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OLD FORGE BOROUGH COUNCIL
OLD FORGE, PENNSYLVANIA

IN RE: REGULAR MEETING OF COUNCIL

APRIL 16, 2024

7:00 P.M.

OLD FORGE MUNICIPAL BUILDING
314 SOUTH MAIN STREET
OLD FORGE, PENNSYLVANIA

COUNCIL MEMBERS:

- RUSSELL RINALDI, PRESIDENT
- RICK NOTARI
- JAMES HOOVER
- MICHELLE AVVISATO
- ANDREW BUTLER
- MICHAEL KOMENSKI
- JENNA JONES SHOTWELL
- WILLIAM RINALDI, ESQUIRE, SOLICITOR
- MARYLYNN BARTOLETTI, BOROUGH MANAGER
- ROBERT LEGG, MAYOR

Mark Wozniak
Official Court Reporter

1 MR. RUSSELL RINALDI: Good evening,
2 ladies and gentlemen. I'd like to call the
3 meeting to order with the Pledge of
4 Allegiance, please.

5 (The Pledge of Allegiance was
6 recited.)

7 MR. RUSSELL RINALDI: Roll call,
8 please.

9 MS. BARTOLETTI: Councilwoman
10 Shotwell?

11 MS. SHOTWELL: Here.

12 MS. BARTOLETTI: Councilman
13 Komenski?

14 MR. KOMENSKY: Present.

15 MS. BARTOLETTI: Councilman Notari?

16 MR. NOTARI: Present.

17 MS. BARTOLETTI: Councilman Butler?

18 MR. BUTLER: Here.

19 MS. BARTOLETTI: Councilwoman
20 Avvisato?

21 MS. AVVISATO: Here.

22 MS. BARTOLETTI: Councilman Hoover?

23 MR. HOOVER: Present.

24 MS. BARTOLETTI: Councilman Rinaldi?

25 MR. RUSSELL RINALDI: Here. Once

1 again, ladies and gentlemen, welcome to the
2 regular meeting of Old Forge Borough.
3 Tonight is Tuesday, April 16, 2024. The
4 purpose of our meeting is to go through a
5 few housekeeping motions. We'll then hear
6 from our department heads.

7 We have a public sign in sheet. If
8 anyone from the public would like to address
9 us we'll give you a few minutes at the end
10 of the meeting.

11 We'll then go down the table and
12 hear from our mayor and the rest of our
13 council members before new business.

14 With that said, we're going to go
15 into our first housekeeping motion. It's
16 going to be a motion to approve the minutes
17 of the previous meeting.

18 MR. BUTLER: I'll make that motion.

19 MR. RUSSELL RINALDI: By Councilman
20 Butler.

21 MS. AVVISATO: I'll second that
22 motion.

23 MR. RUSSELL RINALDI: Seconded by
24 Councilwoman Avvisato. On the question?
25 Public input? Roll call, please.

1 MS. BARTOLETTI: Councilwoman
2 Shotwell?

3 MS. SHOTWELL: Yes.

4 MS. BARTOLETTI: Councilman
5 Komenski?

6 MR. KOMENSKI: Yes.

7 MS. BARTOLETTI: Councilman Notari?

8 MR. NOTARI: Yes.

9 MS. BARTOLETTI: Councilman Butler?

10 MR. BUTLER: Yes.

11 MS. BARTOLETTI: Councilwoman
12 Avvisato?

13 MS. AVVISATO: Yes.

14 MS. BARTOLETTI: Councilman Hoover?

15 MR. HOOVER: Yes.

16 MS. BARTOLETTI: Councilman Rinaldi?

17 MR. RUSSELL RINALDI: Yes. Second

18 item is a motion to approve treasurer's
19 report. Please note this does not include
20 the sewer account.

21 MS. AVVISATO: I'll make that
22 motion.

23 MR. RUSSELL RINALDI: By
24 Councilwoman Avvisato.

25 MR. BUTLER: I'll second it.

1 MR. RUSSELL RINALDI: Seconded by
2 Councilman Butler. On the question? Public
3 input? Roll call, please.

4 MS. BARTOLETTI: Councilwoman
5 Shotwell?

6 MS. SHOTWELL: Yes.

7 MS. BARTOLETTI: Councilman
8 Komenski?

9 MR. KOMENSKI: Yes.

10 MS. BARTOLETTI: Councilman Notari?

11 MR. NOTARI: Yes.

12 MS. BARTOLETTI: Councilman Butler?

13 MR. BUTLER: Yes.

14 MS. BARTOLETTI: Councilwoman
15 Avvisato?

16 MS. AVVISATO: Yes.

17 MS. BARTOLETTI: Councilman Hoover?

18 MR. HOOVER: Yes.

19 MS. BARTOLETTI: Councilman Rinaldi?

20 MR. RUSSELL RINALDI: Yes. Third
21 item is motion to approve invoices for
22 payment. Please note this does not include
23 the sewer account.

24 MR. KOMENSKY: I'll make that
25 motion.

1 MR. RUSSELL RINALDI: By Councilman
2 Komenski.

3 MS. SHOTWELL: I'll second it.

4 MR. RUSSELL RINALDI: Seconded by
5 Councilwoman Jones-Shotwell. On the
6 question? Public input? Roll call, please.

7 MS. BARTOLETTI: Councilwoman
8 Shotwell?

9 MS. SHOTWELL: Yes.

10 MS. BARTOLETTI: Councilman
11 Komenski?

12 MR. KOMENSKI: Yes.

13 MS. BARTOLETTI: Councilman Notari?

14 MR. NOTARI: Yes.

15 MS. BARTOLETTI: Councilman Butler?

16 MR. BUTLER: Yes.

17 MS. BARTOLETTI: Councilwoman

18 Avvisato?

19 MS. AVVISATO: Yes.

20 MS. BARTOLETTI: Councilman Hoover?

21 MR. HOOVER: Yes.

22 MS. BARTOLETTI: Councilman Rinaldi?

23 MR. RUSSELL RINALDI: Yes. Fourth
24 item is motion to approve treasurer's report
25 for the sewer department.

1 MR. NOTARI: I'll make that motion.

2 MR. RUSSELL RINALDI: By Councilman
3 Notari.

4 MR. HOOVER: I'll second it.

5 MR. RUSSELL RINALDI: Seconded by
6 Councilman Hoover. On the question? Public
7 input? Roll call, please.

8 MS. BARTOLETTI: Councilwoman
9 Shotwell?

10 MS. SHOTWELL: Yes.

11 MS. BARTOLETTI: Councilman
12 Komenski?

13 MR. KOMENSKI: Yes.

14 MS. BARTOLETTI: Councilman Notari?

15 MR. NOTARI: Yes.

16 MS. BARTOLETTI: Councilman Butler?

17 MR. BUTLER: Yes.

18 MS. BARTOLETTI: Councilwoman
19 Avvisato?

20 MS. AVVISATO: Yes.

21 MS. BARTOLETTI: Councilman Hoover?

22 MR. HOOVER: Yes.

23 MS. BARTOLETTI: Councilman Rinaldi?

24 MR. RUSSELL RINALDI: Yes. Last
25 item for housekeeping will be motion to

1 approve sewer department invoices for
2 payment.

3 MR. NOTARI: I'll make that motion.

4 MR. RUSSELL RINALDI: By Councilman
5 Notari.

6 MR. BUTLER: I'll second.

7 MR. RUSSELL RINALDI: Seconded by
8 Councilman Butler. On the question? Public
9 input? Roll call, please.

10 MS. BARTOLETTI: Councilwoman
11 Shotwell?

12 MS. SHOTWELL: Yes.

13 MS. BARTOLETTI: Councilman
14 Komenski?

15 MR. KOMENSKI: Yes.

16 MS. BARTOLETTI: Councilman Notari?

17 MR. NOTARI: Yes.

18 MS. BARTOLETTI: Councilman Butler?

19 MR. BUTLER: Yes.

20 MS. BARTOLETTI: Councilwoman
21 Avvisato?

22 MS. AVVISATO: Yes.

23 MS. BARTOLETTI: Councilman Hoover?

24 MR. HOOVER: Yes.

25 MS. BARTOLETTI: Councilman

1 Rinaldi?

2 MR. RUSSELL RINALDI: Yes. With
3 that said, we'll move into our first
4 department head, DPW manager Joe Lenceski.
5 Joe, any items for the meeting?

6 MR. LENCESKI: Nothing for the
7 meeting.

8 MR. RUSSELL RINALDI: Anybody have
9 any requests for Joe?

10 MR. NOTARI: Couple. The driveway
11 on Edgewood Drive, Salavanti driveway, have
12 we done anything with that? I know we were
13 getting quotes, I believe, and we had a
14 plan.

15 MR. LOPATKA: We didn't have a plan.
16 I think Joe was going to get quotes. So the
17 other thing was that just, in talking to
18 Councilman Hoover, to get it surveyed.
19 Actually, they did the fieldwork. I'm
20 waiting for the information back to see how
21 we can kind of regrade that to drain it. So
22 I should have a survey back within the next
23 couple days.

24 The other thought was, depending on
25 what has to be done, I think you're going to

1 put that on the paving bid as an add
2 alternate just so it's covered in case we
3 have to send somebody over there to mill it
4 out or regrade something.

5 MR. NOTARI: So we're waiting for a
6 survey?

7 MR. LOPATKA: Well, the fieldwork
8 was done. Just waiting for the actual
9 mapping back.

10 MR. NOTARI: Then we're waiting to
11 put it on the paving list?

12 MR. HOOVER: Yeah, we'll put it on
13 the paving list as an alternate if we do
14 decide to do it, which if we're going to end
15 up doing we're going to have to take a
16 street off the paving to cover the cost.
17 See what it cost and maybe just do one.

18 MR. LOPATKA: Well, actually there's
19 two. There's that one and there's one and
20 there's one over at Miles Street Park.
21 There's a low spot and a curb that's missing
22 in a couple spots and water's running right
23 down to the playground and washing all the
24 mulch away. So there's another spot we have
25 to survey as well. Once we get that survey

1 back we can figure out what we need to do
2 with those.

3 MR. NOTARI: So is the plan to get
4 it done this year?

5 MR. HOOVER: Yes. We can't do what
6 Joe got a price for because we'd be putting
7 a catch basin in front of the driveway and
8 then taking the water from one side of the
9 road, putting it on the other side of the
10 road, put it into an empty lot. If they
11 ever sell that lot, then we'd have to dig
12 the road back up again. It's kind of silly.
13 That's why we decided to survey it, get it
14 on the paving list for this year.

15 MR. NOTARI: Thank you. One more
16 thing. I had a complaint about a flag on
17 Miles Street from a veteran that it's worn
18 and discolored. Can we get a new one?

19 MS. BARTOLETTI: We always change it
20 in the spring.

21 MR. NOTARI: New one's coming?

22 MS. BARTOLETTI: Yes.

23 MR. RUSSELL RINALDI: Anyone else
24 have any questions for Joe? Thank you, Joe.

25 Mike Sokolowski, code

1 enforcement/zoning officer, anything for the
2 meeting?

3 MR. SOKOLOWSKI: The Emlaw property,
4 we did fine him three times for working on
5 the property. He's receiving materials.

6 MR. RUSSELL RINALDI: Did you fine
7 him twice?

8 MR. SOKOLOWSKI: Three times.

9 MR. RUSSELL RINALDI: Then you had
10 to go back down?

11 MR. SOKOLOWSKI: Right.

12 MR. RUSSELL RINALDI: One day you
13 fined him twice. Correct?

14 MR. SOKOLOWSKI: For two different
15 instances.

16 MR. RUSSELL RINALDI: Then you went
17 back down again.

18 MR. SOKOLOWSKI: Yes.

19 MR. RUSSELL RINALDI: What is the
20 current condition with the magistrate?

21 ATTY. RINALDI: He appealed that.
22 We filed that complaint. He's got 20 days
23 to answer it. The answer's probably due, so
24 I can send him a ten day notice.

25 MR. HOOVER: What happened with all

1 the citations? We can actually give him a
2 citation every single day he's there. Every
3 day he's working we should give him a
4 citation.

5 MR. SOKOLOWSKI: We cited him for
6 the three -- he had a truckload there.
7 Obviously he's working.

8 MR. HOOVER: But that white Mercedes
9 is parked there every day.

10 MR. SOKOLOWSKI: That's the
11 secretary.

12 MR. HOOVER: The computer's on at
13 night, so you can see it at night. I go by,
14 there's her white car parked right -- he
15 should be fined. Give him a citation every
16 single day for him being there until she's
17 not there and nothing's going on and we
18 don't cite him. But the only way that's
19 going to stop -- these two people are
20 putting up with this for over a year and
21 their property is still -- the rains are
22 going to come eventually. They're going to
23 start getting water in their basement or
24 wherever on their property and it's going to
25 come down to the borough. It's going to end

1 up being our fault even though it's his
2 property because we're not doing nothing
3 about it. That's just my thoughts.

4 ATTY. RINALDI: Has anybody heard
5 anything from the engineer? Did he submit
6 plans yet?

7 MR. SOKOLOWSKI: Not yet. He was
8 here last week. He gave me an application
9 for change of use but never submitted any
10 plans for it.

11 MR. LOPATKA: I haven't gotten
12 anything.

13 MR. RUSSELL RINALDI: Mike, keep
14 your eye on him every day, like Councilman
15 Hoover said. Take a ride by. If he's in
16 the office or she's in the office stop in
17 and give him a citation.

18 MR. SOKOLOWSKI: I can't stop on the
19 property. We were there. He gets right in
20 my face.

21 CHIEF DUBERNAS: He refuses to sign
22 them anyway. We actually have a copy of it.

23 MR. RUSSELL RINALDI: So you've been
24 mailing them?

25 MR. SOKOLOWSKI: Yes.

1 MR. RUSSELL RINALDI: Then continue
2 to do that.

3 MR. SOKOLOWSKI: First time we went
4 physically there he wouldn't sign it.

5 MR. RUSSELL RINALDI: That's the
6 first time you went with the chief.

7 MR. SOKOLOWSKI: Then after he
8 chased me off the property, said don't come
9 back here, and he kind of got a little
10 aggressive, little loud.

11 CHIEF DUBERNAS: When I was there I
12 talked to attorney Cherundolo. He said that
13 he's supposed to have everything together
14 within a week or so. That's been three
15 weeks now.

16 MR. RUSSELL RINALDI: Mike, keep
17 citing him if they're doing work there.

18 Bill, we're going to have to wait to
19 hear from you?

20 ATTY. RINALDI: Yes. I'll take care
21 of it. We can chat about it in executive.

22 MR. BUTLER: We're going to cite
23 them even if her car is there?

24 MR. RUSSELL RINALDI: Well, I would
25 say we have to cite them if they're in the

1 building. Correct, Bill?

2 ATTY. RINALDI: He's already been --
3 Joe Supulski already sent a notice, too.

4 MS. BARTOLETTI: BIU told him you're
5 not supposed to be in there because they do
6 not have an occupancy permit.

7 MR. RUSSELL RINALDI: I'm in
8 agreement with citing him every time
9 someone's in that building that's not
10 supposed to be. But how do we know
11 someone's in the building if we can't get in
12 the building?

13 CHIEF DUBERNAS: She sits right in
14 front. I have it on body cam.

15 MR. RUSSELL RINALDI: So you can
16 tell someone's in there without going on the
17 property?

18 CHIEF DUBERNAS: Oh, yeah.

19 MR. SOKOLOWSKI: Car's right there.
20 Her car. Usually the window's open and you
21 can see her.

22 MR. RUSSELL RINALDI: Cite them.

23 CHIEF DUBERNAS: It's all on camera.

24 MR. RUSSELL RINALDI: Cite him.

25 Anybody have any questions for Mike?

1 MR. BUTLER: What about Dale's house
2 down there? Did we find out anything about
3 that? Every time I drive by there it's
4 caving in more and more.

5 MR. SOKOLOWSKI: I found the owner.
6 I sent him a letter maybe two months ago or
7 so and I haven't heard no response.

8 MS. BARTOLETTI: It's the one who
9 purchased it in the sheriff's sale, and he
10 put plans together and then basically never
11 really followed up. It's junk.

12 MR. SOKOLOWSKI: There's no windows
13 or doors.

14 MR. BUTLER: He started working on
15 it and stopped because he couldn't get the
16 flood insurance.

17 MR. SOKOLOWSKI: You have to be
18 eight foot above whatever the grade.

19 MS. BARTOLETTI: There's nothing
20 going on. He did have a plan.

21 MR. BUTLER: Right now it's beyond
22 repair.

23 MS. BARTOLETTI: Now it has to be
24 torn down. I don't remember. When he put
25 together the new plans that had gone to BIU

1 most of it was going to be ripped out.

2 MR. SOKOLOWSKI: Yes. It was
3 supposed to be a new structure, but he never
4 followed through with it.

5 MS. BARTOLETTI: That's almost a
6 year now.

7 MR. KOMENSKI: How bad is it now?
8 Is it condemnable?

9 ATTY. RINALDI: We have a new code.
10 You can use it.

11 MR. BUTLER: These kids start
12 hanging around there somebody's going to get
13 hurt.

14 MR. RUSSELL RINALDI: Dave, can you
15 get together with Mike and go check out, see
16 how the structure is, see if it's
17 condemnable.

18 MS. BARTOLETTI: I don't think it's
19 a question. There's weeds growing through
20 whatever was left of the structure.

21 MR. NOTARI: So if we condemn it,
22 what's the next step after that? Do we
23 knock it down?

24 ATTY. RINALDI: Well, you have to
25 give him a hearing and then you lien it.

1 They usually hang out there for eight to ten
2 years or more. We've done it and it takes
3 years to get paid back. So it's up to you
4 guys whether you want to spend the money.

5 MR. NOTARI: The guy's abandoned the
6 property. Let's start with this.

7 ATTY. RINALDI: We have that new
8 code. You can do a lot of things with it.

9 MR. RUSSELL RINALDI: Bill, as far
10 as condemning and then getting to the point,
11 if we do reach the point of knocking it
12 down, that's not a long process. The
13 process of reclaiming the money, you're
14 saying, is --

15 ATTY. RINALDI: Right, yes.

16 MR. RUSSELL RINALDI: So if we
17 follow the right steps and get it to the
18 point of knocking it down, that's quick.
19 Then to recoup our money. So recouping our
20 money is the process. To get it knocked
21 down is quick. Dave, go down there with
22 Mike and check it out.

23 MR. KOMENSKI: The garage on Drake?

24 MR. SOKOLOWSKI: I've been working
25 on that, too. They called back probably

1 December, and they were supposed to get back
2 to me again on what they were going to do.

3 MR. KOMENSKY: Stop on the way up
4 and condemn that one, too, on Drake's Lane.

5 MR. RUSSELL RINALDI: Anybody have
6 any questions for Mike? Thanks, Mike.

7 Dave Lopatka, engineer, anything for
8 the meeting?

9 MR. LOPATKA: I have nothing for the
10 meeting. Just a question, though.
11 Marylynn, I dropped off that agreement for
12 Josephine Street. Is that signed?

13 MS. BARTOLETTI: When we're done
14 with the meeting I'm going to have Russell
15 sign it.

16 MR. LOPATKA: I just need that
17 signed to give it back.

18 MR. RUSSELL RINALDI: I'll sign it
19 tonight. Anything else?

20 MR. LOPATKA: Nothing.

21 MR. RUSSELL RINALDI: Anybody have
22 any questions for Dave? Thanks, Dave.

23 Police chief, Jason Dubernas,
24 anything for the meeting?

25 CHIEF DUBERNAS: Nothing. The signs

1 are up at Miles Street, Maxson and Oak
2 Street. The only one we don't have on
3 Marion yet is the five minute drop off. All
4 the no parking here to corner are all in
5 place.

6 I talked to Councilwoman Shotwell
7 the other day. She sent a message to the
8 high school teams about the park. First
9 time nobody was parking there.

10 MR. RUSSELL RINALDI: Anything else?

11 CHIEF DUBERNAS: That's it.

12 MR. RUSSELL RINALDI: Anybody have
13 any questions for the chief?

14 MR. NOTARI: So on the topic of no
15 parking on that side, which I think is great
16 because it creates space driving through
17 there. It's a safety hazard when there's
18 double park. I don't know if we have
19 already given tickets out at some point.

20 CHIEF DUBERNAS: Saturday.

21 MR. NOTARI: But all that being
22 said, I've gotten a lot of chatter about the
23 rules of the park. Okay, we're going to
24 enforce the no parking, but we have police
25 officers walking through the park not

1 enforcing the rules of the park. That means
2 people with dogs, kids riding bikes and
3 scooters through, and I've been asked would
4 the officers please pay attention to the
5 park rules. Typical wiseguys.

6 CHIEF DUBERNAS: Two kids were
7 really wiseguys. I don't know who they
8 were. Last week there was, like, 25 or 30
9 of them playing basketball there.

10 MS. AVVISATO: Adults?

11 CHIEF DUBERNAS: Yeah.

12 MR. NOTARI: So if we just enforce
13 the rules of the park.

14 CHIEF DUBERNAS: Ever since the
15 incident when all those guys that were
16 there, the clientele, we've been checking it
17 every half-hour because of that reason.

18 MR. RUSSELL RINALDI: Chief, once
19 school is out we're going to have the shift
20 down there?

21 CHIEF DUBERNAS: Yeah, we'll have
22 one. They'll rotate.

23 MR. RUSSELL RINALDI: We'll have an
24 extra shift and we can put an officer down
25 there. What will the time be down there?

1 CHIEF DUBERNAS: They'll come in at
2 2:00. It will probably be 6:00 to 10:00.

3 MR. RUSSELL RINALDI: They'll stay
4 in the park continuous?

5 CHIEF DUBERNAS: Well, they'll
6 rotate out, yeah. Stay there an hour,
7 another one go there.

8 MR. RUSSELL RINALDI: But there will
9 be an officer in the park for four or five
10 hours straight?

11 CHIEF DUBERNAS: Yes, unless I put
12 Officer Williams on a bike and he'll be
13 there. Usually Sundays or Mondays he rides
14 the bike.

15 MR. RUSSELL RINALDI: Just as long
16 as you have one there straight through,
17 continuously. Anything else? Any other
18 questions for the chief? Thanks, Jay.

19 Bill Stull, assistant fire chief,
20 anything for the meeting?

21 MR. STULL: Yes, one thing. I don't
22 know if you guys have been on the website
23 yet, the fire department website. We're
24 teaming up with the Red Cross for Smoke
25 Alarms Save Lives. It's going to be on

1 Tuesday, April 30th at the fire department,
2 9:00 in the morning until 2 p.m. We'd like
3 to see if the borough could share that on
4 their website. It's first come, first
5 served.

6 MS. BARTOLETTI: Is there a link for
7 it?

8 MR. STULL: Right off of our -- it's
9 just a photo of the thing we got. Share it
10 from our website.

11 MR. RUSSELL RINALDI: Anyone have
12 any questions for Bill? Thanks, Bill.

13 Solicitor, attorney Rinaldi,
14 anything for the meeting?

15 ATTY. RINALDI: Yes. The single
16 ordinance for tonight, which is the no
17 trucks on a portion of First Street.

18 CHIEF DUBERNAS: Moosic Road to
19 Maxson to Miles.

20 ATTY. RINALDI: And I'd just ask for
21 a brief executive on a real estate matter
22 and a litigation matter.

23 MR. RUSSELL RINALDI: Does anyone
24 have any questions for the solicitor?
25 Solicitor? Thanks, Bill.

1 Borough manager, Marylynn
2 Bartoletti, anything for the meeting?

3 MS. BARTOLETTI: My first thing is
4 does anyone have any questions on any of the
5 financial reports? No? Okay.

6 At our last meeting I had mentioned
7 that we were going to pass a resolution
8 tonight, but we're going to hold that until
9 May. It's for some grant applications. So
10 we can save those until May. That's all I
11 have. Just an executive tonight as well. I
12 have a couple things to go over.

13 MR. RUSSELL RINALDI: Anybody have
14 any questions for Marylynn?

15 MR. KOMENSKY: Update us on the
16 senior center?

17 MS. BARTOLETTI: Yes. So we are
18 still working with CDBG and they have asked
19 me to try to basically hook up with the
20 Lackawanna County Area on Aging, so I put in
21 a couple calls. I didn't really get
22 anywhere. Then today I spoke to the
23 director, who's Sarah McDonald, who is going
24 to get back to me by the end of the week to
25 get the process started to be able to hook

1 our senior centers with the Area on Aging,
2 with their programs and everything. Then
3 we'll be able to share with them.

4 That puts us in a different standing
5 with CDBG due to the fact that some rules
6 have changed on how they fund senior
7 centers. It's something that has recently
8 happened and is kind of our hold up right
9 now. The funding for us is there. We just
10 have to check off a couple more boxes. So
11 that's in good shape.

12 ATTY. RINALDI: I missed one thing.
13 It wasn't in my report. I handed you this
14 afternoon to add to the list the re-approval
15 of the minor subdivision that was approved
16 twice in prior years but the developer never
17 recorded the plan. I double-checked with
18 the county last week. So we actually still
19 have an original plan here. I'm just going
20 to ask that it be re-approved and re-signed
21 by the current officers so that the recorder
22 of deeds office will accept it.

23 MR. RUSSELL RINALDI: Mare, anything
24 else?

25 MS. BARTOLETTI: No.

1 MR. HOOVER: One question about the
2 truck, the bucket truck that we used for the
3 veterans signs. The one from Christmas has
4 not been put back up yet.

5 MS. BARTOLETTI: No, because our
6 bucket truck was broken down and we were
7 waiting for a quotation to see if it was
8 worthwhile to fix it, being that it's kind
9 of old. Joe can probably help you with the
10 scenario on what we decided to do.
11 Obviously, you know we decided to get it
12 fixed.

13 MR. LENCESKI: It's at Northeast
14 Hydraulics right now. I called them
15 yesterday. I'm waiting for a phone call.
16 The wiring harness went for the controls to
17 move the boom in and out.

18 MR. HOOVER: Do you think we can
19 rent one at least for two Saturdays and get
20 these flags up and the Christmas ones off
21 and the other ones he has to change?

22 MR. LENCESKI: Yes. That's why I
23 called him, just to see to get it going.
24 Probably talk to Duryea.

25 MR. HOOVER: He only needs it for

1 two Saturdays. Four hours and four hours.

2 MS. BARTOLETTI: We decided to get
3 it fixed because I don't know that we would
4 be going out and buying a new bucket truck
5 anytime soon. So we thought it was
6 worthwhile to get it done.

7 MR. RUSSELL RINALDI: Anyone else
8 have any questions for Marylynn? Thanks,
9 Marylynn.

10 Before we go into new business we'll
11 go into public comment. Joanie Wilk?

12 MS. WILK: Councilman Rinaldi, I
13 understand you did a feasibility check on
14 this youth building that they're trying to
15 build for several million dollars that we
16 don't have. I did my own feasibility check.

17 MR. RUSSELL RINALDI: Excuse me? I
18 did a what?

19 MS. WILK: That you did -- you're
20 trying to get a youth center built here. I
21 understand you guys checked into different
22 things on what it's going to cost us.

23 MR. RUSSELL RINALDI: Yes. Past
24 year or two we looked into it. I didn't
25 hear you in the beginning.

1 MS. WILK: I did my own feasibility
2 check. Okay? This is what's going on in
3 Old Forge, whether you guys know it or not.
4 There's a foreclosure on Grace Street for
5 \$323,000.

6 Another foreclosure on Alicia Street
7 for \$138,000.

8 Another one on Lawrence Street for
9 \$121,000.

10 Bankruptcy on Pine Street, \$83,000.
11 Bankruptcy on Garber Street,
12 \$143,000.

13 Orchard Street, \$120,000.
14 Bankruptcy on Wyalusing Street,
15 \$181,000.

16 On Sussex Street, \$303,000.
17 East Marion Street, \$141,000.
18 Church Street, \$104,00. These are

19 people losing their houses because they
20 can't afford it. How could we afford this?
21 Any more taxes -- I understand taxes have to
22 be given, but we cannot afford to build a
23 youth center for \$5 million, \$10 million for
24 a half-decent one.

25 MR. RUSSELL RINALDI: I can tell you

1 this, for the past few years we've talked
2 about a community center possibly being
3 constructed in the borough. I -- and I
4 don't know of anyone at the table that's
5 saying anything about raising taxes.

6 MS. WILK: I understand that, but if
7 you go and extend yourself, the money that
8 we do not have, people are losing their
9 houses. And that's only ten. There's a lot
10 more on here.

11 MR. RUSSELL RINALDI: I understand
12 that and I feel bad for those people, but we
13 weren't discussing raising anyone's taxes in
14 the borough.

15 MS. WILK: Well, tax bases are going
16 up. I just got my notice with the
17 assessment. People can't afford this. You
18 know it and I know it.

19 MR. RUSSELL RINALDI: I agree with
20 you. I wouldn't want to raise taxes.

21 MS. WILK: We have to start being
22 frugal around here. What you do need to
23 spent money on is your police department on
24 this gang-related issues that are going on.
25 Send some of these guys to school and train

1 them. Get them the equipment that they
2 need. We need to start taking care of our
3 police department.

4 MR. RUSSELL RINALDI: I think our
5 officers do go to training courses.

6 CHIEF DUBERNAS: Yes. We --

7 MS. WILK: The guy that was shot,
8 they should train them.

9 CHIEF DUBERNAS: Officer Gilmartin.

10 MS. WILK: Really nice guy. It's a
11 shame. This guy will never go back to the
12 police department. But then, of course, our
13 pride and joy. It's a shame what's going
14 on. I was talking to somebody up in Taylor.
15 They're getting gang-related members from
16 Scranton trying to get in there. When they
17 can't get in there they set the garbage on
18 fire outside. I'm not making this up.
19 Michelle, I think you heard about it.

20 Something has to be done. We cannot
21 let these people come in here and start
22 shooting up the place. Our kids are needing
23 to be reprimanded in some type. Here's a man
24 that's lost his whole career, and he has a
25 lot more surgeries to go through before he's

1 going to be by himself. Is he going to be
2 normal? No, he is not going to be normal.

3 I think we need to start worrying
4 about our law enforcement. I have a
5 granddaughter that is a deputy sheriff. I
6 worry about her. Jimmy used to be a
7 correctional guard. I, myself, did welfare
8 fraud. I know what it is. It's not easy to
9 go out there. So I really think we need to
10 start getting more training. Send Jason for
11 more training, whether we have to send him
12 down Quantico or whatever, on this
13 gang-related stuff. It's here in town,
14 guys. It's not -- didn't go anywhere.

15 MR. RUSSELL RINALDI: Joan, I'm
16 sitting here almost 18 years. Between the
17 first chief who was here and Mr. Dubernas,
18 whoever came to this council from any
19 department, we've never turned them down for
20 anything they've asked for. If it was
21 training courses, equipment. Anything he
22 ever asked us for we've always approved.

23 MS. WILK: Right now it's more
24 important to have this done because it's
25 right in front of us.

1 MR. RUSSELL RINALDI: Whatever he
2 asked us for --

3 MS. WILK: Kids going to school,
4 some of them had bracelets on their leg.

5 MR. RUSSELL RINALDI: I'm agreeing
6 with you. There's nothing wrong with having
7 the officers trained and have more
8 equipment. Whatever he asks for we give
9 him.

10 MR. NOTARI: I echo what Mr. Rinaldi
11 said. Anytime the chief has come to us with
12 an ask, I want to say 90 percent, if not a
13 hundred percent of the time we've given him.
14 Sometimes it takes a little while but we've
15 given him what he's asked for.

16 MS. WILK: There has to be some
17 training because there's two gangs up in
18 Scranton.

19 MR. NOTARI: I'm sure there's more
20 than two.

21 MS. BARTOLETTI: Our police chief
22 can tell you how much training our staff
23 have gone through recently. They've gone
24 through a tremendous amount of training.
25 They have a lot of new equipment. They have

1 body cams that we purchased through a grant,
2 helmets.

3 CHIEF DUBERNAS: I also have two
4 officers who are assigned to the gang task
5 force in northeast Pa. That's with the FBI,
6 the DEA. Hazleton, Scranton, Wilkes-Barre.
7 We have two officers from our department
8 that are assigned to the gang task force.

9 MR. NOTARI: You keep saying the
10 youth center. It's not -- we're not looking
11 for a youth center. We're looking for a
12 community center that will be open to
13 everybody in our community. Seniors, youth,
14 young adults. Let me finish. You're
15 throwing numbers out there. We have never
16 done an exact study. Everybody here, I
17 think, has thrown out a number of what they
18 thought it would cost. We've never gone
19 ahead and developed a plan. I believe there
20 are some on this council who are going to
21 take those steps, but we have never come up
22 with -- any price that you hear in the
23 community is it's a price that's pulled out
24 of the air.

25 MS. WILK: I contacted a

1 construction engineer who's been doing this
2 work for a long time. To put a half-decent
3 building up it will cost about \$5 million.
4 Think about it. This is not 1958 or 1980.
5 Things are expensive.

6 MR. NOTARI: I'm one person on
7 council that thinks our community is worth
8 \$5 million to put a building up.

9 MS. WILK: If you got it, it's fine.
10 But not on the backs of taxpayers.

11 MR. NOTARI: Again, nobody --
12 Councilman Rinaldi is right. Nobody said a
13 word about raising taxes when they discussed
14 a community center. If we're going to do
15 that project we will find the money
16 somewhere without raising taxes.

17 MS. WILK: You can't even get
18 anything free anymore.

19 CHIEF DUBERNAS: We just got a
20 \$100,000 grant for safety stuff.

21 MS. WILK: I'm talking more than a
22 hundred thousand.

23 MR. RUSSELL RINALDI: Thanks, Mrs.
24 Wilk. Maryann Adamiak?

25 MS. ADAMIAK: I'm here about the

1 raid that your volunteer fire department is
2 conducting. My business was raided, CDM
3 Distributors. My mother passed away in
4 October. Now the property is mine. I have
5 two tenants. My husband now pays me and the
6 lawn care pays me rent.

7 On March 28th two volunteer firemen,
8 Mr. Stull and Mr. Shaffer, showed up
9 unannounced at CDM Distributors, who have
10 been in business 51 years in that location,
11 burst through the doors, uninvited, and
12 literally raided the place. Pulled the
13 refrigerator off the wall to look at the
14 receptacles, asked about occupancy permits,
15 sales tax. They had nothing from the
16 borough saying that they were covered in
17 insurance. Went in restricted areas. We
18 were open for business with customers, and
19 they were harassing my two boys to the point
20 they called me after they left.

21 When they left -- we have cameras
22 everywhere. Outside the door the two
23 gentlemen stood, and the one said to the
24 other oh, I'm going to be on vacations when
25 this place blows. Are you setting my

1 building on fire? What are you doing? We
2 have storage containers that have no heat,
3 no electricity and they're padlocked and no
4 flammables in them. So if they go up it's
5 arson.

6 So I called -- my kids called me,
7 hysterical. My husband, he doesn't hear
8 well. I said -- like, I explained. I
9 called Mr. Stull, he wasn't available. I
10 spoke with Christopher Shaffer, who I got
11 met with attitude and I'll leave it at that.
12 He told me there was minor infractions, and
13 there were. I said okay. He said these are
14 volunteer -- he said borough council
15 requested them and approved them.

16 Two days later, on April 4th -- I
17 spoke with him April 2nd. April 4th they
18 show up at my property again with the code
19 enforcement officer and the building
20 inspector.

21 I have no complaints about the
22 building. The building's there since 1956.
23 My parents bought the building from the --
24 bought the property from the coal company in
25 1956. We are there 68 years. They burst in

1 with -- we had no building permits. Why
2 were they there? They're borough employees.
3 Why were they there? Because, I believe, it
4 was a show of force. I think it was
5 retaliation.

6 Then they went to my next tenant,
7 walked in uninvited, and started telling him
8 things that were wrong with his business. I
9 went to three attorneys, local attorneys.
10 You violated my Fourth Amendment right by
11 barging into my building. And for
12 retaliating, because I questioned him, you
13 violated my First Amendment right.

14 So my question is why did the
15 building inspector and the code enforcement
16 officer show back up at my building? Why
17 did these people just barge in uninvited,
18 with no insurance, and saying that they're
19 employees of the borough? And what did he
20 mean by my building, he's going to be on
21 vacation when it blows up? I just need
22 answers.

23 I also contacted the Institute for
24 Justice, it's a non-profit, and they have a
25 Fourth Amendment project in place. They

1 help citizens whose rights have been
2 infringed upon by the government. I'm just
3 looking for clarification so I can proceed.

4 MR. RUSSELL RINALDI: Well, first of
5 all, this is the first time I'm hearing
6 this. I'm completely unaware of anything
7 that took place, why it took place or how.

8 MR. PARKER: Ms. Bartoletti's
9 father's business. They were in Valley
10 Auto. They tried to do George Dunbar's.
11 They did -- the guy's name is Dave on -- the
12 car lot. I know his name is Dave, on
13 Lonesome Road. Johnson? It's the car lot
14 on the corner. They raided his place, too.
15 But during business. They didn't make an
16 appointment. They just walked in and
17 started tossing things, and to then come
18 back with these two gentlemen that are with
19 the borough? I'm upset, Russell.

20 MR. RUSSELL RINALDI: Well,
21 secondly, I was going to continue. I would
22 just say about your incident, first I'm
23 hearing about it.

24 Secondly, the fire department does
25 go out and do inspections of properties

1 around town.

2 Third, Mr. Stull is right behind
3 you. I was going to ask him to explain to
4 us, just how you explained, what took place.
5 Again, this is the first we're hearing of
6 it.

7 MS. ADAMIAK: There was no
8 appointment. They barged in. It was like
9 us going to your restaurant and throwing
10 people out to look at receptacles. We were
11 open for business with customers. My
12 occupancy permit is none of their business.

13 MR. RUSSELL RINALDI: Do you mind if
14 I ask Mr. Stull behind you?

15 MS. ADAMIAK: Go right ahead.

16 MR. RUSSELL RINALDI: Because you or
17 him would have a story that would explain
18 this, so that's why I'd like to ask him.

19 Bill, if you could take us through
20 it.

21 MR. STULL: Well, as you know we've
22 been doing inspections of all businesses in
23 town since 2000. Okay? All reports are
24 given to you of our code enforcement, along
25 with the occupants of the building. If they

1 choose to send it out if they're a property
2 owner there well to do so. That does not
3 need the fire department or the code
4 enforcement. Okay?

5 Really, I only had one place that
6 the owner wasn't there that asked us to come
7 back. We do not barge into a place.

8 MS. ADAMIAK: But you did.

9 MR. STULL: Excuse me, ma'am, were
10 you there?

11 MS. ADAMIAK: You're on camera.

12 MR. STULL: Were you there when I
13 was talking with your sons and your husband?
14 Were you there?

15 MS. ADAMIAK: No.

16 MR. STULL: Okay. So as always, we
17 go in an official fire department vehicle.
18 The uniform I'm wearing now is considered
19 fire department class B uniform. That's
20 what we wear when we go on inspections. We
21 walk in, we hand them a business card, and
22 we explain to them what we're there for.
23 Her husband -- well, I'm sorry, her son was
24 explained to we're here to do a life safety
25 inspection. That was it. Okay? Never at

1 one time did they ask us to leave. Okay?

2 They actually --

3 MS. ADAMIAK: They were terrified
4 and didn't know they could. I wouldn't have
5 let you in without a warrant.

6 MR. STULL: They seemed very cordial
7 to us.

8 MS. ADAMIAK: Because I raised them
9 right.

10 MR. STULL: My parents raised me
11 right, too. Part of the international fire
12 code that this council adopted back in 2008
13 or whatever it was, section 104.3, right of
14 entry underneath the international fire
15 code. "When it is necessary to make an
16 inspection to enforce the provisions of this
17 code" -- okay -- "the fire code official has
18 reasonable cause and belief that existing in
19 the buildings on or any premises any
20 condition or violation of this code making
21 the building or premises unsafe, dangerous
22 or hazardous." Do you have hazardous
23 material laying in --

24 MS. ADAMIAK: Yes.

25 MR. STULL: Okay. Thank you. So,

1 again, we went in, we introduced ourselves.
2 We looked around. The building is 1,500
3 square feet. It's actually a 30 by 50
4 building. Okay? If anybody ever drove past
5 it. There's empty 55 gallon drums outside.
6 I guess they use that for storage, which is
7 fine. But that's a concern for the fire
8 department, what is in there.

9 We went in there, we did our walk
10 around. At no time did we trash things, rip
11 a refrigerator -- no, we didn't.

12 MS. ADAMIAK: You did move the
13 refrigerator.

14 MR. STULL: We don't move anything,
15 ma'am. We looked behind it. Your husband,
16 I believe, was the one sitting at the desk.
17 We explained to him that they need to be
18 covered accord to the fire code. Underneath
19 the breaker box you have flammable materials
20 stored there. You cannot have anything
21 within 36 inches. So that was on a report
22 that we gave to them. We explained to her
23 son, her husband many times we are not here
24 to cause trouble. This is all the
25 information that we put into our computers.

1 Okay?

2 Now, is her building going to be
3 targeted? Yeah. It has the hazmat symbol
4 on it when we're going as first responders.
5 That's our right. It's under the
6 Pennsylvania right-to-know. Okay? Storage
7 of hazardous materials. Right now under the
8 NPA section 704 they're in violation for not
9 having the building placarded. Okay? We
10 asked them what was in the storage
11 containers out back. You're son told us
12 well, there is flammable aerosol cans in
13 there.

14 Okay. Well, how much do you have in
15 there? The questions a fire department can
16 ask, we asked.

17 Well, there's a couple skids.

18 Tell me what you have in there.
19 Well, it came out that he said we have about
20 five or six skids, there's a hundred cases
21 on each skid. Quick math, that's over a
22 thousand cans. Okay? I understand there's
23 no electricity going to this unit, there's
24 no heat going to the unit. Our concern was
25 it's all wooded area. You get a brush fire,

1 container gets heat on it, fire impinges on
2 it somehow, some way, it can cause a
3 problem. That's all.

4 Code enforcement, I called Joe
5 Supulski because I asked him other questions
6 because he's BIU. We're doing a life
7 safety. We're not building inspectors like
8 he is, to see if there was something missing
9 in the codes. He came down, I have not
10 gotten a report from Joe Supulski. Okay?
11 Mike seen what was in there. You did get a
12 copy of the report. Correct, ma'am?

13 MS. ADAMIAK: Yes.

14 MR. STULL: That was it. There's
15 enough flammable liquids in there -- there's
16 enough 55 gallon containers, 30 gallon poly
17 containers inside that building, okay, that
18 is concern to the fire department.

19 MR. HOOVER: What made you go to
20 this particular building that particular
21 day?

22 MR. STULL: On that particular day?
23 Nothing. This is something, like I said,
24 we've been doing since 2020. Okay? There's
25 probably, maybe another 25, 30 businesses in

1 town that we haven't hit. We probably did
2 200, 250 businesses in the last four years.

3 MR. HOOVER: When you notify --
4 obviously you don't notify the people when
5 you get there.

6 MR. STULL: No. We talked to the
7 people that work in there. Okay? We did
8 find out that they own the company. Like I
9 said, at no time did they ask us to leave.

10 MR. RUSSELL RINALDI: Bill, not to
11 interrupt, but since you're right there, if
12 you go to a property for an inspection and
13 the owners are there but they're busy and
14 say come back tomorrow, I mean, you could
15 come back tomorrow. Right? You're not just
16 going to say no, it has to be today.

17 MR. STULL: No.

18 MR. RUSSELL RINALDI: I would expect
19 that you would work with them. So then my
20 question again, but you already answered it,
21 when you went there they didn't ask you to
22 come back?

23 MR. STULL: No.

24 MR. RUSSELL RINALDI: And they did
25 give you permission to come onto the

1 property?

2 MR. STULL: Yes.

3 MS. ADAMIAK: They didn't know they
4 could refuse. They didn't know it was
5 voluntary, they didn't know that they could
6 refuse. It was open for business with
7 customers. If you're going to come there
8 was no problem. Everything was fixed that
9 they said. But make an appointment so we
10 can close. It's like going and raiding your
11 restaurant right now.

12 MR. RUSSELL RINALDI: Well, that was
13 my question. If they came to my business
14 while I was open what I would have said to
15 them as a business owner, legal property
16 business owner, I would have said I'm open
17 for business, can you please come back, and
18 he's telling me that he would have said to
19 me yes.

20 MS. ADAMIAK: But they didn't know
21 they could do that.

22 MR. RUSSELL RINALDI: Okay.

23 MS. ADAMIAK: If it's official
24 business and they come in --

25 MR. RUSSELL RINALDI: I understand

1 what you're saying. I'm not disagreeing
2 with you. I'm just saying he did ask for
3 permission to come onto the property and
4 they granted him it. Correct?

5 MR. STULL: Yes.

6 MR. RUSSELL RINALDI: If they're the
7 owners of the property or manager of the
8 property at that time they give --
9 can't force anyone, for that instance,
10 permission to come on the property. I mean,
11 that's an okay from an owner or a manager to
12 say yeah, sure, come on in.

13 You're saying that they didn't know
14 they could have asked them to leave, but in
15 any instance they didn't ask them to leave,
16 whether they knew or not.

17 MS. ADAMIAK: No appointment, no
18 nothing. When Marylynn asked them not to
19 go Whitman's, to make an appointment, they
20 showed up anyway.

21 MS. BARTOLETTI: Let me explain what
22 she's bringing up. So when this whole thing
23 took place last Thursday Mrs. Adamiak had
24 called me, left as message and then I called
25 her back, and also the other business,

1 Mr. Whitman, has called as well, I called
2 him back. Then I call Bill just to see what
3 was going on so that I would have a better
4 understanding of the scenario. Then Mrs.
5 Adamiak came to the building to discuss it
6 further.

7 After we were finished I called the
8 public safety committee -- so Michelle,
9 Jimmy and Mike -- just to let them know what
10 was taking place, and what we were planning
11 on doing was putting together a public
12 safety committee meeting so that we can
13 discuss further with the firemen just to
14 have a better understanding on what it is
15 that they are trying to accomplish and how
16 they're trying to accomplish it to see if we
17 should be doing something differently or
18 maybe letting the public know as businesses.

19 Then I discussed it with Bill just
20 to try to see what the borough should be
21 doing to maybe help the public to understand
22 that it's something that -- what they're
23 trying to do is something positive, or maybe
24 there's a little bit of a different way to
25 let people know this is for your benefit.

1 This is to make the firemen's job a little
2 bit easier in the event if there ever is a
3 problem -- a fire, God forbid or a vehicle
4 runs into a building or -- so that they as
5 the firemen know what's in the building and
6 they have a record of it so they know how
7 they're going to handle that particular
8 problem faster.

9 So we were in the process of trying
10 to set up a meeting to go forward to be able
11 to get everybody on the same page.

12 MR. RUSSELL RINALDI: I agree.

13 Mrs. Adamiak, I was going to say -- and you
14 can say more and Mr. Stull if you have to.
15 But I know Mr. Stull a very long time. Mr.
16 Stull is very experienced, dedicated and
17 there's a lot of work involved as a fireman.
18 I can say that -- or I believe in my heart
19 and I can say that when he does these
20 inspections -- and to echo off Marylynn --
21 he does them for the safety of the property
22 owner, he does them for the safety of the
23 borough residents in the area around and
24 also for the firemen there. I mean, his
25 intentions and whoever's intentions from the

1 fire department who came to inspect your
2 place were nothing out of the good, wellness
3 and safety of everybody involved.

4 MS. ADAMIAK: What did they mean on
5 being on vacation when this place blows?

6 MR. RUSSELL RINALDI: He said that?

7 MS. ADAMIAK: I have it on camera.
8 I have it on video. I have cameras
9 everywhere on that property.

10 MR. STULL: Yes, there is.

11 MS. ADAMIAK: There's cameras
12 everywhere.

13 MR. RUSSELL RINALDI: You're telling
14 me that he said that?

15 MS. ADAMIAK: I don't know if it was
16 he or Mr. Shaffer.

17 MR. STULL: I don't recognize it.

18 MS. ADAMIAK: I'm going to be on
19 vacation when this place blows. That scares
20 me.

21 MR. RUSSELL RINALDI: You're telling
22 me that your cameras have voice recording on
23 them?

24 MR. STULL: So that scares you. How
25 do you think the fire department feels about

1 you having all those hazardous materials?

2 MS. ADAMIAK: I'm thinking that
3 you're going to set my place on fire.

4 MR. STULL: Well, you have cameras.

5 MS. ADAMIAK: Right, and that's the
6 reason why.

7 MR. STULL: So another part of that
8 is next door Mr. Whitman, I think it is, so
9 that Thursday when we went there with code
10 enforcement and Joe Supulski Mr. Whitman was
11 talked to and, again, I explained to him
12 what we're doing. He actually gave a tour
13 of his place but come back on Friday. Okay?
14 That's what we did. We went back there
15 Friday. Okay? Knocked on the door, nobody
16 answered. There was a ring camera. We
17 pressed the button, nobody answered.

18 It is literally one minute from
19 their place to the fire station. By the
20 time I got to the fire station Marylynn was
21 already calling me, what am I doing there.
22 We were told to come back on Friday. I
23 don't know what's going on over there, I do
24 not need to know what's going on over there.

25 Our thing is as the fire department,

1 we want to look at that building to see
2 what's in there. If anybody drives by there
3 you'll see everything on the outside of that
4 building. Okay? You have concerns. We
5 have concerns as the fire department.

6 MR. RUSSELL RINALDI: What is the
7 address of the building you're talking
8 about?

9 MR. STULL: I don't know what the
10 other address is.

11 MS. ADAMIAK: It's 550. It's my
12 mother's house. My mother's house is
13 connected to the building, and it was my
14 father's business. The building that my
15 husband is in was a mill. My father was a
16 miller. That first building that's attached
17 to my mom's home was a woodworking mill
18 shop, and I have a small building with a dry
19 kiln to dry lumber and make his moldings.

20 MR. KOMENSKI: Billy, Chief, so you
21 said in the year 2000 you started these
22 inspections?

23 MR. STULL: Correct.

24 MR. KOMENSKI: And how many
25 businesses in the borough have you

1 completed, 200?

2 MR. STULL: It has to be close to
3 that. It's 200, 250. We only have a
4 handful left. Maybe another 20, 30.

5 MS. AVVISATO: I think you did my
6 office maybe two years ago.

7 MR. STULL: All I know is that we've
8 been doing this. We went to Golden
9 Technologies, we did that. That's
10 manufacturing up there. By the time we left
11 up there after their life safety things it
12 cost them tens of thousands of dollars to
13 redo their electrical up there. Not their
14 electrical panels, but daisy chaining
15 extension cords together, having power
16 strips with sewing machines plugged into
17 them that you couldn't do. They spent a lot
18 of money up there.

19 Unimax down in the old Panel Prints
20 building, we did a walk through there the
21 first time. All of his emergency lights
22 were out. A lot of his electrical outlets
23 were not covered, stuff like that. He spent
24 numerous dollars, in the thousands also, to
25 get that up to code. After he brought in

1 (inaudible) down there, we are working with
2 him now to get a fire alarm system in there.
3 He put a sprinkler system in there but it
4 does not notify all the employees that are
5 there that there's some kind of incident
6 going on in that building.

7 We talked to the safety division
8 down in New Jersey, and they are working
9 diligently with the fire department to get
10 that done. We accessed \$150,000 to \$180,000
11 to put into that. That's all through our
12 life safety things that we've been doing.

13 Again, Marylynn, your family, we
14 went through there. Mr. Notari, your
15 brother's place, we went through there. So
16 it's nothing out of the ordinary what we're
17 doing.

18 Finishing up the life safety things,
19 we're also implementing for -- our computer
20 systems in all our vehicles now is a
21 preplan -- I'll just take this one for an
22 example. We go out, we take a measurement
23 of the building. We know there's hazardous
24 materials in there. That building has an
25 icon on it for hazardous materials. When

1 we're responding comm center gives us the
2 information. It comes to our computer
3 system. I get our preplan of their
4 building, it tells me everything that's
5 going on in their building. They have
6 hazards? Yes. Tells me the entry doors,
7 tells me the size of the building, it tells
8 me where the electrical panel is in that
9 building, it tells me if there's gas service
10 to that building. That's what a preplan
11 does.

12 It's not only our fire department.
13 As many of you know, back in the '80s there
14 were four fire departments in town. We're
15 down to one now. We had this conversation a
16 couple years back that this is the last
17 hoorah for us. The next five to ten years
18 you might have a combination fire department
19 in this town.

20 MR. HOOVER: So does every borough
21 do this?

22 MR. STULL: I know for a fact we do
23 it. Greenwood does the same thing that we
24 do. We are a very proactive fire
25 department. We have been for the last

1 probably 30, 40 years. So it's nothing
2 against you or your family. It's just
3 something that we do. We're not targeting
4 you. It's our safety. I'm not going to
5 somebody's house at 2:00 in the morning and
6 explaining to them why their son or daughter
7 is not coming home because of people like
8 you and your business.

9 MS. ADAMIAK: People like me?

10 MR. STULL: Yes, people like that.
11 And if you want to have your lawyer contact
12 them, that's fine, because that's how I
13 feel. That's fine. If you feel you're
14 being targeted I am sorry, because the fire
15 department is not targeting anybody. I
16 don't play politics in this game. It is
17 life safety in our business.

18 MR. RUSSELL RINALDI: Mrs. Adamiak,
19 from you as a resident to us as a borough do
20 you have any questions you're looking from
21 us still or any answers you're looking for?

22 MS. ADAMIAK: I don't know if I'll
23 get them, Russell.

24 MR. RUSSELL RINALDI: You can ask.

25 MS. ADAMIAK: It's just I was told

1 that you have minor infractions and they'll
2 be fixed. You'll get your report. They
3 show up again two days later with code
4 enforcement. Why didn't you tell me that
5 they were going to come back and do code
6 enforcement and a building inspector when
7 you already told me you'll get the report,
8 there's not much, it's minor fixing? And
9 it's been fixed. It's been hard wired.
10 It's been taken care of.

11 MR. RUSSELL RINALDI: Can I ask you
12 a question? Are you against the building
13 being inspected or are you against the way
14 you thought it was handled?

15 MS. ADAMIAK: The way they -- just
16 no -- we were embarrassed. You have these
17 people, customers. Make an appointment. We
18 would have closed. We would have closed and
19 let you in. But you just walk in and say
20 oh --

21 MR. RUSSELL RINALDI: But he didn't
22 just walk in, Mrs. Adamiak, he asked
23 permission. They allowed him in.

24 MS. ADAMIAK: But they didn't --

25 MR. RUSSELL RINALDI: No, I

1 understand what you're saying --

2 MS. ADAMIAK: But we were open for
3 business. They didn't know what these
4 people were going to do. Just the way it
5 was handled. I don't have a problem with
6 fire safety. And if there's empty barrels
7 in back, we'll move them if that's a
8 problem. So I might have 500 cases today.
9 Tomorrow we might have five.

10 MR. STULL: You know what? Your son
11 explained that to me. Okay? He said a lot
12 of this -- and I understand where he's
13 coming from because I do own a business in
14 town. That during the pandemic we had to
15 get more inventory because we have a hard
16 time getting it. Trust me. I have a small
17 games of chance business in town. I had to
18 order paper for six, seven months in advance
19 so I can just have it for my customers. I
20 understand that. But you still need to have
21 the proper documentation of your business.
22 Any kind of hazardous materials that are in
23 there, your building has to be placard for
24 NFPA standard 704. Look that up online.

25 We're not doing anything to hurt

1 you. Your SDS sheets, safety data sheets,
2 we ask them if they can give us an
3 electronic copy for us to have. All
4 corporations in town that we ask them for
5 they e-mailed them to me and I have them.

6 MS. ADAMIAK: We don't have the
7 capability for e-mail down there.

8 MR. STULL: Ma'am, I'm sorry, but
9 that's not how your son explained it to me.
10 He said can we send it to you e-mail, I said
11 absolutely.

12 MS. ADAMIAK: We don't have that
13 capability. It would be a lot of work for
14 me. I know he was going through them. We
15 have until April 5th or something -- May 4th
16 before they come back. But I don't know
17 what -- the attorney said don't let them
18 back in without a warrant.

19 MR. RUSSELL RINALDI: Well,
20 whatever --

21 MR. STULL: One other thing, too.
22 Under that section of the international fire
23 code 2818, section 104.3, the right to
24 enter, it does have on there that if need be
25 we can go to the court and get a warrant to

1 enter. So I don't want to go that route. I
2 really don't. All I'm asking for is for
3 some information, and if they want to play
4 hardball, we're going to play hardball.

5 MS. ADAMIAK: I want to know why
6 they did come back after they told me it was
7 all said and done. Why did you come back a
8 second time?

9 MR. STULL: Again, I explained to
10 you we do a life safety inspection. Mr. Joe
11 Supulski, which is BIU, he's the one that
12 inspects for code violations. Okay? I know
13 hazardous material. He might know something
14 more that I don't know. Okay? I couldn't
15 tell you that those have to be stored here
16 and flammable materials have to be stored
17 someplace. That's what the man gets paid
18 for. That's why he's a third-party
19 inspector. That's why Pennsylvania, back in
20 2008, all the municipalities went with a
21 third-party inspector.

22 We brought Mike Sokolowski in. He
23 is code enforcement for the borough of Old
24 Forge. Okay? We're just letting him know
25 what's out there.

1 MR. RUSSELL RINALDI: Bill, in the
2 past, since 2000, this isn't the first
3 business you've brought the building
4 inspector to or the code enforcement
5 officer. Correct?

6 MR. STULL: No.

7 MR. RUSSELL RINALDI: So he's been
8 to multiple inspections with you.

9 MR. STULL: Yes.

10 MR. RUSSELL RINALDI: Whether the
11 first time, second time, maybe a third time,
12 but there's other businesses, many in town,
13 that you've brought both departments with
14 you?

15 MR. STULL: Yes.

16 MR. RUSSELL RINALDI: Just so you're
17 aware that he didn't just bring the code
18 enforcement to your place and your place
19 only or the building inspector. Do you
20 understand what he was saying? Like, he
21 does, like, the hazardous materials, he does
22 the fire and that, and then he brings the
23 code enforcement officer for the ordinances,
24 the building inspector for building
25 inspection. People who are knowledgeable in

1 certain areas.

2 Now, what you decide to do, whether
3 you take legal action against Mr. Stull or
4 the fire department, whoever you and your
5 lawyer decide, if that's your choice, that's
6 up to you. But, again, before we move on to
7 new business here is there anything else you
8 have for us or questions you have or need
9 any other answers?

10 MS. ADAMIAK: No.

11 MR. RUSSELL RINALDI: Do you have
12 anything for Mr. Stull before we move on?

13 MS. ADAMIAK: No.

14 MR. RUSSELL RINALDI: Bill,
15 anything?

16 MR. STULL: Nothing.

17 MR. RUSSELL RINALDI: Did you want
18 to say anything else or should I move on?

19 MS. ADAMIAK: No.

20 MR. RUSSELL RINALDI: Thank you very
21 much. We appreciate you coming and we
22 appreciate your concerns.

23 Anyone else from the public like to
24 speak before we go into new business? Thank
25 you.

1 First item under new business is
2 going to be a motion to adopt an ordinance
3 adding a portion of First Street to section
4 328-60 of the code of the borough of Old
5 Forge establishing road weight limits for
6 commercial vehicles or tractor-trailers or
7 tractor-trailer combinations from the
8 intersection of Moosic Road south to Miles
9 Street in the borough of Old Forge.

10 MR. NOTARI: I'll make that motion.

11 MR. RUSSELL RINALDI: By Councilman
12 Notari.

13 MR. HOOVER: I'll second it.

14 MR. RUSSELL RINALDI: Seconded by
15 Councilman Hoover. On the question? Public
16 input? Roll call, please.

17 MR. NOTARI: Can't we just eliminate
18 truck traffic on that street?

19 ATTY. RINALDI: It's got to be
20 weight limit.

21 MR. RUSSELL RINALDI: On the
22 question? Public input? Roll call, please.

23 MS. BARTOLETTI: Councilwoman
24 Shotwell?

25 MS. SHOTWELL: Yes.

1 MS. BARTOLETTI: Councilman
2 Komenski?

3 MR. KOMENSKI: Yes.

4 MS. BARTOLETTI: Councilman Notari?

5 MR. NOTARI: Yes.

6 MS. BARTOLETTI: Councilman Butler?

7 MR. BUTLER: Yes.

8 MS. BARTOLETTI: Councilwoman

9 Avvisato?

10 MS. AVVISATO: Yes.

11 MS. BARTOLETTI: Councilman Hoover?

12 MR. HOOVER: Yes.

13 MS. BARTOLETTI: Councilman Rinaldi?

14 MR. RUSSELL RINALDI: Yes. Next

15 item under new business is going to be a
16 motion to reapprove the subdivision at the
17 Gilchrist property located at 107 North
18 Keyser Avenue in Old Forge.

19 MR. HOOVER: I'll make that motion.

20 MR. RUSSELL RINALDI: By Councilman
21 Hoover.

22 MS. AVVISATO: I'll second the
23 motion.

24 MR. RUSSELL RINALDI: Seconded by
25 Councilwoman Avvisato. On the question?

1 Public input?

2 MR. NOTARI: Is it going to do
3 anything different than --

4 ATTY. RINALDI: Well, it saves me
5 having to chase down a plan that somebody's
6 got in the back of their truck that needs to
7 be recorded from umpteen years ago and
8 should have been. It's a lot easier to do
9 it this way than start litigating over it.
10 It was a legal subdivision. The lots were
11 sold, just nobody recorded the plan. The
12 attorney's in Alaska, so I couldn't track
13 him down to say you never recorded it.

14 MR. RUSSELL RINALDI: They probably
15 want it reapproved to record it.

16 ATTY. RINALDI: They need a new
17 signature.

18 MR. RUSSELL RINALDI: On the
19 question? Public input? Roll call, please.

20 MS. BARTOLETTI: Councilwoman
21 Shotwell?

22 MS. SHOTWELL: Yes.

23 MS. BARTOLETTI: Councilman
24 Komenski?

25 MR. KOMENSKI: Yes.

1 MS. BARTOLETTI: Councilman Notari?

2 MR. NOTARI: Yes.

3 MS. BARTOLETTI: Councilman Butler?

4 MR. BUTLER: Yes.

5 MS. BARTOLETTI: Councilwoman

6 Avvisato?

7 MS. AVVISATO: Yes.

8 MS. BARTOLETTI: Councilman Hoover?

9 MR. HOOVER: Yes.

10 MS. BARTOLETTI: Councilman Rinaldi?

11 MR. RUSSELL RINALDI: Yes. Unless
12 any members have anything, there's no more
13 items in new business. We'll go down the
14 table before we adjourn, see if anybody has
15 anything. Mayor Legg?

16 MAYOR LEGG: Thank you. I have
17 nothing.

18 MS. SHOTWELL: Just one thing. We
19 had a meeting of the long range planning
20 committee last week to discuss the
21 possibility of putting out a request for
22 qualifications for a feasibility study for a
23 community center. So I know that Marylynn
24 said she was going to talk with Dave, see
25 what we need to do, what specifications we

1 need to do in order to get that process
2 moving. That's all I have.

3 MR. KOMENSKY: I have nothing.

4 MR. NOTARI: I was approached by a
5 few basketball players that want to put
6 together a type of league at the Miles
7 Street Park. I was told Marylynn is aware
8 of it. What I told them was that Marylynn's
9 first question will be about insurance. But
10 I wanted to put it out there, start a
11 conversation. While it's now April, they
12 wanted to do it in June. So just something
13 we need to talk about going forward.

14 MS. BARTOLETTI: Okay. I did get a
15 request about something else. I figured we
16 would talk about it in one of our recreation
17 meetings. It's for a whiffle ball league at
18 the Marion Street Park.

19 MR. NOTARI: That's all.

20 MR. BUTLER: I'm okay.

21 MS. AVVISATO: I have nothing.

22 MR. HOOVER: Just that 184 Drakes
23 Lane. Anybody take a look at that alleyway?

24 MR. KOMENSKY: I drove by there.

25 MR. HOOVER: It's a mess. I had Joe

1 look at it, I did some research on it. It
2 was a paper street years ago.

3 ATTY. RINALDI: The alleys usually
4 were.

5 MR. HOOVER: I talked to Marylynn
6 about it. Maybe we can get a roller, Joe,
7 put some millings down there when they mill
8 the roads for paving. If we fix it once, we
9 have to fix it again.

10 MS. BARTOLETTI: Yes.

11 MR. HOOVER: I don't know how far
12 you want to go with that. It's a paper
13 alley and we can't do anything for him.

14 ATTY. RINALDI: Joe can say I got
15 extra millings, do you want me to throw them
16 on your alley.

17 MR. HOOVER: I'll ask him about the
18 millings.

19 MR. LENCESKI: I have millings right
20 now.

21 MR. HOOVER: We can't pave it
22 because it's not our alley.

23 MR. RUSSELL RINALDI: I have no
24 items. At this time the chair would
25 entertain a motion to adjourn.

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MS. SHOTWELL: I'll make that
motion.

MR. RUSSELL RINALDI: By
Councilwoman Jones-Shotwell. All in favor?
(Unanimous. Meeting adjourned.)

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C E R T I F I C A T E

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 70 pages, is a true and correct copy, done to the best of my ability, of same and the whole thereof.



Mark Wozniak
Official Court Reporter

\$	328-60 [1] - 64:4 36 [1] - 43:21	47:23, 48:17, 51:4, 51:7, 51:11, 51:15, 51:18, 52:2, 52:5, 53:11, 57:9, 57:22, 57:25, 58:15, 58:24, 59:2, 60:6, 60:12, 61:5, 63:10, 63:13, 63:19	57:21, 63:9 anytime [2] - 28:5, 33:11 anyway [2] - 14:22, 48:20 appealed [1] - 12:21 application [1] - 14:8 applications [1] - 25:9 appointment [6] - 39:16, 40:8, 47:9, 48:17, 48:19, 58:17 appreciate [2] - 63:21, 63:22 approached [1] - 68:4 approval [1] - 26:14 approve [5] - 3:16, 4:18, 5:21, 6:24, 8:1 approved [4] - 26:15, 26:20, 32:22, 37:15 APRIL [1] - 1:9 April [7] - 3:3, 24:1, 37:16, 37:17, 60:15, 68:11 area [2] - 44:25, 50:23 Area [2] - 25:20, 26:1 areas [2] - 36:17, 63:1 arson [1] - 37:5 assessment [1] - 30:17 assigned [2] - 34:4, 34:8 assistant [1] - 23:19 attached [1] - 53:16 attended [1] - 71:4 attention [1] - 22:4 attitude [1] - 37:11 attorney [3] - 15:12, 24:13, 60:17 attorney's [1] - 66:12 attorneys [2] - 38:9 ATTY [16] - 12:21, 14:4, 15:20, 16:2, 18:9, 18:24, 19:7, 19:15, 24:15, 24:20, 26:12, 64:19, 66:4, 66:16, 69:3, 69:14 Auto [1] - 39:10 available [1] - 37:9 Avenue [1] - 65:18 AVVISATO [15] - 1:20, 2:21, 3:21, 4:13, 4:21, 5:16, 6:19, 7:20, 8:22, 22:10, 54:5, 65:10, 65:22, 67:7, 68:21 Avvisato [11] - 2:20, 3:24, 4:12, 4:24, 5:15, 6:18, 7:19, 8:21, 65:9, 65:25, 67:6	aware [2] - 62:17, 68:7
\$10 [1] - 29:23 \$100,000 [1] - 35:20 \$104,00 [1] - 29:18 \$120,000 [1] - 29:13 \$121,000 [1] - 29:9 \$138,000 [1] - 29:7 \$141,000 [1] - 29:17 \$143,000 [1] - 29:12 \$150,000 [1] - 55:10 \$180,000 [1] - 55:10 \$181,000 [1] - 29:15 \$303,000 [1] - 29:16 \$323,000 [1] - 29:5 \$83,000 [1] - 29:10	4	add [2] - 10:1, 26:14 adding [1] - 64:3 address [3] - 3:8, 53:7, 53:10 adjourn [2] - 67:14, 69:25 adjourned [1] - 70:5 adopt [1] - 64:2 adopted [1] - 42:12 adults [2] - 22:10, 34:14 advance [1] - 59:18 aerosol [1] - 44:12 afford [4] - 29:20, 29:22, 30:17 afternoon [1] - 26:14 aggressive [1] - 15:10 Aging [2] - 25:20, 26:1 ago [4] - 17:6, 54:6, 66:7, 69:2 agree [2] - 30:19, 50:12 agreeing [1] - 33:5 agreement [2] - 16:8, 20:11 ahead [2] - 34:19, 40:15 air [1] - 34:24 alarm [1] - 55:2 Alarms [1] - 23:25 Alaska [1] - 66:12 Alicia [1] - 29:6 Allegiance [2] - 2:4, 2:5 alley [3] - 69:13, 69:16, 69:22 alleys [1] - 69:3 alleyway [1] - 68:23 allowed [1] - 58:23 almost [2] - 18:5, 32:16 alternate [2] - 10:2, 10:13 Amendment [3] - 38:10, 38:13, 38:25 amount [1] - 33:24 ANDREW [1] - 1:21 answer [1] - 12:23 answer's [1] - 12:23 answered [3] - 46:20, 52:16, 52:17 answers [3] - 38:22,		B
,				backs [1] - 35:10 bad [2] - 18:7, 30:12 ball [1] - 68:17 Bankruptcy [2] - 29:10, 29:11 bankruptcy [1] - 29:14 barge [2] - 38:17, 41:7 barged [1] - 40:8 barging [1] - 38:11 Barre [1] - 34:6 barrels [1] - 59:6 BARTOLETTI [76] - 1:23, 2:9, 2:12, 2:15, 2:17, 2:19, 2:22, 2:24, 4:1, 4:4, 4:7, 4:9, 4:11, 4:14, 4:16, 5:4, 5:7, 5:10, 5:12, 5:14, 5:17, 5:19, 6:7, 6:10, 6:13, 6:15, 6:17, 6:20, 6:22, 7:8, 7:11, 7:14, 7:16, 7:18, 7:21, 7:23, 8:10, 8:13, 8:16, 8:18, 8:20, 8:23, 8:25, 11:19, 11:22, 16:4, 17:8, 17:19, 17:23, 18:5, 18:18, 20:13, 24:6, 25:3, 25:17, 26:25, 27:5, 28:2, 33:21, 48:21, 64:23, 65:1, 65:4, 65:6, 65:8, 65:11, 65:13, 66:20, 66:23, 67:1, 67:3, 67:5, 67:8, 67:10, 68:14, 69:10 Bartoletti [1] - 25:2 Bartoletti's [1] - 39:8 basement [1] - 13:23 bases [1] - 30:15 basin [1] - 11:7 basketball [2] - 22:9, 68:5 beginning [1] - 28:25 behind [3] - 40:2, 40:14, 43:15 belief [1] - 42:18 benefit [1] - 49:25 best [1] - 71:7 better [2] - 49:3, 49:14 between [1] - 32:16 beyond [1] - 17:21 bid [1] - 10:1 bike [2] - 23:12, 23:14 bikes [1] - 22:2 bill [7] - 15:18, 19:9,
'80s [1] - 56:13	6			
1	68 [1] - 37:25 6:00 [1] - 23:2			
1,500 [1] - 43:2 104.3 [2] - 42:13, 60:23 107 [1] - 65:17 10:00 [1] - 23:2 16 [2] - 1:9, 3:3 18 [1] - 32:16 184 [1] - 68:22 1956 [2] - 37:22, 37:25 1958 [1] - 35:4 1980 [1] - 35:4	7			
	70 [1] - 71:6 704 [2] - 44:8, 59:24 7:00 [1] - 1:10			
2	9			
2 [1] - 24:2 20 [2] - 12:22, 54:4 200 [3] - 46:2, 54:1, 54:3 2000 [3] - 40:23, 53:21, 62:2 2008 [2] - 42:12, 61:20 2020 [1] - 45:24 2024 [2] - 1:9, 3:3 25 [2] - 22:8, 45:25 250 [2] - 46:2, 54:3 2818 [1] - 60:23 28th [1] - 36:7 2:00 [2] - 23:2, 57:5 2nd [1] - 37:17	90 [1] - 33:12 9:00 [1] - 24:2			
3	A			
30 [6] - 22:8, 43:3, 45:16, 45:25, 54:4, 57:1 30th [1] - 24:1 314 [1] - 1:12	abandoned [1] - 19:5 ability [1] - 71:7 able [3] - 25:25, 26:3, 50:10 absolutely [1] - 60:11 accept [1] - 26:22 accessed [1] - 55:10 accomplish [2] - 49:15, 49:16 accord [1] - 43:18 account [2] - 4:20, 5:23 action [1] - 63:3 actual [1] - 10:8 Adamiak [6] - 35:24, 48:23, 49:5, 50:13, 57:18, 58:22 ADAMIAK [35] - 35:25, 40:7, 40:15, 41:8, 41:11, 41:15, 42:3, 42:8, 42:24, 43:12, 45:13, 47:3, 47:20,			

<p>23:19, 40:19, 46:10, 62:1, 63:14</p> <p>Bill [6] - 16:1, 24:12, 24:25, 49:2, 49:19</p> <p>Billy [1] - 53:20</p> <p>bit [2] - 49:24, 50:2</p> <p>BIU [4] - 16:4, 17:25, 45:6, 61:11</p> <p>blows [4] - 36:25, 38:21, 51:5, 51:19</p> <p>body [2] - 16:14, 34:1</p> <p>boom [1] - 27:17</p> <p>Borough [2] - 3:2, 25:1</p> <p>borough [17] - 13:25, 24:3, 30:3, 30:14, 36:16, 37:14, 38:2, 38:19, 39:19, 49:20, 50:23, 53:25, 56:20, 57:19, 61:23, 64:4, 64:9</p> <p>BOROUGH [2] - 1:1, 1:23</p> <p>bought [2] - 37:23, 37:24</p> <p>box [1] - 43:19</p> <p>boxes [1] - 26:10</p> <p>boys [1] - 36:19</p> <p>bracelets [1] - 33:4</p> <p>breaker [1] - 43:19</p> <p>brief [1] - 24:21</p> <p>bring [1] - 62:17</p> <p>bringing [1] - 48:22</p> <p>brings [1] - 62:22</p> <p>broken [1] - 27:6</p> <p>brother's [1] - 55:15</p> <p>brought [4] - 54:25, 61:22, 62:3, 62:13</p> <p>brush [1] - 44:25</p> <p>bucket [3] - 27:2, 27:6, 28:4</p> <p>build [2] - 28:15, 29:22</p> <p>BUILDING [1] - 1:11</p> <p>building [51] - 16:1, 16:9, 16:11, 16:12, 28:14, 35:3, 35:8, 37:1, 37:19, 37:22, 37:23, 38:1, 38:11, 38:15, 38:16, 38:20, 40:25, 42:21, 43:2, 43:4, 44:2, 44:9, 45:7, 45:17, 45:20, 49:5, 50:4, 50:5, 53:1, 53:4, 53:7, 53:13, 53:14, 53:16, 53:18, 54:20, 55:6, 55:23, 55:24, 56:4, 56:5, 56:7, 56:9, 56:10, 58:6, 58:12,</p>	<p>59:23, 62:3, 62:19, 62:24</p> <p>building's [1] - 37:22</p> <p>buildings [1] - 42:19</p> <p>built [1] - 28:20</p> <p>burst [2] - 36:11, 37:25</p> <p>business [31] - 3:13, 28:10, 36:2, 36:10, 36:18, 38:8, 39:9, 39:15, 40:11, 40:12, 41:21, 47:6, 47:13, 47:15, 47:16, 47:17, 47:24, 48:25, 53:14, 57:8, 57:17, 59:3, 59:13, 59:17, 59:21, 62:3, 63:7, 63:24, 64:1, 65:15, 67:13</p> <p>businesses [6] - 40:22, 45:25, 46:2, 49:18, 53:25, 62:12</p> <p>busy [1] - 46:13</p> <p>Butler [11] - 2:17, 3:20, 4:9, 5:2, 5:12, 6:15, 7:16, 8:8, 8:18, 65:6, 67:3</p> <p>BUTLER [18] - 1:21, 2:18, 3:18, 4:10, 4:25, 5:13, 6:16, 7:17, 8:6, 8:19, 15:22, 17:1, 17:14, 17:21, 18:11, 65:7, 67:4, 68:20</p> <p>button [1] - 52:17</p> <p>buying [1] - 28:4</p>	<p>caving [1] - 17:4</p> <p>CDBG [2] - 25:18, 26:5</p> <p>CDM [2] - 36:2, 36:9</p> <p>center [10] - 25:16, 28:20, 29:23, 30:2, 34:10, 34:11, 34:12, 35:14, 56:1, 67:23</p> <p>centers [2] - 26:1, 26:7</p> <p>certain [1] - 63:1</p> <p>certify [1] - 71:4</p> <p>chaining [1] - 54:14</p> <p>chair [1] - 69:24</p> <p>chance [1] - 59:17</p> <p>change [3] - 11:19, 14:9, 27:21</p> <p>changed [1] - 26:6</p> <p>chase [1] - 66:5</p> <p>chased [1] - 15:8</p> <p>chat [1] - 15:21</p> <p>chatter [1] - 21:22</p> <p>check [6] - 18:15, 19:22, 26:10, 28:13, 28:16, 29:2</p> <p>checked [2] - 26:17, 28:21</p> <p>checking [1] - 22:16</p> <p>Cherundolo [1] - 15:12</p> <p>Chief [1] - 53:20</p> <p>CHIEF [20] - 14:21, 15:11, 16:13, 16:18, 16:23, 20:25, 21:11, 21:20, 22:6, 22:11, 22:14, 22:21, 23:1, 23:5, 23:11, 24:18, 31:6, 31:9, 34:3, 35:19</p> <p>chief [9] - 15:6, 20:23, 21:13, 22:18, 23:18, 23:19, 32:17, 33:11, 33:21</p> <p>choice [1] - 63:5</p> <p>choose [1] - 41:1</p> <p>Christmas [2] - 27:3, 27:20</p> <p>Christopher [1] - 37:10</p> <p>Church [1] - 29:18</p> <p>citation [4] - 13:2, 13:4, 13:15, 14:17</p> <p>citations [1] - 13:1</p> <p>cite [5] - 13:18, 15:22, 15:25, 16:22, 16:24</p> <p>cited [1] - 13:5</p> <p>citing [2] - 15:17, 16:8</p> <p>citizens [1] - 39:1</p> <p>clarification [1] - 39:3</p> <p>class [1] - 41:19</p>	<p>clientele [1] - 22:16</p> <p>close [2] - 47:10, 54:2</p> <p>closed [2] - 58:18</p> <p>coal [1] - 37:24</p> <p>code [25] - 11:25, 18:9, 19:8, 37:18, 38:15, 40:24, 41:3, 42:12, 42:15, 42:17, 42:20, 43:18, 45:4, 52:9, 54:25, 58:3, 58:5, 60:23, 61:12, 61:23, 62:4, 62:17, 62:23, 64:4</p> <p>codes [1] - 45:9</p> <p>combination [1] - 56:18</p> <p>combinations [1] - 64:7</p> <p>coming [4] - 11:21, 57:7, 59:13, 63:21</p> <p>comm [1] - 56:1</p> <p>comment [1] - 28:11</p> <p>commercial [1] - 64:6</p> <p>committee [3] - 49:8, 49:12, 67:20</p> <p>community [7] - 30:2, 34:12, 34:13, 34:23, 35:7, 35:14, 67:23</p> <p>company [2] - 37:24, 46:8</p> <p>complaint [2] - 11:16, 12:22</p> <p>complaints [1] - 37:21</p> <p>completed [1] - 54:1</p> <p>completely [1] - 39:6</p> <p>computer [2] - 55:19, 56:2</p> <p>computer's [1] - 13:12</p> <p>computers [1] - 43:25</p> <p>concern [3] - 43:7, 44:24, 45:18</p> <p>concerns [3] - 53:4, 53:5, 63:22</p> <p>condemn [2] - 18:21, 20:4</p> <p>condemnable [2] - 18:8, 18:17</p> <p>condemning [1] - 19:10</p> <p>condition [2] - 12:20, 42:20</p> <p>conducting [1] - 36:2</p> <p>connected [1] - 53:13</p> <p>considered [1] - 41:18</p> <p>consisting [1] - 71:6</p> <p>constructed [1] - 30:3</p> <p>construction [1] - 35:1</p> <p>contact [1] - 57:11</p> <p>contacted [2] - 34:25,</p>	<p>38:23</p> <p>container [1] - 45:1</p> <p>containers [4] - 37:2, 44:11, 45:16, 45:17</p> <p>continue [2] - 15:1, 39:21</p> <p>continuous [1] - 23:4</p> <p>continuously [1] - 23:17</p> <p>controls [1] - 27:16</p> <p>conversation [2] - 56:15, 68:11</p> <p>copy [4] - 14:22, 45:12, 60:3, 71:7</p> <p>cordial [1] - 42:6</p> <p>cords [1] - 54:15</p> <p>corner [2] - 21:4, 39:14</p> <p>corporations [1] - 60:4</p> <p>correct [7] - 12:13, 16:1, 45:12, 48:4, 53:23, 62:5, 71:7</p> <p>correctional [1] - 32:7</p> <p>cost [6] - 10:16, 10:17, 28:22, 34:18, 35:3, 54:12</p> <p>COUNCIL [3] - 1:1, 1:5, 1:17</p> <p>council [6] - 3:13, 32:18, 34:20, 35:7, 37:14, 42:12</p> <p>councilman [1] - 28:12</p> <p>Councilman [53] - 2:12, 2:15, 2:17, 2:22, 2:24, 3:19, 4:4, 4:7, 4:9, 4:14, 4:16, 5:2, 5:7, 5:10, 5:12, 5:17, 5:19, 6:1, 6:10, 6:13, 6:15, 6:20, 6:22, 7:2, 7:6, 7:11, 7:14, 7:16, 7:21, 7:23, 8:4, 8:8, 8:13, 8:16, 8:18, 8:23, 8:25, 9:18, 14:14, 35:12, 64:11, 64:15, 65:1, 65:4, 65:6, 65:11, 65:13, 65:20, 66:23, 67:1, 67:3, 67:8, 67:10</p> <p>Councilwoman [22] - 2:9, 2:19, 3:24, 4:1, 4:11, 4:24, 5:4, 5:14, 6:5, 6:7, 6:17, 7:8, 7:18, 8:10, 8:20, 21:6, 64:23, 65:8, 65:25, 66:20, 67:5, 70:4</p> <p>County [1] - 25:20</p>
	C			
<p>cam [1] - 16:14</p> <p>camera [4] - 16:23, 41:11, 51:7, 52:16</p> <p>cameras [5] - 36:21, 51:8, 51:11, 51:22, 52:4</p> <p>cams [1] - 34:1</p> <p>cannot [3] - 29:22, 31:20, 43:20</p> <p>cans [2] - 44:12, 44:22</p> <p>capability [2] - 60:7, 60:13</p> <p>car [5] - 13:14, 15:23, 16:20, 39:12, 39:13</p> <p>car's [1] - 16:19</p> <p>card [1] - 41:21</p> <p>care [4] - 15:20, 31:2, 36:6, 58:10</p> <p>career [1] - 31:24</p> <p>case [1] - 10:2</p> <p>cases [2] - 44:20, 59:8</p> <p>catch [1] - 11:7</p>				

<p>county [1] - 26:18</p> <p>couple [8] - 9:10, 9:23, 10:22, 25:12, 25:21, 26:10, 44:17, 56:16</p> <p>course [1] - 31:12</p> <p>courses [2] - 31:5, 32:21</p> <p>court [1] - 60:25</p> <p>Court [2] - 1:25, 71:24</p> <p>cover [1] - 10:16</p> <p>covered [4] - 10:2, 36:16, 43:18, 54:23</p> <p>creates [1] - 21:16</p> <p>Cross [1] - 23:24</p> <p>curb [1] - 10:21</p> <p>current [2] - 12:20, 26:21</p> <p>customers [5] - 36:18, 40:11, 47:7, 58:17, 59:19</p>	<p>different [5] - 12:14, 26:4, 28:21, 49:24, 66:3</p> <p>differently [1] - 49:17</p> <p>dig [1] - 11:11</p> <p>diligently [1] - 55:9</p> <p>director [1] - 25:23</p> <p>disagreeing [1] - 48:1</p> <p>discolored [1] - 11:18</p> <p>discuss [3] - 49:5, 49:13, 67:20</p> <p>discussed [2] - 35:13, 49:19</p> <p>discussing [1] - 30:13</p> <p>Distributors [2] - 36:3, 36:9</p> <p>division [1] - 55:7</p> <p>documentation [1] - 59:21</p> <p>dogs [1] - 22:2</p> <p>dollars [3] - 28:15, 54:12, 54:24</p> <p>done [13] - 9:12, 9:25, 10:8, 11:4, 19:2, 20:13, 28:6, 31:20, 32:24, 34:16, 55:10, 61:7, 71:7</p> <p>door [3] - 36:22, 52:8, 52:15</p> <p>doors [3] - 17:13, 36:11, 56:6</p> <p>double [2] - 21:18, 26:17</p> <p>double-checked [1] - 26:17</p> <p>down [28] - 3:11, 10:23, 12:10, 12:17, 13:25, 17:2, 17:24, 18:23, 19:12, 19:18, 19:21, 22:20, 22:24, 22:25, 27:6, 32:12, 32:19, 45:9, 54:19, 55:1, 55:8, 56:15, 60:7, 66:5, 66:13, 67:13, 69:7</p> <p>DPW [1] - 9:4</p> <p>drain [1] - 9:21</p> <p>Drake [1] - 19:23</p> <p>Drake's [1] - 20:4</p> <p>Drakes [1] - 68:22</p> <p>drive [1] - 17:3</p> <p>Drive [1] - 9:11</p> <p>drives [1] - 53:2</p> <p>driveway [3] - 9:10, 9:11, 11:7</p> <p>driving [1] - 21:16</p> <p>drop [1] - 21:3</p> <p>dropped [1] - 20:11</p> <p>drove [2] - 43:4, 68:24</p> <p>drums [1] - 43:5</p>	<p>dry [2] - 53:18, 53:19</p> <p>DUBERNAS [20] - 14:21, 15:11, 16:13, 16:18, 16:23, 20:25, 21:11, 21:20, 22:6, 22:11, 22:14, 22:21, 23:1, 23:5, 23:11, 24:18, 31:6, 31:9, 34:3, 35:19</p> <p>Dubernas [2] - 20:23, 32:17</p> <p>due [2] - 12:23, 26:5</p> <p>Dunbar's [1] - 39:10</p> <p>during [2] - 39:15, 59:14</p> <p>Duryea [1] - 27:24</p>	<p>32:21, 33:8, 33:25</p> <p>ESQUIRE [1] - 1:22</p> <p>establishing [1] - 64:5</p> <p>estate [1] - 24:21</p> <p>evening [1] - 2:1</p> <p>event [1] - 50:2</p> <p>eventually [1] - 13:22</p> <p>everywhere [3] - 36:22, 51:9, 51:12</p> <p>exact [1] - 34:16</p> <p>example [1] - 55:22</p> <p>excuse [2] - 28:17, 41:9</p> <p>executive [3] - 15:21, 24:21, 25:11</p> <p>existing [1] - 42:18</p> <p>expect [1] - 46:18</p> <p>expensive [1] - 35:5</p> <p>experienced [1] - 50:16</p> <p>explain [4] - 40:3, 40:17, 41:22, 48:21</p> <p>explained [9] - 37:8, 40:4, 41:24, 43:17, 43:22, 52:11, 59:11, 60:9, 61:9</p> <p>explaining [1] - 57:6</p> <p>extend [1] - 30:7</p> <p>extension [1] - 54:15</p> <p>extra [2] - 22:24, 69:15</p> <p>eye [1] - 14:14</p>	<p>13:15</p> <p>finish [1] - 34:14</p> <p>finished [1] - 49:7</p> <p>finishing [1] - 55:18</p> <p>fire [38] - 23:19, 23:23, 24:1, 31:18, 36:1, 37:1, 39:24, 41:3, 41:17, 41:19, 42:11, 42:14, 42:17, 43:7, 43:18, 44:15, 44:25, 45:1, 45:18, 50:3, 51:1, 51:25, 52:3, 52:19, 52:20, 52:25, 53:5, 55:2, 55:9, 56:12, 56:14, 56:18, 56:24, 57:14, 59:6, 60:22, 62:22, 63:4</p> <p>fireman [1] - 50:17</p> <p>firemen [4] - 36:7, 49:13, 50:5, 50:24</p> <p>firemen's [1] - 50:1</p> <p>First [3] - 24:17, 38:13, 64:3</p> <p>first [20] - 3:15, 9:3, 15:3, 15:6, 21:8, 24:4, 25:3, 32:17, 39:4, 39:5, 39:22, 40:5, 44:4, 53:16, 54:21, 62:2, 62:11, 64:1, 68:9</p> <p>five [5] - 21:3, 23:9, 44:20, 56:17, 59:9</p> <p>fix [3] - 27:8, 69:8, 69:9</p> <p>fixed [5] - 27:12, 28:3, 47:8, 58:2, 58:9</p> <p>fixing [1] - 58:8</p> <p>flag [1] - 11:16</p> <p>flags [1] - 27:20</p> <p>flammable [4] - 43:19, 44:12, 45:15, 61:16</p> <p>flammables [1] - 37:4</p> <p>flood [1] - 17:16</p> <p>follow [1] - 19:17</p> <p>followed [2] - 17:11, 18:4</p> <p>foot [1] - 17:18</p> <p>forbid [1] - 50:3</p> <p>force [4] - 34:5, 34:8, 38:4, 48:9</p> <p>foreclosure [2] - 29:4, 29:6</p> <p>foregoing [2] - 71:4, 71:6</p> <p>FORGE [4] - 1:1, 1:2, 1:11, 1:13</p> <p>Forge [6] - 3:2, 29:3, 61:24, 64:5, 64:9, 65:18</p> <p>forward [2] - 50:10,</p>
D		E		
<p>daisy [1] - 54:14</p> <p>Dale's [1] - 17:1</p> <p>dangerous [1] - 42:21</p> <p>data [1] - 60:1</p> <p>daughter [1] - 57:6</p> <p>Dave [8] - 18:14, 19:21, 20:7, 20:22, 39:11, 39:12, 67:24</p> <p>days [4] - 9:23, 12:22, 37:16, 58:3</p> <p>DEA [1] - 34:6</p> <p>December [1] - 20:1</p> <p>decent [2] - 29:24, 35:2</p> <p>decide [3] - 10:14, 63:2, 63:5</p> <p>decided [4] - 11:13, 27:10, 27:11, 28:2</p> <p>dedicated [1] - 50:16</p> <p>deeds [1] - 26:22</p> <p>department [29] - 3:6, 6:25, 8:1, 9:4, 23:23, 24:1, 30:23, 31:3, 31:12, 32:19, 34:7, 36:1, 39:24, 41:3, 41:17, 41:19, 43:8, 44:15, 45:18, 51:1, 51:25, 52:25, 53:5, 55:9, 56:12, 56:18, 56:25, 57:15, 63:4</p> <p>departments [2] - 56:14, 62:13</p> <p>deputy [1] - 32:5</p> <p>desk [1] - 43:16</p> <p>developed [1] - 34:19</p> <p>developer [1] - 26:16</p>		<p>e-mail [2] - 60:7, 60:10</p> <p>e-mailed [1] - 60:5</p> <p>easier [2] - 50:2, 66:8</p> <p>East [1] - 29:17</p> <p>easy [1] - 32:8</p> <p>echo [2] - 33:10, 50:20</p> <p>Edgewood [1] - 9:11</p> <p>eight [2] - 17:18, 19:1</p> <p>electrical [4] - 54:13, 54:14, 54:22, 56:8</p> <p>electricity [2] - 37:3, 44:23</p> <p>electronic [1] - 60:3</p> <p>eliminate [1] - 64:17</p> <p>embarrassed [1] - 58:16</p> <p>emergency [1] - 54:21</p> <p>Emlaw [1] - 12:3</p> <p>employees [3] - 38:2, 38:19, 55:4</p> <p>empty [3] - 11:10, 43:5, 59:6</p> <p>end [4] - 3:9, 10:14, 13:25, 25:24</p> <p>enforce [3] - 21:24, 22:12, 42:16</p> <p>enforcement [13] - 32:4, 37:19, 38:15, 40:24, 41:4, 45:4, 52:10, 58:4, 58:6, 61:23, 62:4, 62:18, 62:23</p> <p>enforcement/zoning [1] - 12:1</p> <p>enforcing [1] - 22:1</p> <p>engineer [3] - 14:5, 20:7, 35:1</p> <p>enter [2] - 60:24, 61:1</p> <p>entertain [1] - 69:25</p> <p>entry [2] - 42:14, 56:6</p> <p>equipment [4] - 31:1,</p>	<p>face [1] - 14:20</p> <p>fact [2] - 26:5, 56:22</p> <p>family [2] - 55:13, 57:2</p> <p>far [2] - 19:9, 69:11</p> <p>faster [1] - 50:8</p> <p>father [1] - 53:15</p> <p>father's [2] - 39:9, 53:14</p> <p>fault [1] - 14:1</p> <p>favor [1] - 70:4</p> <p>FBI [1] - 34:5</p> <p>feasibility [4] - 28:13, 28:16, 29:1, 67:22</p> <p>feet [1] - 43:3</p> <p>few [4] - 3:5, 3:9, 30:1, 68:5</p> <p>fieldwork [2] - 9:19, 10:7</p> <p>figure [1] - 11:1</p> <p>figured [1] - 68:15</p> <p>filed [1] - 12:22</p> <p>financial [1] - 25:5</p> <p>fine [6] - 12:4, 12:6, 35:9, 43:7, 57:12, 57:13</p> <p>fined [2] - 12:13,</p>	
		F		

68:13 four [5] - 23:9, 28:1, 46:2, 56:14 Fourth [2] - 38:10, 38:25 fourth [1] - 6:23 fraud [1] - 32:8 free [1] - 35:18 Friday [3] - 52:13, 52:15, 52:22 front [3] - 11:7, 16:14, 32:25 frugal [1] - 30:22 fund [1] - 26:6 funding [1] - 26:9	30:25, 32:14 H half [3] - 22:17, 29:24, 35:2 half-decent [2] - 29:24, 35:2 half-hour [1] - 22:17 hand [1] - 41:21 handed [1] - 26:13 handful [1] - 54:4 handle [1] - 50:7 handled [2] - 58:14, 59:5 hang [1] - 19:1 hanging [1] - 18:12 harassing [1] - 36:19 hard [2] - 58:9, 59:15 hardball [2] - 61:4 harness [1] - 27:16 hazard [1] - 21:17 hazardous [9] - 42:22, 44:7, 52:1, 55:23, 55:25, 59:22, 61:13, 62:21 hazards [1] - 56:6 Hazleton [1] - 34:6 hazmat [1] - 44:3 head [1] - 9:4 heads [1] - 3:6 hear [6] - 3:5, 3:12, 15:19, 28:25, 34:22, 37:7 heard [3] - 14:4, 17:7, 31:19 hearing [4] - 18:25, 39:5, 39:23, 40:5 heart [1] - 50:18 heat [3] - 37:2, 44:24, 45:1 helmets [1] - 34:2 help [3] - 27:9, 39:1, 49:21 hereby [1] - 71:4 high [1] - 21:8 himself [1] - 32:1 hit [1] - 46:1 hold [2] - 25:8, 26:8 home [2] - 53:17, 57:7 hook [2] - 25:19, 25:25 hoorah [1] - 56:17 HOOVER [29] - 1:20, 2:23, 4:15, 5:18, 6:21, 7:4, 7:22, 8:24, 10:12, 11:5, 12:25, 13:8, 13:12, 27:1, 27:18, 27:25, 45:19, 46:3, 56:20, 64:13,	65:12, 65:19, 67:9, 68:22, 68:25, 69:5, 69:11, 69:17, 69:21 Hoover [13] - 2:22, 4:14, 5:17, 6:20, 7:6, 7:21, 8:23, 9:18, 14:15, 64:15, 65:11, 65:21, 67:8 hour [2] - 22:17, 23:6 hours [3] - 23:10, 28:1 house [4] - 17:1, 53:12, 57:5 housekeeping [3] - 3:5, 3:15, 7:25 houses [2] - 29:19, 30:9 hundred [3] - 33:13, 35:22, 44:20 hurt [2] - 18:13, 59:25 husband [7] - 36:5, 37:7, 41:13, 41:23, 43:15, 43:23, 53:15 Hydraulics [1] - 27:14 hysterical [1] - 37:7	inspectors [1] - 45:7 inspects [1] - 61:12 instance [2] - 48:9, 48:15 instances [1] - 12:15 Institute [1] - 38:23 insurance [4] - 17:16, 36:17, 38:18, 68:9 intentions [2] - 50:25 international [3] - 42:11, 42:14, 60:22 interrupt [1] - 46:11 intersection [1] - 64:8 introduced [1] - 43:1 inventory [1] - 59:15 invoices [2] - 5:21, 8:1 involved [2] - 50:17, 51:3 issues [1] - 30:24 item [6] - 4:18, 5:21, 6:24, 7:25, 64:1, 65:15 items [3] - 9:5, 67:13, 69:24	37:6 kiln [1] - 53:19 kind [7] - 9:21, 11:12, 15:9, 26:8, 27:8, 55:5, 59:22 knock [1] - 18:23 knocked [2] - 19:20, 52:15 knocking [2] - 19:11, 19:18 knowledge [1] - 62:25 Komenski [9] - 2:13, 4:5, 5:8, 6:2, 6:11, 7:12, 8:14, 65:2, 66:24 KOMENSKI [12] - 1:21, 4:6, 5:9, 6:12, 7:13, 8:15, 18:7, 19:23, 53:20, 53:24, 65:3, 66:25 KOMENSKY [6] - 2:14, 5:24, 20:3, 25:15, 68:3, 68:24
G gallon [3] - 43:5, 45:16 game [1] - 57:16 games [1] - 59:17 gang [5] - 30:24, 31:15, 32:13, 34:4, 34:8 gang-related [3] - 30:24, 31:15, 32:13 gangs [1] - 33:17 garage [1] - 19:23 garbage [1] - 31:17 Garber [1] - 29:11 gas [1] - 56:9 gentlemen [4] - 2:2, 3:1, 36:23, 39:18 George [1] - 39:10 Gilchrist [1] - 65:17 Gilmartin [1] - 31:9 given [5] - 21:19, 29:22, 33:13, 33:15, 40:24 God [1] - 50:3 Golden [1] - 54:8 government [1] - 39:2 Grace [1] - 29:4 grade [1] - 17:18 granddaughter [1] - 32:5 grant [3] - 25:9, 34:1, 35:20 granted [1] - 48:4 great [1] - 21:15 Greenwood [1] - 56:23 growing [1] - 18:19 guard [1] - 32:7 guess [1] - 43:6 guy [3] - 31:7, 31:10, 31:11 guys [7] - 19:4, 22:15, 23:22, 28:21, 29:3,	I icon [1] - 55:25 impinges [1] - 45:1 implementing [1] - 55:19 important [1] - 32:24 IN [1] - 1:5 inaudible [1] - 55:1 inches [1] - 43:21 incident [3] - 22:15, 39:22, 55:5 include [2] - 4:19, 5:22 information [4] - 9:20, 43:25, 56:2, 61:3 infractions [2] - 37:12, 58:1 infringed [1] - 39:2 input [9] - 3:25, 5:3, 6:6, 7:7, 8:9, 64:16, 64:22, 66:1, 66:19 inside [1] - 45:17 inspect [1] - 51:1 inspected [1] - 58:13 inspection [5] - 41:25, 42:16, 46:12, 61:10, 62:25 inspections [6] - 39:25, 40:22, 41:20, 50:20, 53:22, 62:8 inspector [8] - 37:20, 38:15, 58:6, 61:19, 61:21, 62:4, 62:19, 62:24	J JAMES [1] - 1:20 Jason [2] - 20:23, 32:10 Jay [1] - 23:18 JENNA [1] - 1:22 Jersey [1] - 55:8 Jimmy [2] - 32:6, 49:9 Joan [1] - 32:15 Joanie [1] - 28:11 job [1] - 50:1 Joe [16] - 9:4, 9:5, 9:9, 9:16, 11:6, 11:24, 16:3, 27:9, 45:4, 45:10, 52:10, 61:10, 68:25, 69:6, 69:14 Johnson [1] - 39:13 JONES [1] - 1:22 Jones [2] - 6:5, 70:4 Jones-Shotwell [2] - 6:5, 70:4 Josephine [1] - 20:12 joy [1] - 31:13 June [1] - 68:12 junk [1] - 17:11 Justice [1] - 38:24	L Lackawanna [1] - 25:20 ladies [2] - 2:2, 3:1 Lane [2] - 20:4, 68:23 last [10] - 7:24, 14:8, 22:8, 25:6, 26:18, 46:2, 48:23, 56:16, 56:25, 67:20 law [1] - 32:4 lawn [1] - 36:6 Lawrence [1] - 29:8 lawyer [2] - 57:11, 63:5 laying [1] - 42:23 league [2] - 68:6, 68:17 least [1] - 27:19 leave [5] - 37:11, 42:1, 46:9, 48:14, 48:15 left [6] - 18:20, 36:20, 36:21, 48:24, 54:4, 54:10 leg [1] - 33:4 legal [3] - 47:15, 63:3, 66:10 Legg [1] - 67:15 LEGG [2] - 1:23, 67:16 Lenceski [1] - 9:4 LENCESKI [4] - 9:6, 27:13, 27:22, 69:19 letter [1] - 17:6 letting [2] - 49:18, 61:24	
		K keep [3] - 14:13, 15:16, 34:9 Keyser [1] - 65:18 kids [6] - 18:11, 22:2, 22:6, 31:22, 33:3,		

<p>lien [1] - 18:25 life [7] - 41:24, 45:6, 54:11, 55:12, 55:18, 57:17, 61:10 lights [1] - 54:21 limit [1] - 64:20 limits [1] - 64:5 link [1] - 24:6 liquids [1] - 45:15 list [4] - 10:11, 10:13, 11:14, 26:14 literally [2] - 36:12, 52:18 litigating [1] - 66:9 litigation [1] - 24:22 Lives [1] - 23:25 local [1] - 38:9 located [1] - 65:17 location [1] - 36:10 Lonesome [1] - 39:13 look [6] - 36:13, 40:10, 53:1, 59:24, 68:23, 69:1 looked [3] - 28:24, 43:2, 43:15 looking [5] - 34:10, 34:11, 39:3, 57:20, 57:21 LOPATKA [7] - 9:15, 10:7, 10:18, 14:11, 20:9, 20:16, 20:20 Lopatka [1] - 20:7 losing [2] - 29:19, 30:8 lost [1] - 31:24 loud [1] - 15:10 low [1] - 10:21 lumber [1] - 53:19</p>	<p>Mark [2] - 1:25, 71:23 Maryann [1] - 35:24 Marylynn [12] - 20:11, 25:1, 25:14, 28:8, 28:9, 48:18, 50:20, 52:20, 55:13, 67:23, 68:7, 69:5 MARYLYNN [1] - 1:23 Marylynn's [1] - 68:8 material [2] - 42:23, 61:13 materials [9] - 12:5, 43:19, 44:7, 52:1, 55:24, 55:25, 59:22, 61:16, 62:21 math [1] - 44:21 matter [2] - 24:21, 24:22 Maxson [2] - 21:1, 24:19 mayor [2] - 3:12, 67:15 MAYOR [2] - 1:23, 67:16 McDonald [1] - 25:23 mean [5] - 38:20, 46:14, 48:10, 50:24, 51:4 means [1] - 22:1 measurement [1] - 55:22 MEETING [1] - 1:5 meeting [20] - 2:3, 3:2, 3:4, 3:10, 3:17, 9:5, 9:7, 12:2, 20:8, 20:10, 20:14, 20:24, 23:20, 24:14, 25:2, 25:6, 49:12, 50:10, 67:19, 70:5 meetings [1] - 68:17 members [3] - 3:13, 31:15, 67:12 MEMBERS [1] - 1:17 mentioned [1] - 25:6 Mercedes [1] - 13:8 mess [1] - 68:25 message [2] - 21:7, 48:24 met [1] - 37:11 MICHAEL [1] - 1:21 Michelle [2] - 31:19, 49:8 MICHELLE [1] - 1:20 might [4] - 56:18, 59:8, 59:9, 61:13 Mike [11] - 11:25, 14:13, 15:16, 16:25, 18:15, 19:22, 20:6, 45:11, 49:9, 61:22 Miles [6] - 10:20,</p>	<p>11:17, 21:1, 24:19, 64:8, 68:6 mill [4] - 10:3, 53:15, 53:17, 69:7 miller [1] - 53:16 millings [4] - 69:7, 69:15, 69:18, 69:19 million [5] - 28:15, 29:23, 35:3, 35:8 mind [1] - 40:13 mine [1] - 36:4 minor [4] - 26:15, 37:12, 58:1, 58:8 minute [2] - 21:3, 52:18 minutes [2] - 3:9, 3:16 missed [1] - 26:12 missing [2] - 10:21, 45:8 moldings [1] - 53:19 mom's [1] - 53:17 Mondays [1] - 23:13 money [8] - 19:4, 19:13, 19:19, 19:20, 30:7, 30:23, 35:15, 54:18 months [2] - 17:6, 59:18 Moosic [2] - 24:18, 64:8 morning [2] - 24:2, 57:5 most [1] - 18:1 mother [1] - 36:3 mother's [2] - 53:12 motion [19] - 3:15, 3:16, 3:18, 3:22, 4:18, 4:22, 5:21, 5:25, 6:24, 7:1, 7:25, 8:3, 64:2, 64:10, 65:16, 65:19, 65:23, 69:25, 70:2 motions [1] - 3:5 move [8] - 9:3, 27:17, 43:12, 43:14, 59:7, 63:6, 63:12, 63:18 moving [1] - 68:2 MR [263] - 2:1, 2:7, 2:14, 2:16, 2:18, 2:23, 2:25, 3:18, 3:19, 3:23, 4:6, 4:8, 4:10, 4:15, 4:17, 4:23, 4:25, 5:1, 5:9, 5:11, 5:13, 5:18, 5:20, 5:24, 6:1, 6:4, 6:12, 6:14, 6:16, 6:21, 6:23, 7:1, 7:2, 7:4, 7:5, 7:13, 7:15, 7:17, 7:22, 7:24, 8:3, 8:4, 8:6, 8:7, 8:15,</p>	<p>8:17, 8:19, 8:24, 9:2, 9:6, 9:8, 9:10, 9:15, 10:5, 10:7, 10:10, 10:12, 10:18, 11:3, 11:5, 11:15, 11:21, 11:23, 12:3, 12:6, 12:8, 12:9, 12:11, 12:12, 12:14, 12:16, 12:18, 12:19, 12:25, 13:5, 13:8, 13:10, 13:12, 14:7, 14:11, 14:13, 14:18, 14:23, 14:25, 15:1, 15:3, 15:5, 15:7, 15:16, 15:22, 15:24, 16:7, 16:15, 16:19, 16:22, 16:24, 17:1, 17:5, 17:12, 17:14, 17:17, 17:21, 18:2, 18:7, 18:11, 18:14, 18:21, 19:5, 19:9, 19:16, 19:23, 19:24, 20:3, 20:5, 20:9, 20:16, 20:18, 20:20, 20:21, 21:10, 21:12, 21:14, 21:21, 22:12, 22:18, 22:23, 23:3, 23:8, 23:15, 23:21, 24:8, 24:11, 24:23, 25:13, 25:15, 26:23, 27:1, 27:13, 27:18, 27:22, 27:25, 28:7, 28:17, 28:23, 29:25, 30:11, 30:19, 31:4, 32:15, 33:1, 33:5, 33:10, 33:19, 34:9, 35:6, 35:11, 35:23, 39:4, 39:8, 39:20, 40:13, 40:16, 40:21, 41:9, 41:12, 41:16, 42:6, 42:10, 42:25, 43:14, 45:14, 45:19, 45:22, 46:3, 46:6, 46:10, 46:17, 46:18, 46:23, 46:24, 47:2, 47:12, 47:22, 47:25, 48:5, 48:6, 50:12, 51:6, 51:10, 51:13, 51:17, 51:21, 51:24, 52:4, 52:7, 53:6, 53:9, 53:20, 53:23, 53:24, 54:2, 54:7, 56:20, 56:22, 57:10, 57:18, 57:24, 58:11, 58:21, 58:25, 59:10, 60:8, 60:19, 60:21, 61:9, 62:1, 62:6, 62:7, 62:9, 62:10, 62:15, 62:16, 63:11, 63:14, 63:16, 63:17, 63:20, 64:10, 64:11, 64:13,</p>	<p>64:14, 64:17, 64:21, 65:3, 65:5, 65:7, 65:12, 65:14, 65:19, 65:20, 65:24, 66:2, 66:14, 66:18, 66:25, 67:2, 67:4, 67:9, 67:11, 68:3, 68:4, 68:19, 68:20, 68:22, 68:24, 68:25, 69:5, 69:11, 69:17, 69:19, 69:21, 69:23, 70:3 MS [150] - 2:9, 2:11, 2:12, 2:15, 2:17, 2:19, 2:21, 2:22, 2:24, 3:21, 4:1, 4:3, 4:4, 4:7, 4:9, 4:11, 4:13, 4:14, 4:16, 4:21, 5:4, 5:6, 5:7, 5:10, 5:12, 5:14, 5:16, 5:17, 5:19, 6:3, 6:7, 6:9, 6:10, 6:13, 6:15, 6:17, 6:19, 6:20, 6:22, 7:8, 7:10, 7:11, 7:14, 7:16, 7:18, 7:20, 7:21, 7:23, 8:10, 8:12, 8:13, 8:16, 8:18, 8:20, 8:22, 8:23, 8:25, 11:19, 11:22, 16:4, 17:8, 17:19, 17:23, 18:5, 18:18, 20:13, 22:10, 24:6, 25:3, 25:17, 26:25, 27:5, 28:2, 28:12, 28:19, 29:1, 30:6, 30:15, 30:21, 31:7, 31:10, 32:23, 33:3, 33:16, 33:21, 34:25, 35:9, 35:17, 35:21, 35:25, 40:7, 40:15, 41:8, 41:11, 41:15, 42:3, 42:8, 42:24, 43:12, 45:13, 47:3, 47:20, 47:23, 48:17, 48:21, 51:4, 51:7, 51:11, 51:15, 51:18, 52:2, 52:5, 53:11, 54:5, 57:9, 57:22, 57:25, 58:15, 58:24, 59:2, 60:6, 60:12, 61:5, 63:10, 63:13, 63:19, 64:23, 64:25, 65:1, 65:4, 65:6, 65:8, 65:10, 65:11, 65:13, 65:22, 66:20, 66:22, 66:23, 67:1, 67:3, 67:5, 67:7, 67:8, 67:10, 67:18, 68:14, 68:21, 69:10, 70:1 mulch [1] - 10:24</p>
M				
<p>ma'am [4] - 41:9, 43:15, 45:12, 60:8 machines [1] - 54:16 magistrate [1] - 12:20 mail [2] - 60:7, 60:10 mailed [1] - 60:5 mailing [1] - 14:24 MAIN [1] - 1:12 man [2] - 31:23, 61:17 manager [4] - 9:4, 25:1, 48:7, 48:11 MANAGER [1] - 1:23 manufacturing [1] - 54:10 mapping [1] - 10:9 March [1] - 36:7 Mare [1] - 26:23 Marion [3] - 21:3, 29:17, 68:18</p>				

<p>multiple [1] - 62:8 MUNICIPAL [1] - 1:11 municipalities [1] - 61:20</p>	<p>8:5, 8:16, 55:14, 64:12, 65:4, 67:1 note [2] - 4:19, 5:22 notes [1] - 71:5 Nothing [1] - 9:6 nothing [16] - 14:2, 17:19, 20:9, 20:20, 20:25, 33:6, 36:15, 45:23, 48:18, 51:2, 55:16, 57:1, 63:16, 67:17, 68:3, 68:21 nothing's [1] - 13:17 notice [3] - 12:24, 16:3, 30:16 notify [3] - 46:3, 46:4, 55:4 NPA [1] - 44:8 number [1] - 34:17 numbers [1] - 34:15 numerous [1] - 54:24</p>	<p>29:24, 35:6, 36:23, 41:5, 42:1, 43:16, 52:18, 55:21, 56:15, 60:21, 61:11, 67:18, 68:16 one's [1] - 11:21 ones [2] - 27:20, 27:21 online [1] - 59:24 open [8] - 16:20, 34:12, 36:18, 40:11, 47:6, 47:14, 47:16, 59:2 Orchard [1] - 29:13 order [3] - 2:3, 59:18, 68:1 ordinance [2] - 24:16, 64:2 ordinances [1] - 62:23 ordinary [1] - 55:16 original [1] - 26:19 ourselves [1] - 43:1 outlets [1] - 54:22 outside [4] - 31:18, 36:22, 43:5, 53:3 own [4] - 28:16, 29:1, 46:8, 59:13 owner [7] - 17:5, 41:2, 41:6, 47:15, 47:16, 48:11, 50:22 owners [2] - 46:13, 48:7</p>	<p>particular [4] - 45:20, 45:22, 50:7 party [2] - 61:18, 61:21 pass [1] - 25:7 passed [1] - 36:3 past [4] - 28:23, 30:1, 43:4, 62:2 pave [1] - 69:21 paving [6] - 10:1, 10:11, 10:13, 10:16, 11:14, 69:8 pay [1] - 22:4 payment [2] - 5:22, 8:2 pays [2] - 36:5, 36:6 PENNSYLVANIA [2] - 1:2, 1:13 Pennsylvania [2] - 44:6, 61:19 people [17] - 13:19, 22:2, 29:19, 30:8, 30:12, 30:17, 31:21, 38:17, 40:10, 46:4, 46:7, 49:25, 57:7, 57:10, 58:17, 59:4, 62:25 People [1] - 57:9 percent [2] - 33:12, 33:13 permission [4] - 46:25, 48:3, 48:10, 58:23 permit [2] - 16:6, 40:12 permits [2] - 36:14, 38:1 person [1] - 35:6 phone [1] - 27:15 photo [1] - 24:9 physically [1] - 15:4 Pine [1] - 29:10 placard [1] - 59:23 placarded [1] - 44:9 place [22] - 21:5, 31:22, 36:12, 36:25, 38:25, 39:7, 39:14, 40:4, 41:5, 41:7, 48:23, 49:10, 51:2, 51:5, 51:19, 52:3, 52:13, 52:19, 55:15, 62:18 plan [9] - 9:14, 9:15, 11:3, 17:20, 26:17, 26:19, 34:19, 66:5, 66:11 planning [2] - 49:10, 67:19 plans [4] - 14:6, 14:10, 17:10, 17:25</p>	<p>play [3] - 57:16, 61:3, 61:4 players [1] - 68:5 playground [1] - 10:23 playing [1] - 22:9 Pledge [2] - 2:3, 2:5 plugged [1] - 54:16 point [5] - 19:10, 19:11, 19:18, 21:19, 36:19 police [6] - 20:23, 21:24, 30:23, 31:3, 31:12, 33:21 politics [1] - 57:16 poly [1] - 45:16 portion [2] - 24:17, 64:3 positive [1] - 49:23 possibility [1] - 67:21 possibly [1] - 30:2 power [1] - 54:15 premises [2] - 42:19, 42:21 preplan [3] - 55:21, 56:3, 56:10 present [3] - 2:14, 2:16, 2:23 PRESIDENT [1] - 1:19 pressed [1] - 52:17 previous [1] - 3:17 price [3] - 11:6, 34:22, 34:23 pride [1] - 31:13 Prints [1] - 54:19 proactive [1] - 56:24 problem [6] - 45:3, 47:8, 50:3, 50:8, 59:5, 59:8 proceed [1] - 39:3 proceeding [1] - 71:5 process [6] - 19:12, 19:13, 19:20, 25:25, 50:9, 68:1 profit [1] - 38:24 programs [1] - 26:2 project [2] - 35:15, 38:25 proper [1] - 59:21 properties [1] - 39:25 property [23] - 12:3, 12:5, 13:21, 13:24, 14:2, 14:19, 15:8, 16:17, 19:6, 36:4, 37:18, 37:24, 41:1, 46:12, 47:1, 47:15, 48:3, 48:7, 48:8, 48:10, 50:21, 51:9, 65:17 provisions [1] - 42:16</p>
N	O	P		
<p>name [2] - 39:11, 39:12 necessary [1] - 42:15 need [18] - 11:1, 20:16, 30:22, 31:2, 32:3, 32:9, 38:21, 41:3, 43:17, 52:24, 59:20, 60:24, 63:8, 66:16, 67:25, 68:1, 68:13 needing [1] - 31:22 needs [2] - 27:25, 66:6 never [11] - 14:9, 17:10, 18:3, 26:16, 31:11, 32:19, 34:15, 34:18, 34:21, 41:25, 66:13 new [16] - 3:13, 11:18, 11:21, 17:25, 18:3, 18:9, 19:7, 28:4, 28:10, 33:25, 63:7, 63:24, 64:1, 65:15, 66:16, 67:13 New [1] - 55:8 next [6] - 9:22, 18:22, 38:6, 52:8, 56:17, 65:14 NFDA [1] - 59:24 nice [1] - 31:10 night [2] - 13:13 nobody [6] - 21:9, 35:11, 35:12, 52:15, 52:17, 66:11 non [1] - 38:24 non-profit [1] - 38:24 none [1] - 40:12 normal [2] - 32:2 North [1] - 65:17 Northeast [1] - 27:13 northeast [1] - 34:5 NOTARI [32] - 1:19, 2:16, 4:8, 5:11, 6:14, 7:1, 7:15, 8:3, 8:17, 9:10, 10:5, 10:10, 11:3, 11:15, 11:21, 18:21, 19:5, 21:14, 21:21, 22:12, 33:10, 33:19, 34:9, 35:6, 35:11, 64:10, 64:17, 65:5, 66:2, 67:2, 68:4, 68:19 Notari [12] - 2:15, 4:7, 5:10, 6:13, 7:3, 7:14,</p>	<p>Oak [1] - 21:1 obviously [3] - 13:7, 27:11, 46:4 occupancy [3] - 16:6, 36:14, 40:12 occupants [1] - 40:25 October [1] - 36:4 OF [1] - 1:5 office [4] - 14:16, 26:22, 54:6 Officer [2] - 23:12, 31:9 officer [7] - 12:1, 22:24, 23:9, 37:19, 38:16, 62:5, 62:23 officers [7] - 21:25, 22:4, 26:21, 31:5, 33:7, 34:4, 34:7 Official [2] - 1:25, 71:24 official [3] - 41:17, 42:17, 47:23 old [2] - 27:9, 54:19 Old [6] - 3:2, 29:3, 61:23, 64:4, 64:9, 65:18 OLD [4] - 1:1, 1:2, 1:11, 1:13 once [4] - 2:25, 10:25, 22:18, 69:8 one [33] - 10:17, 10:19, 10:20, 11:8, 11:15, 11:18, 12:12, 17:8, 20:4, 21:2, 22:22, 23:7, 23:16, 23:21, 26:12, 27:1, 27:3, 27:19, 29:8,</p>	<p>p.m [1] - 24:2 P.M [1] - 1:10 padlocked [1] - 37:3 page [1] - 50:11 pages [1] - 71:6 paid [2] - 19:3, 61:17 pandemic [1] - 59:14 Panel [1] - 54:19 panel [1] - 56:8 panels [1] - 54:14 paper [3] - 59:18, 69:2, 69:12 parents [2] - 37:23, 42:10 park [9] - 21:8, 21:18, 21:23, 21:25, 22:1, 22:5, 22:13, 23:4, 23:9 Park [3] - 10:20, 68:7, 68:18 parked [2] - 13:9, 13:14 PARKER [1] - 39:8 parking [4] - 21:4, 21:9, 21:15, 21:24 part [2] - 42:11, 52:7</p>		

<p>Public [1] - 66:1 public [16] - 3:7, 3:8, 3:25, 5:2, 6:6, 7:6, 8:8, 28:11, 49:8, 49:11, 49:18, 49:21, 63:23, 64:15, 64:22, 66:19 pulled [2] - 34:23, 36:12 purchased [2] - 17:9, 34:1 purpose [1] - 3:4 put [18] - 10:1, 10:11, 10:12, 11:10, 17:10, 17:24, 22:24, 23:11, 25:20, 27:4, 35:2, 35:8, 43:25, 55:3, 55:11, 68:5, 68:10, 69:7 puts [1] - 26:4 putting [5] - 11:6, 11:9, 13:20, 49:11, 67:21</p>	<p>reach [1] - 19:11 real [1] - 24:21 really [7] - 17:11, 22:7, 25:21, 31:10, 32:9, 41:5, 61:2 reapprove [1] - 65:16 reapproved [1] - 66:15 reason [2] - 22:17, 52:6 reasonable [1] - 42:18 receiving [1] - 12:5 recently [2] - 26:7, 33:23 receptacles [2] - 36:14, 40:10 recited [1] - 2:6 reclaiming [1] - 19:13 recognize [1] - 51:17 record [2] - 50:6, 66:15 recorded [4] - 26:17, 66:7, 66:11, 66:13 recorder [1] - 26:21 recording [1] - 51:22 recoup [1] - 19:19 recouping [1] - 19:19 recreation [1] - 68:16 Red [1] - 23:24 redo [1] - 54:13 refrigerator [3] - 36:13, 43:11, 43:13 refuse [2] - 47:4, 47:6 refuses [1] - 14:21 regrade [2] - 9:21, 10:4 regular [1] - 3:2 REGULAR [1] - 1:5 related [3] - 30:24, 31:15, 32:13 remember [1] - 17:24 rent [2] - 27:19, 36:6 repair [1] - 17:22 report [8] - 4:19, 6:24, 26:13, 43:21, 45:10, 45:12, 58:2, 58:7 Reporter [2] - 1:25, 71:24 reports [2] - 25:5, 40:23 reprimanded [1] - 31:23 request [2] - 67:21, 68:15 requested [1] - 37:15 requests [1] - 9:9 research [1] - 69:1 resident [1] - 57:19 residents [1] - 50:23 resolution [1] - 25:7</p>	<p>responders [1] - 44:4 responding [1] - 56:1 response [1] - 17:7 rest [1] - 3:12 restaurant [2] - 40:9, 47:11 restricted [1] - 36:17 retaliating [1] - 38:12 retaliation [1] - 38:5 RICK [1] - 1:19 ride [1] - 14:15 rides [1] - 23:13 riding [1] - 22:2 right-to-know [1] - 44:6 rights [1] - 39:1 RINALDI [122] - 1:19, 1:22, 2:1, 2:7, 2:25, 3:19, 3:23, 4:17, 4:23, 5:1, 5:20, 6:1, 6:4, 6:23, 7:2, 7:5, 7:24, 8:4, 8:7, 9:2, 9:8, 11:23, 12:6, 12:9, 12:12, 12:16, 12:19, 12:21, 14:4, 14:13, 14:23, 15:1, 15:5, 15:16, 15:20, 15:24, 16:2, 16:7, 16:15, 16:22, 16:24, 18:9, 18:14, 18:24, 19:7, 19:9, 19:15, 19:16, 20:5, 20:18, 20:21, 21:10, 21:12, 22:18, 22:23, 23:3, 23:8, 23:15, 24:11, 24:15, 24:20, 24:23, 25:13, 26:12, 26:23, 28:7, 28:17, 28:23, 29:25, 30:11, 30:19, 31:4, 32:15, 33:1, 33:5, 35:23, 39:4, 39:20, 40:13, 40:16, 46:10, 46:18, 46:24, 47:12, 47:22, 47:25, 48:6, 50:12, 51:6, 51:13, 51:21, 53:6, 57:18, 57:24, 58:11, 58:21, 58:25, 60:19, 62:1, 62:7, 62:10, 62:16, 63:11, 63:14, 63:17, 63:20, 64:11, 64:14, 64:19, 64:21, 65:14, 65:20, 65:24, 66:4, 66:14, 66:16, 66:18, 67:11, 69:3, 69:14, 69:23, 70:3 Rinaldi [12] - 2:24, 4:16, 5:19, 6:22, 7:23, 9:1, 24:13, 28:12, 33:10, 35:12,</p>	<p>65:13, 67:10 ring [1] - 52:16 rip [1] - 43:10 ripped [1] - 18:1 Road [3] - 24:18, 39:13, 64:8 road [4] - 11:9, 11:10, 11:12, 64:5 roads [1] - 69:8 ROBERT [1] - 1:23 roll [9] - 2:7, 3:25, 5:3, 6:6, 7:7, 8:9, 64:16, 64:22, 66:19 roller [1] - 69:6 rotate [2] - 22:22, 23:6 route [1] - 61:1 rules [5] - 21:23, 22:1, 22:5, 22:13, 26:5 running [1] - 10:22 runs [1] - 50:4 Russell [3] - 20:14, 39:19, 57:23 RUSSELL [105] - 1:19, 2:1, 2:7, 2:25, 3:19, 3:23, 4:17, 4:23, 5:1, 5:20, 6:1, 6:4, 6:23, 7:2, 7:5, 7:24, 8:4, 8:7, 9:2, 9:8, 11:23, 12:6, 12:9, 12:12, 12:16, 12:19, 14:13, 14:23, 15:1, 15:5, 15:16, 15:24, 16:7, 16:15, 16:22, 16:24, 18:14, 19:9, 19:16, 20:5, 20:18, 20:21, 21:10, 21:12, 22:18, 22:23, 23:3, 23:8, 23:15, 24:11, 24:23, 25:13, 26:23, 28:7, 28:17, 28:23, 29:25, 30:11, 30:19, 31:4, 32:15, 33:1, 33:5, 35:23, 39:4, 39:20, 40:13, 40:16, 46:10, 46:18, 46:24, 47:12, 47:22, 47:25, 48:6, 50:12, 51:6, 51:13, 51:21, 53:6, 57:18, 57:24, 58:11, 58:21, 58:25, 60:19, 62:1, 62:7, 62:10, 62:16, 63:11, 63:14, 63:17, 63:20, 64:11, 64:14, 64:19, 64:21, 65:14, 65:20, 65:24, 66:4, 66:14, 66:16, 66:18, 67:11, 69:23, 70:3</p>	<p>35:20, 41:24, 45:7, 49:8, 49:12, 50:21, 50:22, 51:3, 54:11, 55:7, 55:12, 55:18, 57:4, 57:17, 59:6, 60:1, 61:10 Salavanti [1] - 9:11 sale [1] - 17:9 sales [1] - 36:15 Sarah [1] - 25:23 Saturday [1] - 21:20 Saturdays [2] - 27:19, 28:1 Save [1] - 23:25 save [1] - 25:10 saves [1] - 66:4 scares [2] - 51:19, 51:24 scenario [2] - 27:10, 49:4 school [4] - 21:8, 22:19, 30:25, 33:3 scooters [1] - 22:3 Scranton [3] - 31:16, 33:18, 34:6 SDS [1] - 60:1 second [10] - 3:21, 4:17, 4:25, 6:3, 7:4, 8:6, 61:8, 62:11, 64:13, 65:22 seconded [7] - 3:23, 5:1, 6:4, 7:5, 8:7, 64:14, 65:24 secondly [2] - 39:21, 39:24 secretary [1] - 13:11 section [5] - 42:13, 44:8, 60:22, 60:23, 64:3 see [17] - 9:20, 10:17, 13:13, 16:21, 18:15, 18:16, 24:3, 27:7, 27:23, 45:8, 49:2, 49:16, 49:20, 53:1, 53:3, 67:14, 67:24 sell [1] - 11:11 send [7] - 10:3, 12:24, 30:25, 32:10, 32:11, 41:1, 60:10 senior [3] - 25:16, 26:1, 26:6 seniors [1] - 34:13 sent [3] - 16:3, 17:6, 21:7 served [1] - 24:5 service [1] - 56:9 set [3] - 31:17, 50:10, 52:3 setting [1] - 36:25 seven [1] - 59:18</p>
Q	<p>qualifications [1] - 67:22 Quantico [1] - 32:12 questioned [1] - 38:12 questions [15] - 11:24, 16:25, 20:6, 20:22, 21:13, 23:18, 24:12, 24:24, 25:4, 25:14, 28:8, 44:15, 45:5, 57:20, 63:8 quick [3] - 19:18, 19:21, 44:21 quotation [1] - 27:7 quotes [2] - 9:13, 9:16</p>			
R	<p>raid [1] - 36:1 raided [3] - 36:2, 36:12, 39:14 raiding [1] - 47:10 rains [1] - 13:21 raise [1] - 30:20 raised [2] - 42:8, 42:10 raising [4] - 30:5, 30:13, 35:13, 35:16 range [1] - 67:19 RE [1] - 1:5 re [3] - 26:14, 26:20 re-approval [1] - 26:14 re-approved [1] - 26:20 re-signed [1] - 26:20</p>			
			S	
			<p>safety [18] - 21:17,</p>	

<p>several [1] - 28:15 sewer [4] - 4:20, 5:23, 6:25, 8:1 sewing [1] - 54:16 Shaffer [3] - 36:8, 37:10, 51:16 shame [2] - 31:11, 31:13 shape [1] - 26:11 share [3] - 24:3, 24:9, 26:3 sheet [1] - 3:7 sheets [2] - 60:1 sheriff [1] - 32:5 sheriffs [1] - 17:9 shift [2] - 22:19, 22:24 shooting [1] - 31:22 shop [1] - 53:18 shot [1] - 31:7 Shotwell [11] - 2:10, 4:2, 5:5, 6:5, 6:8, 7:9, 8:11, 21:6, 64:24, 66:21, 70:4 SHOTWELL [12] - 1:22, 2:11, 4:3, 5:6, 6:3, 6:9, 7:10, 8:12, 64:25, 66:22, 67:18, 70:1 show [4] - 37:18, 38:4, 38:16, 58:3 showed [2] - 36:8, 48:20 side [3] - 11:8, 11:9, 21:15 sign [5] - 3:7, 14:21, 15:4, 20:15, 20:18 signature [1] - 66:17 signed [3] - 20:12, 20:17, 26:20 signs [2] - 20:25, 27:3 silly [1] - 11:12 single [3] - 13:2, 13:16, 24:15 sits [1] - 16:13 sitting [2] - 32:16, 43:16 six [2] - 44:20, 59:18 size [1] - 56:7 skid [1] - 44:21 skids [2] - 44:17, 44:20 small [2] - 53:18, 59:16 Smoke [1] - 23:24 Sokolowski [2] - 11:25, 61:22 SOKOLOWSKI [18] - 12:3, 12:8, 12:11, 12:14, 12:18, 13:5, 13:10, 14:7, 14:18,</p>	<p>14:25, 15:3, 15:7, 16:19, 17:5, 17:12, 17:17, 18:2, 19:24 sold [1] - 66:11 SOLICITOR [1] - 1:22 solicitor [3] - 24:13, 24:24, 24:25 someplace [1] - 61:17 sometimes [1] - 33:14 somewhere [1] - 35:16 son [6] - 41:23, 43:23, 44:11, 57:6, 59:10, 60:9 sons [1] - 41:13 soon [1] - 28:5 sorry [3] - 41:23, 57:14, 60:8 south [1] - 64:8 SOUTH [1] - 1:12 space [1] - 21:16 specifications [1] - 67:25 spend [1] - 19:4 spent [3] - 30:23, 54:17, 54:23 spot [2] - 10:21, 10:24 spots [1] - 10:22 spring [1] - 11:20 sprinkler [1] - 55:3 square [1] - 43:3 staff [1] - 33:22 standard [1] - 59:24 standing [1] - 26:4 start [10] - 13:23, 18:11, 19:6, 30:21, 31:2, 31:21, 32:3, 32:10, 66:9, 68:10 started [5] - 17:14, 25:25, 38:7, 39:17, 53:21 station [2] - 52:19, 52:20 stay [2] - 23:3, 23:6 stenographic [1] - 71:5 step [1] - 18:22 steps [2] - 19:17, 34:21 still [5] - 13:21, 25:18, 26:18, 57:21, 59:20 stood [1] - 36:23 stop [4] - 13:19, 14:16, 14:18, 20:3 stopped [1] - 17:15 storage [4] - 37:2, 43:6, 44:6, 44:10 stored [3] - 43:20, 61:15, 61:16 story [1] - 40:17</p>	<p>straight [2] - 23:10, 23:16 STREET [1] - 1:12 street [3] - 10:16, 64:18, 69:2 Street [20] - 10:20, 11:17, 20:12, 21:1, 21:2, 24:17, 29:4, 29:6, 29:8, 29:10, 29:11, 29:13, 29:14, 29:16, 29:17, 29:18, 64:3, 64:9, 68:7, 68:18 strips [1] - 54:16 structure [3] - 18:3, 18:16, 18:20 study [2] - 34:16, 67:22 stuff [3] - 32:13, 35:20, 54:23 stull [2] - 40:2, 63:12 Stull [8] - 23:19, 36:8, 37:9, 40:14, 50:14, 50:15, 50:16, 63:3 STULL [36] - 23:21, 24:8, 40:21, 41:9, 41:12, 41:16, 42:6, 42:10, 42:25, 43:14, 45:14, 45:22, 46:6, 46:17, 46:23, 47:2, 48:5, 51:10, 51:17, 51:24, 52:4, 52:7, 53:9, 53:23, 54:2, 54:7, 56:22, 57:10, 59:10, 60:8, 60:21, 61:9, 62:6, 62:9, 62:15, 63:16 subdivision [3] - 26:15, 65:16, 66:10 submit [1] - 14:5 submitted [1] - 14:9 Sundays [1] - 23:13 supposed [5] - 15:13, 16:5, 16:10, 18:3, 20:1 Supulski [5] - 16:3, 45:5, 45:10, 52:10, 61:11 surgeries [1] - 31:25 survey [5] - 9:22, 10:6, 10:25, 11:13 surveyed [1] - 9:18 Sussex [1] - 29:16 symbol [1] - 44:3 system [3] - 55:2, 55:3, 56:3 systems [1] - 55:20</p>	<p style="text-align: center;">T</p> <p>table [3] - 3:11, 30:4, 67:14 targeted [2] - 44:3, 57:14 targeting [2] - 57:3, 57:15 task [2] - 34:4, 34:8 tax [2] - 30:15, 36:15 taxes [7] - 29:21, 30:5, 30:13, 30:20, 35:13, 35:16 taxpayers [1] - 35:10 Taylor [1] - 31:14 teaming [1] - 23:24 teams [1] - 21:8 Technologies [1] - 54:9 ten [4] - 12:24, 19:1, 30:9, 56:17 tenant [1] - 38:6 tenants [1] - 36:5 tens [1] - 54:12 terrified [1] - 42:3 thereof [1] - 71:8 they've [2] - 32:20, 33:23 thinking [1] - 52:2 thinks [1] - 35:7 third [5] - 5:20, 40:2, 61:18, 61:21, 62:11 third-party [2] - 61:18, 61:21 thoughts [1] - 14:3 thousand [2] - 35:22, 44:22 thousands [2] - 54:12, 54:24 three [5] - 12:4, 12:8, 13:6, 15:14, 38:9 throw [1] - 69:15 throwing [2] - 34:15, 40:9 thrown [1] - 34:17 Thursday [2] - 48:23, 52:9 tickets [1] - 21:19 today [3] - 25:22, 46:16, 59:8 together [7] - 15:13, 17:10, 17:25, 18:15, 49:11, 54:15, 68:6 tomorrow [3] - 46:14, 46:15, 59:9 tonight [5] - 3:3, 20:19, 24:16, 25:8, 25:11 took [5] - 39:7, 40:4, 48:23, 71:5</p>	<p>topic [1] - 21:14 torn [1] - 17:24 tossing [1] - 39:17 tour [1] - 52:12 town [10] - 32:13, 40:1, 40:23, 46:1, 56:14, 56:19, 59:14, 59:17, 60:4, 62:12 track [1] - 66:12 tractor [2] - 64:6, 64:7 tractor-trailer [1] - 64:7 tractor-trailers [1] - 64:6 traffic [1] - 64:18 trailer [1] - 64:7 trailers [1] - 64:6 train [2] - 30:25, 31:8 trained [1] - 33:7 training [7] - 31:5, 32:10, 32:11, 32:21, 33:17, 33:22, 33:24 trash [1] - 43:10 treasurer's [2] - 4:18, 6:24 tremendous [1] - 33:24 tried [1] - 39:10 trouble [1] - 43:24 truck [6] - 27:2, 27:6, 28:4, 64:18, 66:6 truckload [1] - 13:6 trucks [1] - 24:17 true [1] - 71:6 trust [1] - 59:16 try [2] - 25:19, 49:20 trying [7] - 28:14, 28:20, 31:16, 49:15, 49:16, 49:23, 50:9 Tuesday [2] - 3:3, 24:1 turned [1] - 32:19 twice [3] - 12:7, 12:13, 26:16 two [20] - 10:19, 12:14, 13:19, 17:6, 22:6, 27:19, 28:1, 28:24, 33:17, 33:20, 34:3, 34:7, 36:5, 36:7, 36:19, 36:22, 37:16, 39:18, 54:6, 58:3 type [2] - 31:23, 68:6 typical [1] - 22:5</p>
U				
<p>umpteen [1] - 66:7 Unanimous [1] - 70:5 unannounced [1] - 36:9</p>				

<p>unaware [1] - 39:6 under [5] - 44:5, 44:7, 60:22, 64:1, 65:15 underneath [2] - 42:14, 43:18 uniform [2] - 41:18, 41:19 unimax [1] - 54:19 uninvited [3] - 36:11, 38:7, 38:17 unit [2] - 44:23, 44:24 unless [2] - 23:11, 67:11 unsafe [1] - 42:21 up [38] - 10:15, 11:12, 13:20, 14:1, 17:11, 19:3, 20:3, 21:1, 23:24, 25:19, 26:8, 27:4, 27:20, 30:16, 31:14, 31:18, 31:22, 33:17, 34:21, 35:3, 35:8, 36:8, 37:4, 37:18, 38:16, 38:21, 48:20, 48:22, 50:10, 54:10, 54:11, 54:13, 54:18, 54:25, 55:18, 58:3, 59:24, 63:6 update [1] - 25:15 upset [1] - 39:19</p>	<p>54:20, 58:19, 58:22 walked [2] - 38:7, 39:16 walking [1] - 21:25 wall [1] - 36:13 warrant [3] - 42:5, 60:18, 60:25 washing [1] - 10:23 water [2] - 11:8, 13:23 water's [1] - 10:22 wear [1] - 41:20 wearing [1] - 41:18 website [4] - 23:22, 23:23, 24:4, 24:10 weeds [1] - 18:19 week [6] - 14:8, 15:14, 22:8, 25:24, 26:18, 67:20 weeks [1] - 15:15 weight [2] - 64:5, 64:20 welcome [1] - 3:1 welfare [1] - 32:7 wellness [1] - 51:2 whiffle [1] - 68:17 white [2] - 13:8, 13:14 Whitman [3] - 49:1, 52:8, 52:10 Whitman's [1] - 48:19 whoever's [1] - 50:25 whole [3] - 31:24, 48:22, 71:8 wilk [1] - 35:24 Wilk [1] - 28:11 WILK [15] - 28:12, 28:19, 29:1, 30:6, 30:15, 30:21, 31:7, 31:10, 32:23, 33:3, 33:16, 34:25, 35:9, 35:17, 35:21 Wilkes [1] - 34:6 Wilkes-Barre [1] - 34:6 WILLIAM [1] - 1:22 Williams [1] - 23:12 window's [1] - 16:20 windows [1] - 17:12 wired [1] - 58:9 wiring [1] - 27:16 wiseguys [2] - 22:5, 22:7 wooded [1] - 44:25 woodworking [1] - 53:17 word [1] - 35:13 worn [1] - 11:17 worry [1] - 32:6 worrying [1] - 32:3 worth [1] - 35:7</p>	<p>worthwhile [2] - 27:8, 28:6 Wozniak [2] - 1:25, 71:23 Wyalusing [1] - 29:14</p>
V		Y
<p>vacation [3] - 38:21, 51:5, 51:19 vacations [1] - 36:24 Valley [1] - 39:9 vehicle [2] - 41:17, 50:3 vehicles [2] - 55:20, 64:6 veteran [1] - 11:17 veterans [1] - 27:3 video [1] - 51:8 violated [2] - 38:10, 38:13 violation [2] - 42:20, 44:8 violations [1] - 61:12 voice [1] - 51:22 voluntary [1] - 47:5 volunteer [3] - 36:1, 36:7, 37:14</p>		<p>year [6] - 11:4, 11:14, 13:20, 18:6, 28:24, 53:21 years [14] - 19:2, 19:3, 26:16, 30:1, 32:16, 36:10, 37:25, 46:2, 54:6, 56:16, 56:17, 57:1, 66:7, 69:2 yesterday [1] - 27:15 young [1] - 34:14 yourself [1] - 30:7 youth [6] - 28:14, 28:20, 29:23, 34:10, 34:11, 34:13</p>
W		
<p>wait [1] - 15:18 waiting [6] - 9:20, 10:5, 10:8, 10:10, 27:7, 27:15 walk [5] - 41:21, 43:9,</p>		