The other thing is,  
7 actually, the call about why the park is closed at  
8 Miles Street. I realized that, and I know why we  
9 closed it. Could we get signs that say we're open  
10 April 1st to November 1st?

11 And what I told the person and, you know,  
12 I said, Marion Street is open. There's no fence, no  
13 locks. If it is a nice day, you know, you could easily  
14 take the kids to Marion Street, so.

15 MS. BARTOLETTI: Definitely.

16 MR. NOTARI: Other than that, just want  
17 to mention to everybody, the Historical Society is  
18 having two meetings, tomorrow and next Thursday at 7  
19 p.m. at Saint Lawrence Auditorium.

20 They are looking for any artifacts that  
21 deal with the history of Old Forge. They are meeting  
22 with the WVIA Our Town production crew.

23 and they're looking for people to tell  
24 stories or if they have anything at all from the  
25 history of Old Forge, whether it's recent history or



1 ancient history. If anybody has any artifacts or  
2 family members that are into history and have some Old  
3 Forge history, they're welcome to attend those two  
4 sessions.

5 MR. FEBBO: Tomorrow night?

6 MR. NOTARI: Tomorrow night at 7 and next  
7 Thursday the 16th at 7 at Saint Lawrence.

8 MR. FEBBO: Is that a Planning commission  
9 meeting?

10 MR. NOTARI: No. Last week. That's all  
11 I have.

12 MS. BARTOLETTI: Russell.

13 MR. RUSSELL RINALDI: I don't have  
14 anything for the agenda. But since Councilman Notari  
15 brought up Marion Street Park, and I know Paul is away.  
16 But I think, when he gets back, if we can send him over  
17 there.

18 I was there the other day, the park is --  
19 some of those, what do you call them?

20 MS. BARTOLETTI: Rides.

21 MR. RUSSELL RINALDI: Rides, you call  
22 them. Rides. They're in pretty bad shape, and they're  
23 very dangerous to the kids.

24 MS. BARTOLETTI: I have a company that's  
25 going to come in and measure up what's broken. Then we

1 order the new stuff.

2 MR. RUSSELL RINALDI: There's a thing on  
3 the one ride or the one piece, that's plastic, like,  
4 the window you look out of it, it's gone now. And  
5 there must be 35 sharp edges. If a kid goes through  
6 that, it's -- I mean, it's over with. It's bad.

7 And the slide is bad. And then they have  
8 that chain around that one. I mean, I know we fixed it  
9 and probably happened with the kids and stuff,  
10 obviously. But I don't want to see them get hurt over  
11 there.

12 But if that company is going over there,  
13 that's great.

14 MS. BARTOLETTI: What they'll do is go  
15 over the whole thing. They test all the integrity of  
16 the entire structure and what needs to be done.

17 MR. RUSSELL RINALDI: I was even thinking  
18 now, we don't have to wait until Paul gets back. If we  
19 send Larry over there, that glass piece, plexiglass  
20 piece, it's only a couple screws. You can unscrew it  
21 and take it right out.

22 MS. BARTOLETTI: Okay.

23 MR. RUSSELL RINALDI: Because that's  
24 dangerous. I know the slide, the other thing is  
25 connected is a little bigger and it's blocked up with

1 the wood. You can get in through the one side too.  
2 That's all I have though.

3 MS. BARTOLETTI: Okay. Lou.

4 MR. FEBBO: I guess nothing really  
5 important. On Pagnotti Park, I was having breakfast  
6 this morning and I ran into Frankie Perro, and we got  
7 talking about having a meeting with the rec. board.

8 We haven't met in a while. At which  
9 time, he said that Fred Rinaldi is working on that  
10 piece of property, to turn it over to us. Are you  
11 aware of that?

12 MS. BARTOLETTI: Yes.

13 MR. FEBBO: To turn it over to us?

14 MS. BARTOLETTI: Yes.

15 MR. FEBBO: I also told him, we should  
16 have a meeting, which we're going to schedule, so that  
17 we can bring them up to speed as to where we're going  
18 with the others in town. Perhaps the recreation  
19 committee can get involved with.

20 MS. BARTOLETTI: Okay.

21 MR. FEBBO: As long as you know about  
22 that, because I didn't know if he brought it up.

23 MS. BARTOLETTI: Yep. Sends me all the  
24 e-mails about it. You guys will probably get it in  
25 your packets.

1 MR. FEBBO: I guess nothing else. The  
2 other part is, we were talking about Fred Street. Come  
3 to find out, we don't need any fill on Fred Street,  
4 right?

5 MR. LOPATKA: Correct.

6 MR. FEBBO: According to Matt and Paul.  
7 Paul said he was down there. Matt said we shouldn't  
8 put any more fill in there.

9 MR. LOPATKA: I have to check the grade.  
10 I could have somebody do that.

11 MR. FEBBO: I think we covered everything  
12 else. Just I don't want -- that's it. That's all. I  
13 don't have anything else.

14 MS. BARTOLETTI: Joe.

15 MR. FERRETT: No, I have none.

16 MS. BARTOLETTI: Bill.

17 ATTORNEY RINALDI: The only thing I have  
18 is, Saint Lawrence Church, the agreement was signed.  
19 So it will be presented at the next meeting for  
20 approval for the borough to sign it.

21 In the meantime, what I'll do is order  
22 the title search. Get that started ahead of the game.  
23 And that's it.

24 MR. NOTARI: Bill, have we heard anything  
25 from the police department?

1                   ATTORNEY RINALDI: Nothing. They're  
2 still having their same issues. I know Marylynn is  
3 working on numbers, so.

4                   MR. FEBBO: Is that messing you up with  
5 the budget?

6                   MS. BARTOLETTI: It makes it more  
7 complicated. Yeah, you know, because it's a couple  
8 years now without a contract there. So, we try to come  
9 up with things in advance of what we might possibly  
10 maybe put in there.

11                   But we'll do what we have to do. That's  
12 it.

13                   ATTORNEY RINALDI: Pagnotti feels this  
14 way about the subdivision approval from Ransom. They  
15 can't deed it to us until they cut it off their larger  
16 piece. I guess Ransom has them jumping through some  
17 hoops up there.

18                   That's it for me. Is there public  
19 comment?

20                   MR. MCNAMARA: Lawrence McNamara. Let me  
21 turn this on real quick.

22                   MR. FEBBO: Mr. McNamara, I'm in the dark  
23 here. I don't know who you are and why you're here.

24                   MR. MCNAMARA: Here with Sprint. I  
25 believe Mr. Rinaldi has asked Mark Smith to come out

1 here and bring out some information about what would be  
2 involved with body cams and police cameras, in-dash  
3 cameras for the police station here and what the  
4 general scope of the technology is that's available out  
5 in the market.

6           It happens to be with Sprint, even though  
7 we're a telecom company, very involved in the public  
8 sector and particularly in that technology.

9           Something we have gotten into recently.  
10 So we have a huge amount of assortment of other  
11 companies, all the top names in the business that we  
12 work with.

13           And, of course, we all are looking for  
14 new partners to come onboard, as far as with telecom  
15 stuff. And we subsidize if you do that. So there's  
16 some savings involved if you guys are involved.

17           I'm Lawrence McNamara with Sprint, and  
18 this is Scott Evans, public sector of Sprint. And that  
19 is Mark Smith, who is your local Sprint representative  
20 for the public sector and business.

21           So, we are just going to run through a  
22 couple slides here very quickly to talk to you about  
23 that, and what the scope of this is, merely to inform  
24 you.

25           If the public is interested, that way,

1 you'll have a little bit of a primer and see what's  
2 going on here in the market. And if you have any  
3 questions about the cost and the general scope of it, I  
4 will broad brush some stuff.

5 But that is very particular to your  
6 needs. And I would rather follow up with that with a  
7 proposal or something if you need it.

8 (Whereupon, a slideshow presentation was  
9 presented to the Council.)

10 MS. BARTOLETTI: Anyone want to make a  
11 motion to adjourn?

12 MR. NOTARI: I'll make a motion to  
13 adjourn.

14 MR. FEBBO: Second that motion.

15 MS. BARTOLETTI: Very good.

16 (Whereupon, at 7:40 p.m, the hearing was  
17 concluded.)

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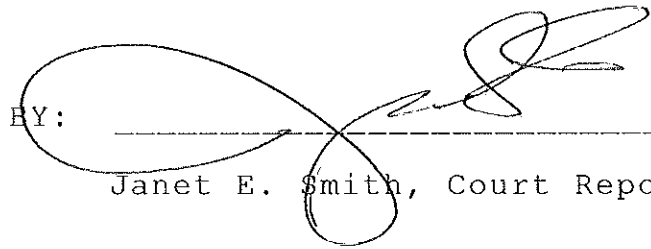
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transcript is a true and accurate record to the best of  
my ability.

BY:  \_\_\_\_\_  
Janet E. Smith, Court Reporter