

1 OLD FORGE BOROUGH COUNCIL

2 OLD FORGE, PENNSYLVANIA

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4
5 IN RE: COUNCIL WORK SESSION
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9 APRIL 5, 2022

10 7:00 P.M.

11 EAGLE-MCCLURE HOSE COMPANY

12 MILWAUKEE AVENUE

13 OLD FORGE, PENNSYLVANIA
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18 COUNCIL MEMBERS:

19 RUSSELL RINALDI, PRESIDENT

20 RICK NOTARI, VICE-PRESIDENT

LOUIS FEBBO

21 MICHAEL LETTIERI

ANDREW BUTLER

22 WILLIAM RINALDI, ESQUIRE, SOLICITOR

MARYLYNN BARTOLETTI, BOROUGH MANAGER

23 ROBERT LEGG, MAYOR
24
25

Mark Wozniak
Official Court Reporter

1 MR. RUSSELL RINALDI: I'd like to
2 call the meeting to order with the Pledge of
3 Allegiance.

4 (The Pledge of Allegiance was
5 recited.)

6 MR. RUSSELL RINALDI: Roll call,
7 please, Marylynn.

8 MS. BARTOLETTI: Councilman Butler?

9 MR. BUTLER: Here.

10 MS. BARTOLETTI: Councilman Febbo?

11 MR. FEBBO: Present.

12 MS. BARTOLETTI: Councilman
13 Lettieri?

14 MR. LETTIERI: Present.

15 MS. BARTOLETTI: Councilman Notari?

16 MR. NOTARI: Present.

17 MS. BARTOLETTI: Councilman Rinaldi?

18 MR. RUSSELL RINALDI: Here. Ladies
19 and gentlemen, welcome to the Old Forge work
20 session. Tonight is Tuesday, April 5, 2022.
21 The purpose of tonight's meeting is to go
22 through our council members, our department
23 heads, see if anybody has anything for the
24 agenda for our regular meeting, which will
25 be Tuesday, April 19, 2022.

1 If anyone from the public would like
2 to sign in we'll give you a few minutes at
3 the end of the meeting.

4 With that said, we'll start with the
5 DPW manager, Joe Lenceski. Joe, anything
6 for the regular meeting coming up?

7 MR. LENCESKI: No.

8 MR. RUSSELL RINALDI: Anybody have
9 any questions for Joe? Thanks, Joe.

10 Dave Lopatka, engineer, anything for
11 the regular meeting?

12 MR. LOPATKA: I don't have anything
13 for the regular meeting other than I think
14 Holly Ridge, I think they're going to
15 planning next week. So they may be coming
16 to council for approval.

17 MR. FEBBO: Did you give those plans
18 to George Dunbar? Did you give him the
19 information he needed?

20 MR. LOPATKA: Yes.

21 MR. FEBBO: How about on the borough
22 building, Dave? Any updates on that?

23 MR. LOPATKA: Still the cabling
24 issues. I made calls today -- well, I sent
25 e-mails out on Monday, made calls today. I

1 have the electrician meeting your IT guy
2 there tomorrow. I said, you know, don't
3 leave until we resolve whatever issues there
4 are, because every time the IT guy goes he
5 says that he's not getting connection on
6 certain computer plugs. The electrician was
7 there last Friday and supposedly they
8 checked everything. There's power to all
9 these connections. I mean, that's the issue
10 we're trying to resolve.

11 MR. FEBBO: So everybody's getting
12 together at one time?

13 MR. LOPATKA: I met them there last
14 week. We talked about -- well, the IT guy
15 kind of mentioned what some of his issues
16 were. The next day the electrician had
17 people there. The IT guy I don't think was
18 there.

19 MS. BARTOLETTI: No, just the one
20 electrician.

21 MR. LOPATKA: The IT guy went in
22 over the weekend and he said he tried to
23 connect something and there were three
24 connections that didn't work. He sent
25 Marylynn a text message, which she sent me,

1 and I sent an e-mail to the GC and the
2 electrician and said we need this resolved.
3 Then I talked to Marylynn today again. I
4 called both of them. I got them on a
5 conference call, I say we need to have
6 somebody there. So we set a meeting up, and
7 your IT guy is going to be there tomorrow
8 morning at 8:30 and so is the electrician.

9 MR. FEBBO: What about that railing,
10 that stainless steel railing that's rusting
11 already?

12 MR. LOPATKA: The railing, I know
13 that the structural company that installed
14 it, I don't think -- they don't fabricate.
15 I don't know where they got it fabricated.
16 So they came and looked at it and they're
17 like there's something wrong, because it's
18 stainless steel and it's not -- initially
19 D&M had asked, I guess, the question if
20 somebody had spilled something on it or
21 whatever, which I said nobody's even been in
22 the building. There's nobody here. It's on
23 all the rails.

24 So D&M is going back to the
25 structural people and supposedly going to

1 get the fabricator to come and take a look
2 at it so we can figure out what the issue
3 is.

4 MR. FEBBO: They're totally
5 responsible for the whole situation?

6 MR. LOPATKA: Yes.

7 MR. FEBBO: Even if they have to cut
8 into the flagstone?

9 MR. LOPATKA: Even if they have to
10 take it out and put it back in they're
11 responsible.

12 MR. FEBBO: I don't know if you guys
13 looked at the railing, but it's all pitted
14 right down into the --

15 MR. RUSSELL RINALDI: I looked at
16 the one the night we were there for the walk
17 through. I just looked out the window. I
18 didn't get up close to it.

19 MR. LOPATKA: There's rust
20 everywhere. Stainless steel, I've never
21 seen that.

22 MR. BUTLER: If it's stainless steel
23 mixed with another metal it will rust.

24 MR. LOPATKA: That's not what should
25 be there.

1 MR. BUTLER: What about if we
2 switched it to aluminum where it won't rust?

3 MR. FEBBO: Let's let the engineer
4 make that call.

5 MR. LOPATKA: I'm waiting for them
6 to get back to me from whoever their
7 fabricator was.

8 MR. FEBBO: The money and time that
9 we have invested in that building and the
10 product that they did put in there, there
11 should be no question about them correcting
12 it to our specs.

13 MR. LOPATKA: It's part of their
14 contract.

15 MR. RUSSELL RINALDI: Anybody else
16 have any questions for Dave? Anything for
17 us?

18 MR. LOPATKA: No.

19 MR. RUSSELL RINALDI: Thanks, Dave.
20 Zoning officer, Chris Hart, anything for the
21 agenda?

22 MR. HART: All I have is the same
23 thing that Dave stated. The Birchwood
24 Estates plan amendment for building 23 and
25 24, as long as everything's completed on

1 your end, and then the Holly Ridge
2 preliminary land development approval as
3 well.

4 The Birchwood plan amendment, that I
5 have going through the planning commission
6 on Tuesday, so after Tuesday both of them
7 would be approved from planning and then we
8 can move forward.

9 MR. FEBBO: Chris, the deal up on
10 Mine Street, there.

11 MR. HART: So I have a few videos.
12 I've been up there every rain storm and I
13 spoke with Dave a little bit. It's going to
14 turn into a dispute between landowners
15 there. There's nothing on our end, but it
16 is coming from the Tagliaferra house 100
17 percent. I mean, there is water coming down
18 from the mountain, but there's a lot of
19 excess water now coming from the French
20 drain in the back.

21 Dave and I spoke. In the beginning
22 it was worth a shot to do it to see if it
23 would work, but it's not, fortunately. So
24 we still have the same issue as last year.
25 Every time it rains the neighbors' back

1 yards are flooded out. It's something that
2 the landowners are going to have to get
3 together and --

4 MR. RUSSELL RINALDI: But the
5 neighbors' back yards have been getting
6 flooded for 60 years.

7 MR. HART: I don't know what it was
8 like before. I only know what it's like
9 now.

10 MR. LETTIERI: It actually sat in
11 that lot.

12 MR. LOPATKA: That whole area up
13 there is where the stream went years ago.
14 It went straight down --

15 MR. RUSSELL RINALDI: We walked it
16 last year.

17 MR. LOPATKA: It still shows up on
18 the USGS map as a blue line, which means it
19 was a stream. The stream got diverted up
20 top. I was up there probably two and a half
21 years ago with Paul Papi. He called me, we
22 walked it. There was water flowing, and it
23 was flowing into a little hole in one of the
24 neighbors' yards downstream where the house
25 was built. There's a hole there. That's

1 where the water was going.

2 MR. RUSSELL RINALDI: And that
3 neighbor is Mr. Reviello.

4 MR. FEBBO: Into the mines.

5 MR. LOPATKA: It goes right into --

6 MR. RUSSELL RINALDI: It comes out
7 of a hole in his yard and then goes back
8 into another hole in his yard, and then it
9 goes under all the houses and --

10 MR. LOPATKA: There was water coming
11 from two spots. There was water coming from
12 somewhere over to the right, behind where
13 that house is.

14 MR. RUSSELL RINALDI: The problem is
15 four houses up. Above the other house where
16 the creek got --

17 MR. LOPATKA: There's a couple
18 issues. I was up there after it rained one
19 time -- I don't know. This was probably a
20 year or two ago, a year ago. There's water
21 that comes out -- if you go all the way to
22 the end of Mine Street there's that house
23 that sits back off the road, there. I think
24 there's a little right there and there's one
25 house that sits back there up against the

1 mountain. There was water pouring out of
2 the ground right in the middle of their back
3 yard. Then the house next to the house that
4 was built there was, like, an embankment
5 because they cut their house out or
6 whatever. There was water just pouring out
7 of that embankment. That's, I think, the
8 water that whoever built was trying to
9 divert around their house.

10 But, you know, being that there was
11 a stream there, the stream was fed by water
12 at some point. Base flow. Not overland
13 flow, underground flow. Just because they
14 diverted it up there doesn't mean that that
15 water's going to go away. It was flowing
16 there before somehow to keep that stream
17 flowing. So, you know, you're going to get
18 base flow. There's probably water under
19 most of those houses.

20 MR. FEBBO: All springs.

21 MR. LOPATKA: It's springs or storm
22 water infiltrates and it probably hits
23 bedrock or something somewhere under there
24 and it flows along the top of it. And it
25 finds the path of least resistance, so when

1 somebody cuts into it, that's maybe where it
2 was coming out and maybe that's where that
3 water started coming out years ago when that
4 house was built.

5 MR. FEBBO: There was a retention
6 pond. It holds so much water before it
7 would go back into the ground again. Once
8 the house went up it blocked off that exit
9 for the water to get back into the ground.

10 MR. LOPATKA: The water wasn't
11 getting into the ground there even before.
12 It was flowing through there when me and
13 Paul were up there. That was even before a
14 house was being built up there.

15 MR. FEBBO: Not to the degree it is
16 now.

17 MR. LOPATKA: They cut into it. We
18 didn't get up there until after the house
19 was already up.

20 MR. HART: They're not disagreeing
21 that their back yards were not wet before.
22 The issue that I have is the rain water, the
23 rain gutters. They're now disbursing their
24 rain gutters from that house to that back
25 pit. So that's the only issue I have.

1 MR. RUSSELL RINALDI: Where is the
2 rain water going?

3 MR. HART: They had the gutters
4 diverted into the back yard, into that pit,
5 which is overflowing. So when I spoke to
6 the neighbors that was the only thing. The
7 water prior to that, I can't do anything
8 about that. The gutters, I mean, the only
9 other solution is to get the gutters out
10 into our storm water system. But they're
11 not. They're going to the back yard, in
12 that pit.

13 I watched the last rain storm. I
14 mean, the water's just pouring out where the
15 pit is. It's almost like backing up. But
16 it's also taking on every ounce of water
17 from the house. You have three three-inch
18 pipes, I think, running over to it.

19 So that's the only thing. Other
20 than that, they can argue all day. If it
21 was wet before or after I couldn't tell you.
22 Like I said, the only thing I could see was
23 the rain gutters, and if they were to divert
24 the rain gutters to the storm water system
25 and it would still happen it's out of our

1 hands.

2 MR. RUSSELL RINALDI: Could they do
3 that, Bill?

4 ATTY. RINALDI: Divert the rain
5 gutters into our streets? No. Into our
6 storm water system? No.

7 MR. LOPATKA: Technically they're
8 supposed to --

9 ATTY. RINALDI: Disburse it on the
10 property.

11 MR. LOPATKA: Well, it's supposed to
12 go out to the grass or whatever. They can't
13 directly connect to the --

14 MR. FEBBO: To the front yard. It
15 has to go to the front, not the back.

16 ATTY. RINALDI: Like up in
17 Rosemount, where they run them to the curb.
18 No, you can't do that.

19 MR. HART: But that's what I'm
20 saying. That's the only solution that would
21 be possible there because the house sits
22 below. No matter what, all that water's
23 going to continue to run to the back. I
24 mean, it's out of our hands, if you ask me.
25 It's between the landowners. He built the

1 house, they were there. Where the waters'
2 going, I mean, it's following the path of
3 least resistance. What do you do? The
4 house sits below the street. He can't even
5 get it up to the street. And if it does get
6 it up to the street it's going to come right
7 back anyway. To me, it's not our issue.
8 It's between the homeowners.

9 MR. FEBBO: Did you tell him that?

10 MR. HART: Yeah, I told him that.
11 He still sends me videos. I told him I
12 would speak with Tagliaferra, tell him I
13 know what's going on, which I will. It's
14 not something that I think we should get
15 involved in because at the end of the day
16 it's not our issue.

17 MR. FEBBO: Another issue, totally
18 different, that we never discussed before,
19 Stocki's property. I was up there over the
20 weekend looking for my mechanic to work on
21 my Bobcat who was working at Gilchrist,
22 supposedly. I took a ride around the back
23 looking for him and I had the opportunity to
24 drive all the way to the back of Gilchrist's
25 property and I find Stocki used the back

1 entrance into Gilchrist's property as an
2 access to come out of his property.

3 Also, the back yard is a complete
4 junkyard. Parts all over the place, tires
5 stacked up. Beaver and I took a ride back
6 there today. He saw it. What could we do
7 about that?

8 ATTY. RINALDI: Are they still
9 operating there?

10 MR. FEBBO: Still a junkyard.

11 ATTY. RINALDI: You've got to get
12 him to remove the piles.

13 MR. BUTLER: There's machinery there
14 that's not going to run. I can tell you by
15 looking at it.

16 MR. HART: That's the argument that
17 we had with Munley.

18 MR. RUSSELL RINALDI: The Gilchrist
19 property, the trucking company, Gilchrist
20 own that?

21 MR. HART: Yes.

22 MR. RUSSELL RINALDI: So is Stocki
23 buying it off him?

24 MR. HART: He claims he is.

25 ATTY. RINALDI: I'm hearing rumors.

1 I haven't seen anything.

2 MS. BARTOLETTI: But he didn't buy
3 it off him. If he's entering through that
4 piece of property --

5 MR. FEBBO: Gilchrist is allowing
6 him.

7 MR. RUSSELL RINALDI: He has to be
8 giving him permission.

9 MR. FEBBO: He has a complete road
10 there up along the Gilchrist trailer and
11 right out to --

12 MR. RUSSELL RINALDI: Behind his
13 garage.

14 MR. FEBBO: Now, besides that part,
15 up on the hill, there, with all that
16 concrete, he still has a junkyard going
17 there.

18 MR. HART: That's not our property.

19 MR. RUSSELL RINALDI: Where are
20 these piles? Whose property is that on?

21 MR. FEBBO: All the way in the back,
22 near the creek.

23 MR. HART: On the left hand side?

24 MR. FEBBO: On the right hand side.

25 MR. HART: He did the fencing, he

1 did everything. That's where his argument
2 that --

3 ATTY. RINALDI: The two last issues
4 were the piles had to be removed and he had
5 to get an HOP. That's why he's suing
6 Gilchrist.

7 MR. HART: And he's still arguing
8 the fact that his parts are working
9 machines. I have pictures. I'm up there
10 all the time. I know what's there. There's
11 axles, wheels and tires.

12 MR. RUSSELL RINALDI: Not running
13 stuff?

14 MR. FEBBO: No, it's parts. Piles
15 of parts.

16 MR. RUSSELL RINALDI: And he's not
17 allowed those.

18 MR. FEBBO: No.

19 MR. HART: It's on Munley.

20 MR. RUSSELL RINALDI: Why is it on
21 Munley?

22 ATTY. RINALDI: Or we can just do
23 another and just file another action if we
24 have to.

25 MR. FEBBO: Did we not file to take

1 an appeal from this whole decision? Did we
2 not appeal that?

3 ATTY. RINALDI: We did, and I want
4 to talk about that in executive session.
5 That's a no-no.

6 MR. NOTARI: Shouldn't we start the
7 process again if he's breaking the law
8 again, breaking our ordinance?

9 ATTY. RINALDI: It's not going to be
10 a zoning violation again. We're not
11 starting that again. Now we have an order.
12 He's banned from doing certain things there.
13 So that's an enforceable order.

14 MR. FEBBO: We need to be really
15 severe on this case here. Make sure we have
16 a good locked down case.

17 ATTY. RINALDI: I was wondering what
18 he was doing. It seems quiet every time I
19 drive by.

20 MR. NOTARI: That's funny. When I
21 drove by the other day I thought wow, it
22 looks a little cleaner.

23 MR. BUTLER: It's all nice and clean
24 out in front.

25 MR. HART: He's still arguing the

1 fact that his parts are running machines.

2 ATTY. RINALDI: The HOP we're still
3 working on. That's kind of PennDOT's
4 bailiwick.

5 MR. FEBBO: Did he get shut down
6 from using that road because he doesn't have
7 an HOP?

8 ATTY. RINALDI: They've been working
9 on it for months. They just switched their
10 directors up there. There's no permits up
11 there.

12 MR. FEBBO: It appears that he's
13 using Gilchrist's property completely coming
14 up out of that road.

15 ATTY. RINALDI: Probably because
16 he's suing Gilchrist, I hear, too, over the
17 no HOP permit because Gilchrist never got
18 the HOP.

19 MR. FEBBO: Bill, keep on that.
20 Chris, go up there again and take a look at
21 that. All the way in the back. Right
22 around the trailers, all the way to the
23 back, make a left. Sin city.

24 ATTY. RINALDI: He is off the other
25 property. They threw him off the other

1 property.

2 MR. FEBBO: No, he didn't.

3 MR. BUTLER: There's still stuff
4 there.

5 ATTY. RINALDI: The stuff that's
6 there is there.

7 MR. HART: The front section is
8 where they threw him off. He's moving stuff
9 off, but the Scrap Enterprise and Select
10 Realty, yeah, that's over that side. Now,
11 Dupont Trucking, that's totally separate
12 from Select. So I don't know what he has
13 going on there. That's Billy Gilchrist
14 compared to Joey and Chris. He's got his
15 hands tied with all of them and he's kind of
16 working both sides. He's not there often
17 now.

18 MR. RUSSELL RINALDI: Anything else?

19 MR. HART: No.

20 MR. RUSSELL RINALDI: Anybody have
21 anything for Chris?

22 MR. BUTLER: Two questions. What
23 are they going to be?

24 MR. HART: Either the rooster or an
25 abandoned house somewhere.

1 MR. BUTLER: Ray Street. Two
2 abandoned houses.

3 MR. HART: If I could rip them down
4 myself I would. I send letters.

5 MR. BUTLER: What's our option with
6 those houses? They're abandoned. There's
7 animals living in them.

8 ATTY. RINALDI: Is that the one that
9 was sold?

10 MR. HART: No, there was a different
11 one sold.

12 MR. BUTLER: There's nobody buying
13 these houses. Trust me.

14 MR. HART: There's a lot of
15 abandoned houses all over town that are
16 salvageable. It's somebody property.

17 ATTY. RINALDI: Say hey, it's
18 uninhabitable and it's condemned,
19 structurally unsafe.

20 MR. BUTLER: I was on the porch on
21 one. The wood is giving away.

22 MR. HART: The problem is they're
23 still sitting there. Nobody wants to look
24 at them anymore. So how do you go about --

25 MR. NOTARI: What's the address?

1 MR. BUTLER: 107 Ray Street.

2 There's three houses on one lot.

3 MR. BUTLER: They told me Scott

4 Carey owns one house and some Pisko or

5 somebody like that owns the front house.

6 Andrew Pisko. I was at both houses.

7 There's no way anybody's going to buy these

8 houses. Holes all over the place.

9 MR. HART: I sent out five letters

10 for five abandoned homes. I got the

11 information off the tax list.

12 MR. BUTLER: The gas and water

13 company pounding on that door that they

14 weren't paying any water. The water bill

15 was \$828. They said they were using the

16 water too fast. That tells me a pipe broke

17 inside the house. So that house is going to

18 be all mold, animals are living in it, and

19 you got a lady living in between them.

20 MR. HART: Two houses on Winter

21 Street right now, they claim that the bank

22 owns them. Then I'm finding out somebody

23 else bought them.

24 MR. NOTARI: Pisko owns this

25 property according --

1 MR. HART: That's what I said. All
2 my letters keep coming back on these
3 abandoned properties. There has to be
4 something we can do.

5 ATTY. RINALDI: You can still cite
6 them. The address that's in the assessor's,
7 that's the address.

8 MR. HART: That's what I've been
9 doing.

10 MR. BUTLER: Then what's our course
11 of action?

12 ATTY. RINALDI: I don't know what
13 letters he sent, but if it comes back that's
14 okay. As long as you're using that address.
15 You're not going to get them to tear them
16 down.

17 MR. BUTLER: Why can't we tear them
18 down?

19 ATTY. RINALDI: The last one we tore
20 down we lost money on it and it took, like,
21 15 years to collect.

22 MR. NOTARI: What house was that?

23 MR. FEBBO: Grace Street.

24 MR. NOTARI: It couldn't have taken
25 15 years to collect because we just tore it

1 down.

2 MR. RUSSELL RINALDI: No, this is
3 the Chelland property.

4 MR. NOTARI: The bar property.
5 Didn't we just tear the house down two or
6 three years ago?

7 MR. HART: What I've been trying to
8 do is coordinate with investors to buy up
9 these houses. I got a couple people out
10 there that are willing to buy these
11 properties. That's our best option, if I
12 can get somebody to buy it and come in and
13 either knock it down or put something up.
14 Bobby Barcola, he's trying to buy up
15 properties. We were speaking today, Russ
16 and I. There's people out there willing to
17 do it. It's getting in touch with the
18 people that own them and getting them to
19 actually make a deal.

20 MR. BUTLER: You got somebody living
21 in between the houses. She's not going to
22 sell. The lots aren't real big. They built
23 three houses on one lot. I guess that was
24 the deal a hundred years ago.

25 MR. HART: So far four houses went

1 down in Old Forge in less than a month.

2 MR. RUSSELL RINALDI: I think what
3 Councilman Butler's trying to say, correct
4 me if I'm wrong, and I think we all agree,
5 when we have places like this we just let
6 them sit there for years on years on years.
7 We can't do anything to them?

8 ATTY. RINALDI: Unless they're
9 unsafe.

10 MR. RUSSELL RINALDI: We can't take
11 them over after a certain period of time?

12 ATTY. RINALDI: No. You can wait
13 for them to go to tax sale. If they're in a
14 tax sale and nobody's buying them, then
15 there's the sale. People do it all the
16 time. I don't know what the tax status is
17 on them.

18 MR. FEBBO: Who deems them unsafe,
19 then?

20 ATTY. RINALDI: All that's going to
21 do is prevent it from being livable. He's
22 going to tag it and say it's condemned,
23 nobody can live in it.

24 MR. BUTLER: Won't that force them
25 to sell the property if it's condemned and

1 nobody can live in it?

2 MR. NOTARI: The assessor's page
3 says Pisko, 107 Ray Street.

4 ATTY. RINALDI: A, if there's a
5 mortgage on it; B, if there's taxes on it.

6 MR. BUTLER: No mortgage on these
7 houses.

8 MR. RUSSELL RINALDI: Is there a way
9 to fine them continuously until they say
10 okay, I'll sell my house, I'll fix it up?

11 MR. BUTLER: Or I don't want the
12 property no more.

13 MR. RUSSELL RINALDI: I'll pay my
14 fine.

15 ATTY. RINALDI: If it's dangerous,
16 yes.

17 MR. HART: If I can fine every day,
18 I'll fine and cite every day.

19 ATTY. RINALDI: As long as we got an
20 engineer or somebody that can testify to
21 that. Just get the addresses from Chris and
22 we'll just see where each one is at. If
23 it's back taxes, somebody died and nobody
24 opened up an estate. All different reasons
25 they sit there.

1 MR. RUSSELL RINALDI: Are these
2 rentals or residential?

3 MR. HART: No, they're residential
4 houses.

5 MR. RUSSELL RINALDI: Bill just said
6 if Chris gets the addresses he can check the
7 status on where these houses are. Chris,
8 why don't we start getting some addresses.

9 MR. HART: I have a list.

10 MR. RUSSELL RINALDI: Then give them
11 to the solicitor and let him start looking
12 through the tax rolls and see if they're on
13 back taxes.

14 MR. NOTARI: Because maybe there's
15 something with the Land Bank program with
16 the county if people aren't paying their
17 taxes on them and they're on sheriff's sale.

18 ATTY. RINALDI: If they're in a
19 repository anybody can go and say hey, I
20 want to pay you \$5, can I buy it.

21 MR. RUSSELL RINALDI: Let's get some
22 addresses and start working on it, if we
23 could. Especially if they're abandoned.
24 Chris, anything else?

25 MR. HART: No.

1 MR. RUSSELL RINALDI: Anyone have
2 any questions for Chris? Thanks, Chris.

3 Chief Dubernas, anything for the
4 agenda?

5 CHIEF DUBERNAS: I sent you the
6 timed parking. I sent it to Bill and I gave
7 it to Marylynn to send to you guys. I put
8 in there from 9:00 to 5:00. I wasn't sure
9 what you guys wanted for timed parking.

10 MR. RUSSELL RINALDI: Monday to
11 Friday?

12 CHIEF DUBERNAS: I just put the
13 timed parking. I didn't put dates or times
14 because I wasn't sure if you wanted it
15 Monday to Friday or seven days a week.

16 MR. RUSSELL RINALDI: Me personally,
17 I was thinking Monday to Friday, 9:00 to
18 5:00.

19 CHIEF DUBERNAS: We can always
20 change that.

21 I think attorney Rinaldi will have
22 more information on the civil service rules.

23 I gave you the requirements for the
24 sergeant requirements and for captain.

25 There's just a couple things in the

1 civil service rules. I'm not sure if you
2 want to discuss them in a five minute
3 executive.

4 MR. RUSSELL RINALDI: We could.

5 CHIEF DUBERNAS: I think attorney
6 Rinaldi might explain to you about changing
7 one of the personnel on the civil service
8 commission for next meeting. Other than
9 that, that's it. Probably adopt the policy
10 for the police department for harassment in
11 a workplace.

12 MR. RUSSELL RINALDI: Anything else?

13 MR. BUTLER: On this thing here it
14 says "must successfully take and pass a
15 first line supervision course within six
16 months of appointment."

17 CHIEF DUBERNAS: They offer training
18 classes for first line supervisors.

19 MR. BUTLER: We appoint somebody
20 first and then they come take the test?
21 What happens if they fail?

22 CHIEF DUBERNAS: The training they
23 go to, it's not like that. After I became
24 the chief I went to a bunch of leadership
25 classes afterwards. Some of them already

1 have it, but that's just a recommendation,
2 that within six months they have to have
3 that. And they can all be changed.

4 MR. NOTARI: Do we have officers
5 interested or is this just an updated policy
6 that you gave us?

7 CHIEF DUBERNAS: I'm not sure if
8 there's officers interested. I never posted
9 the positions yet. But I think it's time
10 for us to move forward.

11 MR. RUSSELL RINALDI: Great idea.

12 CHIEF DUBERNAS: Because I can't be
13 there 24/7. I told you that in the past. I
14 know I have a phone. I try my best, but I
15 still can't be there 24/7.

16 MR. RUSSELL RINALDI: I agree. I
17 think it's a great idea.

18 MR. NOTARI: Me, too.

19 CHIEF DUBERNAS: In the past, when I
20 first got hired we had a captain that worked
21 dayshift. I took the exact hours of our old
22 captain when I first got hired back in 2000
23 and our sergeant. We had a sergeant on
24 second shift and a sergeant on third shift.
25 He saw in the recommendation it says agreed

1 upon the OFPOA. That has to be agreed upon
2 with the union. But that's where I'd prefer
3 them, one on second, one on third, and the
4 same shift as how they used to be, Tuesday
5 through Saturday. So there was always a
6 supervisor throughout the weekend, pretty
7 much.

8 MR. NOTARI: I'm probably getting
9 ahead of us here, but if we have somebody
10 that's currently working second shift that
11 wants to be captain and has --

12 CHIEF DUBERNAS: Seniority on a
13 ranked position would bump them.

14 MR. NOTARI: So that would bump
15 somebody on first shift that is senior
16 already. Correct?

17 CHIEF DUBERNAS: Yes. Under the
18 rank structure, yes. That's right in the
19 SOP and everything.

20 MR. NOTARI: That would have to be
21 agreed upon by the union. Yes?

22 CHIEF DUBERNAS: Yes. The rank
23 supersedes the seniority, so days worked is
24 what has to be agreed upon. That would be
25 my recommendation for days worked, Tuesday

1 through Saturday, and then --

2 MR. NOTARI: That makes sense. All
3 right, we'll talk about it in executive.

4 MR. FEBBO: Why did we not replace
5 the captain with a captain --

6 CHIEF DUBERNAS: We never had enough
7 police officers, and the only ones that
8 would were eligible was me and Kim because
9 you have to have so many years full time.
10 All my full timers right now are eligible
11 for either one. They all have enough time.

12 MR. FEBBO: Do we have interest?

13 CHIEF DUBERNAS: I think so. People
14 said they were interested in it. Like I
15 said, I say here's a first line supervision
16 class, you can take this, and I had officers
17 that wanted and went to it.

18 MR. RUSSELL RINALDI: Anybody have
19 questions for the chief? Thanks, Chief.

20 Bill Stull, assistant fire chief,
21 anything for the agenda? Anything for the
22 meeting?

23 MR. STULL: No, nothing at all.

24 MR. RUSSELL RINALDI: Anybody have
25 any questions for Bill? Bill, the

1 inspections, still going pretty strong with
2 them?

3 MR. STULL: What we're trying to do
4 now is catch up on all the old inspections
5 that we have to do follow-ups on before we
6 start anything new. So we're working with
7 Chris on that. There's a lot that we did
8 follow-up inspections on twice, three times,
9 not getting anywhere. We're just turning
10 them over to code enforcement, let them
11 handle it now. Chris has everything up to
12 date.

13 Once that's done we'll move on to
14 other businesses. I know Chris wants to do
15 multi-families, he wants to get started on.

16 MR. RUSSELL RINALDI: Sounds good.

17 MR. HART: That's the biggest
18 problem. All multi-family rentals that are
19 owned by New York, New Jersey.

20 MR. NOTARI: Get them registered.
21 Our landlord ordinance.

22 MR. HART: Started working with it
23 today. I had a guy, he gave me pretty much
24 all his information from the lease to who's
25 living there, contact numbers for the

1 management company and himself, contact
2 numbers for the tenants. I mean, it will
3 work, but it's also going one by one, taking
4 it street by street and seeing which
5 properties are being rented and not lived
6 in, then approaching the property owner. So
7 it will take time, but it will work. Just
8 keep in order by how long their lease is, if
9 the lease is up, or if I hear from the chief
10 that somebody's whatever, then I can
11 reference right back. Kind of regulate it
12 that way.

13 MR. RUSSELL RINALDI: Anything else,
14 Bill?

15 MR. STULL: No, that was it.

16 MR. RUSSELL RINALDI: Attorney
17 Rinaldi, anything for the agenda or for the
18 meeting?

19 ATTY. RINALDI: I guess we're going
20 to have Dunbar's resolution on the
21 donations.

22 We're going to have the no parking
23 ordinance on Butler Street.

24 Civil service. Me and Dave can work
25 out all the changes and I can get the add

1 in, get that on the agenda.

2 Think about a mask resolution,
3 because right now there's a mask required on
4 all borough property. I know all the
5 mandates seem to be lifted, so we have to
6 change ours, if you want to change it.

7 MR. RUSSELL RINALDI: We should
8 discuss that tonight in executive as well.

9 ATTY. RINALDI: And there's going to
10 be two stipulations to resolve two of the
11 tax appeals and one which I can tell you
12 about in executive session. About six or
13 seven tax appeals. Two of them are going to
14 be resolved. One was supposed to be a trial
15 last Wednesday, it was continued. Another
16 was a pretrial that was continued, so that's
17 resolved. The third one -- well, three
18 other ones look like it's going to be going
19 to trial. That's it.

20 MR. RUSSELL RINALDI: Bill, you said
21 Dunbar, no parking. What was the third one?

22 ATTY. RINALDI: Butler, the mask
23 resolution. Update that. Civil service
24 would be an ordinance.

25 MR. RUSSELL RINALDI: That's the one

1 I missed. Anything else?

2 ATTY. RINALDI: That's it.

3 MR. RUSSELL RINALDI: Anybody have
4 any questions for the solicitor? Thank you,
5 Bill.

6 Marylynn, borough manager, anything
7 for the agenda?

8 MS. BARTOLETTI: No. The only thing
9 that I would like is an executive when we're
10 done for personnel reasons.

11 MR. RUSSELL RINALDI: Okay. Anybody
12 have any questions for the borough manager?

13 MR. NOTARI: Mare, do we need to
14 alert the election department at that county
15 about we still will not be --

16 MS. BARTOLETTI: Already done.

17 MR. RUSSELL RINALDI: Anyone else?
18 Thanks, Mare. We'll go down the table.
19 Mayor Legg?

20 MAYOR LEGG: I have nothing.

21 MR. FEBBO: No, I said it all.

22 MR. NOTARI: I have nothing at this
23 time.

24 MR. LETTIERI: I'm good.

25 MR. BUTLER: I have nothing.

1 MR. RUSSELL RINALDI: All I would
2 say is we'll just break into a brief
3 executive as well. Other than that, I don't
4 have anything else.

5 The chair would entertain a motion
6 to adjourn the work session.

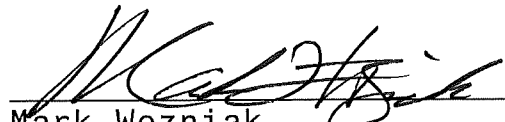
7 MR. FEBBO: I'll make that.

8 MR. RUSSELL RINALDI: By Councilman
9 Febbo. All in favor?

10 (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 38 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

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