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OLD FORGE BOROUGH COUNCIL
OLD FORGE, PENNSYLVANIA

IN RE: REGULAR MEETING OF COUNCIL

JULY 19, 2022

6:00 P.M.

EAGLE-MCCLURE HOSE COMPANY

MILWAUKEE AVENUE

OLD FORGE, PENNSYLVANIA

COUNCIL MEMBERS:

- RUSSELL RINALDI, PRESIDENT
- RICK NOTARI, VICE-PRESIDENT
- LOUIS FEBBO
- JAMES HOOVER
- MICHELLE AVVISATO
- ANDREW BUTLER
- WILLIAM RINALDI, ESQUIRE, SOLICITOR
- MARYLYNN BARTOLETTI, BOROUGH MANAGER
- ROBERT LEGG, MAYOR

Mark Wozniak
Official Court Reporter

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

4 (The Pledge of Allegiance was
5 recited.)

6 MR. RUSSEL RINALDI: Roll call,
7 please.

8 MS. BARTOLETTI: Councilwoman
9 Avvisato?

10 MS. AVVISATO: Here.

11 MS. BARTOLETTI: Councilman Butler?

12 MR. BUTLER: Here.

13 MS. BARTOLETTI: Councilman Febbo?

14 MR. FEBBO: Present.

15 MS. BARTOLETTI: Councilman Hoover?

16 MR. HOOVER: Here.

17 MS. BARTOLETTI: Councilman Lettieri
18 is absent. Councilman Notari?

19 MR. NOTARI: Present.

20 MS. BARTOLETTI: Councilman Rinaldi?

21 MR. RUSSELL RINALDI: Here. Once
22 again, ladies and gentlemen, welcome to the
23 regular meeting of the Old Forge Borough.
24 Today is July 19, 2022. The purpose of our
25 meeting is to go through a few housekeeping

1 motions, we'll hear from our department
2 heads, we'll hear from our borough manager,
3 our solicitor. We'll go down the table and
4 hear from our mayor and our council members.

5 There's a public sign-in sheet. If
6 anyone from the public would like to address
7 us at the end of the meeting we'll give you
8 a few minutes.

9 With that said we'll move on to our
10 first housekeeping motion. It's a motion to
11 approve the minutes from the prior meeting.

12 MS. AVVISATO: I'll make that
13 motion.

14 MR. RUSSELL RINALDI: By
15 Councilwoman Avvisato.

16 MR. HOOVER: I'll second it.

17 MR. RUSSELL RINALDI: Seconded by
18 Councilman Hoover. On the question? Public
19 input? Roll call, please.

20 MS. BARTOLETTI: Councilwoman
21 Avvisato?

22 MS. AVVISATO: Yes.

23 MS. BARTOLETTI: Councilman Febbo?

24 MR. FEBBO: Yes.

25 MS. BARTOLETTI: Councilman Butler?

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MR. BUTLER: Yes.

MS. BARTOLETTI: Councilman Hoover?

MR. HOOVER: Yes.

MS. BARTOLETTI: Councilman Notari?

MR. NOTARI: Yes.

MS. BARTOLETTI: Councilman Rinaldi?

MR. RUSSELL RINALDI: Yes. The second item is motion to approve treasurer's report. Please note this does not include the sewer account.

MR. NOTARI: I'll make that motion.

MR. RUSSEL RINALDI: By Councilman Notari.

MS. AVVISATO: I'll second it.

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

MS. BARTOLETTI: Councilwoman Avvisato?

MS. AVVISATO: Yes.

MS. BARTOLETTI: Councilman Febbo?

MR. FEBBO: Yes.

MS. BARTOLETTI: Councilman Butler?

MR. BUTLER: Yes.

MS. BARTOLETTI: Councilman Hoover?

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MR. HOOVER: Yes.

MS. BARTOLETTI: Councilman Notari?

MR. NOTARI: Yes.

MS. BARTOLETTI: Councilman Rinaldi?

MR. RUSSELL RINALDI: Yes. The third item is motion to approve invoices for payment. Please note once again this does not include the sewer account.

MR. BUTLER: I'll make that motion.

MR. RUSSELL RINALDI: By Councilman Butler.

MS. AVVISATO: I'll second that motion.

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

MS. BARTOLETTI: Councilwoman Avvisato?

MS. AVVISATO: Yes.

MS. BARTOLETTI: Councilman Febbo?

MR. FEBBO: Yes.

MS. BARTOLETTI: Councilman Butler?

MR. BUTLER: Yes.

MS. BARTOLETTI: Councilman Hoover?

MR. HOOVER: Yes.

1 MS. BARTOLETTI: Councilman Notari?
2 MR. NOTARI: No.
3 MS. BARTOLETTI: Councilman Rinaldi?
4 MR. RUSSELL RINALDI: Yes. Fourth
5 item is motion to approve sewer department
6 financial report.
7 MR. NOTARI: I'll make that motion.
8 MR. RUSSELL RINALDI: By Councilman
9 Notari.
10 MR. BUTLER: I'll second it.
11 MR. RUSSELL RINALDI: Seconded by
12 Councilman Butler. On the question? Public
13 input? Roll call, please.
14 MS. BARTOLETTI: Councilwoman
15 Avvisato?
16 MS. AVVISATO: Yes.
17 MS. BARTOLETTI: Councilman Febbo?
18 MR. FEBBO: Yes.
19 MS. BARTOLETTI: Councilman Butler?
20 MR. BUTLER: Yes.
21 MS. BARTOLETTI: Councilman Hoover?
22 MR. HOOVER: Yes.
23 MS. BARTOLETTI: Councilman Notari?
24 MR. NOTARI: Yes.
25 MS. BARTOLETTI: Councilman Rinaldi?

1 MR. RUSSELL RINALDI: Yes. The last
2 item under housekeeping is a motion to
3 approve sewer department invoices for
4 payment.

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

6 MR. RUSSELL RINALDI: By Councilman
7 Notari.

8 MS. AVVISATO: I'll second that.

9 MR. RUSSELL RINALDI: Seconded by
10 Councilwoman Avvisato. On the question?
11 Public input? Roll call, please.

12 MS. BARTOLETTI: Councilwoman
13 Avvisato?

14 MS. AVVISATO: Yes.

15 MS. BARTOLETTI: Councilman Febbo?

16 MR. FEBBO: Yes.

17 MS. BARTOLETTI: Councilman Butler?

18 MR. BUTLER: Yes.

19 MS. BARTOLETTI: Councilman Hoover?

20 MR. HOOVER: Yes.

21 MS. BARTOLETTI: Councilman Notari?

22 MR. NOTARI: Yes.

23 MS. BARTOLETTI: Councilman Rinaldi?

24 MR. RUSSELL RINALDI: Yes. We're
25 going to go through our department heads.

1 First department head is Joe Lenceski, DPW
2 manager. Does anybody have any questions
3 for Joe? Anything for us, Joe?

4 MR. LENCESKI: Nothing.

5 MR. RUSSELL RINALDI: Thanks, Joe.
6 Chris Hart, code enforcement/zoning officer.
7 Anybody have any questions for Chris?

8 MS. AVVISATO: I want tell him I
9 like the report.

10 MR. NOTARI: I like the report as
11 well. There was a part of the report -- I
12 don't have it right now in front of me --
13 that you had names and addresses for fines.

14 MR. HART: Yes, violations.

15 MR. NOTARI: But then there was a
16 section where there were no names.

17 MR. HART: I just don't have names.
18 They are under businesses. They'll be
19 added. Everything I listed, the address,
20 they already received a notice of violation.
21 They all received a letter. As of Thursday
22 we hit 30 days. That's when the citations
23 will go out. I'll double check on those
24 tomorrow and Thursday. Then they'll go out,
25 and I'll send you guys another report

1 stating if they got a citation, the cost and
2 fees, and then I'll give you guys the
3 process as I go through the month.

4 MR. NOTARI: So the ones without the
5 names are ones that weren't property owners
6 that were readily available.

7 MR. HART: Yes. It's got to be
8 updated.

9 MR. NOTARI: One other question. I
10 don't know if it's for Bill. I notice that
11 one of the permits that BIU gave out was for
12 the school, \$138,000.

13 ATTY. RINALDI: Does that have to do
14 with the parking lot?

15 MR. NOTARI: The project. Is it
16 possible that we waive any of those fees to
17 try to save the school some money? I
18 remember we talked about this years ago when
19 they put the new roof on, and I can't
20 remember if we were allowed to waive the fee
21 or we were not. But the subject did come
22 up.

23 MR. RUSSELL RINALDI: Great
24 question.

25 ATTY. RINALDI: You can only waive

1 your share.

2 MR. NOTARI: Our share is what, ten
3 percent or 15 percent?

4 MS. BARTOLETTI: Yes. It's a small
5 amount. Even when we did the remodeling of
6 the borough we didn't waive our fees.

7 ATTY. RINALDI: We are probably
8 going to be doing work because of that road
9 work. They're using it as alternate
10 parking.

11 MR. NOTARI: Using what, the parking
12 lot?

13 ATTY. RINALDI: They're showing that
14 as now parking area coming in off that
15 street. We'll be finishing that road to
16 square.

17 MR. NOTARI: Okay.

18 ATTY. RINALDI: We'll be doing a
19 portion of it.

20 MR. NOTARI: I wasn't sure exactly
21 what the percentage was of that number.

22 MR. HART: It's two percent of the
23 total estimated cost of the project. Joe
24 and I just met today. I spoke with Site
25 Logic actually this morning. I'm meeting

1 them in the morning for the check. All that
2 was already initially calculated.

3 MR. NOTARI: If we were to waive a
4 portion of that fee it would only probably
5 be \$10,000? It was \$138,000.

6 ATTY. RINALDI: It's 20 percent.

7 MR. NOTARI: So \$26,000.

8 THE COURT: Did they come to
9 planning?

10 MR. HART: No. It's all interior
11 renovations. That one, that didn't start
12 yet. That will be coming up.

13 MR. NOTARI: That's all.

14 MR. HOOVER: Those violation
15 notices, you have 16 of them down in front
16 of George's desk?

17 MR. HART: No, they're not all on
18 George's. All of those right here I didn't
19 get a chance to update. All of those
20 have -- letters were sent out to those
21 addresses to fix the problem. As of
22 Thursday they will go into citation under
23 the quality of life ordinance. There's four
24 or five of them in there. Tommy Chickey's
25 included, Fallon Street. All the major

1 ones, they're down on George's desk. August
2 9th I have a few at hearings.

3 MR. HOOVER: 449 Milwaukee Avenue,
4 is that the houses, Tommy Chickey?

5 MR. HART: On the corner. I have
6 him in court.

7 MR. HOOVER: That's a mess.

8 MR. HART: That's set for August
9 9th. He is going to fight it.

10 MR. HOOVER: Pave cut fees?

11 MR. HART: As of Thursday they will
12 increase.

13 MR. HOOVER: Put the amount in
14 there.

15 MR. RUSSELL RINALDI: Anyone else
16 have any questions for Chris? Chris,
17 anything else?

18 MR. HART: The only thing I have, if
19 it's okay with you guys, the planning
20 commission, they requested to move planning
21 meetings to Monday nights, the second Monday
22 of the month, around 6:30. It just works
23 out a lot better for a lot of the guys on
24 the board. As long as everybody's okay with
25 that.

1 MR. RUSSELL RINALDI: I have no
2 problem.

3 MS. AVVISATO: I don't have a
4 problem with that.

5 MR. RUSSELL RINALDI: Bill, is that
6 something we have to vote on?

7 THE COURT: No. Did they set it
8 already?

9 MR. HART: No. We're waiting for
10 your comments.

11 ATTY. RINALDI: No.

12 MR. RUSSELL RINALDI: Thanks, Chris.
13 Dave Lopatka, engineer's report?

14 MR. LOPATKA: I have it here. Most
15 of it has to do with updates, some other
16 items.

17 MR. LOPATKA: So under the
18 renovations, a lot of the items, I think
19 there were originally 18 items and 19 was
20 added. That was the window. So they did
21 replace the window that was broken when the
22 grass was being cut. A good portion of
23 these items have been addressed other than,
24 I believe, six, which is the zoning office,
25 and I guess there's some leaking going on in

1 some of that ductwork. So I did talk to
2 Dustin today. He's supposed to be getting
3 Climate Temp out there to review this issue
4 and find out what the problem is. To me
5 it's a condensation issue. Somehow there's
6 heat from the roof getting -- all that
7 ductwork was insulated. Now, whether or not
8 there's a gap somewhere, there's heat
9 getting in there and causing a condensation
10 issue. I don't know. But it needs to be
11 resolved. That's one.

12 I think the spackling was still out
13 there, and then countertops. Now, after
14 looking at drawings the countertop was
15 installed per the drawings. Now, should
16 there have been a support placed somewhere?
17 I mean, that's more of an architectural
18 issue than construction issue. So they did
19 install it the way it was proposed.

20 MR. HOOVER: Send the bill to the
21 architect when it's fixed.

22 MR. LOPATKA: I don't disagree.

23 MR. HOOVER: He designed it, it's
24 wrong.

25 MR. LOPATKA: The one door between

1 the police station and the admin office, if
2 you read through this D&M installed the door
3 the way it was proposed to be installed. It
4 had, like, a mortise lock, per the drawing,
5 and when Vector came in to install for the
6 key fobs they cut that out and they put in a
7 strike plate which created the issue with
8 the door. So D&M went back and fixed it the
9 way it was proposed to be installed, and
10 Vector went back again and cut that out and
11 put a strike plate in there. So that's one
12 of the reasons the door doesn't work. I
13 mean, the door was installed the way it was
14 proposed to be installed, the mortised lock,
15 per the drawings. Then Vector came in there
16 and cut the door -- cut the casing on the
17 door and put a strike plate in there, which
18 doesn't seem to be working.

19 So Vector's not part of the
20 construction project, but they changed the
21 way the door works, and I guess it's not
22 working properly with what they did. So I'm
23 not -- I guess that was something that was
24 gone over numerous times.

25 MR. HOOVER: So what's Vector going

1 to do about it?

2 MS. BARTOLETTI: I'm waiting for an
3 answer from them. They have to fix it.

4 MR. LOPATKA: From D&M's side, the
5 construction side, it was installed. It
6 wasn't their fault.

7 MR. HOOVER: It was done and working
8 twice.

9 MR. LOPATKA: And Vector came and
10 changed it twice. Not sure why.

11 MR. BUTLER: Did we call them a
12 second time? Why would they change it a
13 second time?

14 MS. BARTOLETTI: I'm not sure where
15 the breakdown in communication is. They
16 were made aware of it.

17 MR. LOPATKA: D&M had it set up the
18 way it was proposed and it was done, and
19 they came in and cut the frame on the door
20 and put a strike plate in.

21 MR. HOOVER: Do we owe Vector any
22 money?

23 MS. BARTOLETTI: No, but that's
24 still a work in progress.

25 MR. RUSSELL RINALDI: They still

1 have to come back for a few other items.

2 MR. BUTLER: D&M put the lock in
3 there with no strike plate?

4 MR. LOPATKA: No, they put it in the
5 way it was specked and Vector came and
6 changed it.

7 MS. BARTOLETTI: The door actually
8 had electricity running to the door, so it
9 didn't need the strike plate. The swiper
10 needed to be there.

11 MR. LOPATKA: So it was already set
12 up the way it should have been set up and
13 Vector came in and changed the configuration
14 of it.

15 MR. HOOVER: But change it one time.
16 Change it twice? You're kidding me. We let
17 them change it a second time when it was
18 working correctly.

19 MR. LOPATKA: I don't think they
20 ever hooked it up the first time. They came
21 in and saw what was there and they took it
22 out and put a strike plate in. The door
23 wasn't working then.

24 MR. HOOVER: Yeah, when they took it
25 out. Didn't they know the door wasn't

1 working? Bang your head up against the wall
2 a hundred times. They have to fix it.

3 MR. RUSSELL RINALDI: Right.
4 Marylynn's on top of it. They're coming
5 back for a few other things. We'll make
6 sure they get that done.

7 MR. LOPATKA: I believe 14, center
8 of the parking lot -- the spackling, D&M is
9 claiming that's the way it was supposed to
10 be spackled. I briefly looked. They say
11 it's a level five spackling job. I'm not
12 the architect. I don't know exactly what a
13 level five spackling job means. So I'll get
14 to the bottom of that one.

15 And 14, there's a little piece of
16 the paving in the center of the parking lot
17 that has -- I went and looked at it. The
18 contractor kind of said that well, it had
19 something to do with turning around or
20 something in the parking lot, which when
21 it's really hot out you might see a little
22 scratching on the asphalt but it doesn't
23 fall apart. To me, I told them they need to
24 come back and cut that part out and redo it.
25 The way I see it is it might be a high spot

1 in that one spot in the subbase when they
2 paved it, and naturally it didn't get as
3 much asphalt as the area around it. So it
4 kind of popped right out. It needs to be
5 fixed. It's not a big spot but it needs to
6 be fixed.

7 MR. RUSSELL RINALDI: Just cut it
8 out and repatch it.

9 MR. NOTARI: Patch a brand new lot?
10 They should repave the whole thing. We're
11 going to pave cut a brand new paved lot and
12 then patch it? It's ridiculous.

13 MR. HOOVER: He's got a point. If
14 it was on a road, if they were paving a road
15 for us and the road -- they'd have to do the
16 whole one side or whatever.

17 MR. LOPATKA: I guess if you cut the
18 whole road across the road. I'm looking at
19 it and see what the extent of it is. It's
20 not a big spot, but it shouldn't have
21 happened. I agree.

22 MR. RUSSELL RINALDI: Bill, what's
23 the regulation on that as far as paving,
24 making them repave the whole thing or make
25 them patch it?

1 ATTY. RINALDI: Well, it's not a
2 road, it's a parking lot. There's no
3 regulation on parking lots. It's our lot.
4 It's up to us.

5 MR. LOPATKA: The grass, it's been
6 sodded at this point. I guess discussion
7 with us -- and, Joe, you can probably
8 elaborate more on this. But they're willing
9 to pay for Joe's time and materials.
10 Whatever it took to kind of get the grass
11 back to where it needs to be. At this point
12 we can ask them to pay for a portion of the
13 sod or whatever you guys feel is necessary.

14 MR. HOOVER: It wasn't going to take
15 Joe one day to fix it.

16 MR. LOPATKA: No, he said I'll pay
17 time and materials. I think they were
18 willing to agree to a number on what it was,
19 \$2,000 or \$3,000, to have him fix it. I
20 don't know what the number is but we can
21 come up with a number, say here's what we're
22 proposing to you.

23 MR. RUSSELL RINALDI: Why don't we
24 have Joe get together with Marylynn.

25 MR. HOOVER: For a week. Is that

1 long enough, Joe? Or two weeks?

2 MR. LENCESKI: We stopped the
3 recycling and spent the whole day there.

4 MR. LOPATKA: Come up with a number.

5 ATTY. RINALDI: Use their rate.

6 MR. HOOVER: However long it would
7 take you to do it with your guys. Figure it
8 out.

9 MR. LOPATKA: Just on some other
10 things, the paving for Dunn Avenue, that's
11 getting ready to go out to bid.

12 Apache Drive, we got two bids back.
13 It was sent out to eight contractors, two
14 responded. O'Hara was \$37,950 and Pioneer
15 was \$40,500.

16 Hickory Street they were again sent
17 out to eight or nine contractors and we got
18 three bids back. Pioneer was the lowest at
19 \$189,909 --

20 MS. AVVISATO: How can they be a
21 thousand dollars cheaper? That's a big
22 amount.

23 MR. LOPATKA: They all had the same
24 set of drawings. I can look at it. We
25 didn't do a straight-up unit price bid. We

1 gave them the drawings. A lot of them will
2 do that. It depends on how much work they
3 have.

4 MR. HOOVER: I looked at Linde.
5 Chris called me and he said he just can't do
6 it. That's why he came up with 292, he's
7 too busy.

8 MR. NOTARI: The Apache Drive
9 project, \$40,000 for a storm drain?

10 MR. LOPATKA: Two drains and a
11 hundred feet of pipe. Inlets right now --
12 which, again, same issue, supply and demand
13 of inlets -- typically we're about \$2,500 to
14 \$3,000. Now every bid that I've seen
15 recently they're \$5,000, \$5,500, along with
16 the pipe.

17 MR. NOTARI: Hickory Street, 600
18 block, am I correct, the whole block?

19 MR. LOPATKA: The whole block, from
20 manhole to manhole. Albion to St. Stevens.

21 MR. NOTARI: I realize that the
22 Pioneer contract on Apache is more, but
23 would it help us save money if they did both
24 jobs?

25 MR. LOPATKA: Technically, I guess

1 the Apache job by rule probably has to go to
2 bid because they're over the \$21,000.

3 MR. NOTARI: Oh, these are just
4 quotes?

5 MR. LOPATKA: They were quotes. We
6 did send it out and technically it has to go
7 out to bid because we're over the \$21,900.

8 MR. HOOVER: You said that you redid
9 the drawings. Did they bid on the right
10 ones?

11 MR. LOPATKA: The one drawing, it
12 didn't seem like they bid on the right one.

13 MR. HOOVER: Make sure they bid on
14 the right one.

15 MR. LOPATKA: I even sent Marylynn
16 an e-mail that I think I'm going to send it
17 back out to these two. We took one of the
18 inlets out and we shifted the other one over
19 and we lost some pipe, can you give us a new
20 number. If they come back under the
21 \$21,900, then we have a chance. We can do
22 it that way.

23 And the other one, Hickory Street,
24 because it's sewer, I think, Bill, we talked
25 about doing that as an emergency project.

1 So it didn't really have to go to bid. We
2 need three quotes, which we have.

3 MR. NOTARI: Are we going to approve
4 those tonight, the Hickory Street project
5 tonight?

6 MR. LOPATKA: You can. We have the
7 bids. Apache you can't. I have to send it
8 back out to these two guys. I don't know if
9 they didn't look at the e-mails I sent them
10 or they were just looking at the wrong plan.
11 Both of them, I think, still had the two
12 inlets on them with the extra pipe.

13 MR. LENCESKI: I was over there
14 multiple times, and I'd like to see video
15 proof of them being flooded out. It's crazy
16 to spend that much money on a problem that
17 might be a ten or 20-year storm water.
18 There's no way in hell she's getting ten
19 inches of water in her garage. No way.

20 MR. NOTARI: Not from the street.
21 My grandmother gets water. It's coming from
22 the ground.

23 MR. LOPATKA: She does have a low
24 spot in front of her driveway. Now, I don't
25 know if that was created when it was paved.

1 So the slope is supposed to come across the
2 front of her driveway. Maybe it's just wear
3 and tear over time. But there is, like, a
4 little low spot right there. The water sits
5 there, but even -- I mean, it doesn't
6 show -- typically you'd see sediment if
7 water was sitting in a big area like that.
8 I think it fills up a little bit and then it
9 continues to the inlet.

10 MR. HOOVER: I saw it in a
11 rainstorm. Maybe it just wasn't hard
12 enough. I didn't see it go over.

13 MR. LOPATKA: Either way, I can at
14 least reprice that based off the
15 modification we did to the drawings.

16 MR. RUSSELL RINALDI: The video I
17 have there's no water going there.

18 MR. LENCESKI: Even if it did go
19 down her driveway she has a ten inch trough
20 drain that's cast into the concrete.

21 MR. LOPATKA: Hickory Street, I
22 think, is -- I mean, if they can do it for
23 190, which is a hundred thousand dollars
24 less than Linde, but Linde only threw a
25 number in there. Maybe O'Hara did the same.

1 O'Hara bid on both of them. You can try to
2 put them all together, but I don't think you
3 can.

4 MR. HOOVER: We're not going to
5 start this project for weeks yet.

6 MR. LOPATKA: If you guys approve it
7 we'll have to get the contract signed, then
8 a notice to proceed.

9 MR. HOOVER: We know that has to be
10 done, if everybody's in agreement with
11 Hickory Street.

12 MS. AVVISATO: We have to.

13 MR. LENCESKI: Beyond that, going to
14 Oak Street, that is also corrugated metal
15 pipe.

16 MR. HOOVER: That 189, is that
17 paving the road, too?

18 MR. LOPATKA: Yeah.

19 MR. NOTARI: Do we have CDBG money
20 to help with that?

21 MS. BARTOLETTI: We do, but by the
22 time --

23 MR. LOPATKA: They only do them
24 certain times of the year.

25 MR. HOOVER: Let's just do trench

1 restoration. Let it sit. Maybe the
2 utilities will come in and do some work
3 there.

4 MR. LOPATKA: Base and the top. If
5 somebody does come in all they have to do is
6 mill it and overlay it. That was part of
7 what was sent out. I mean, the reason we
8 did it that way is by the time you finish
9 that road you're going to destroy a lot of
10 the road.

11 MR. HOOVER: If the utility's going
12 to come in they're going to pave it anyway.

13 MR. LOPATKA: The other item was
14 Smith Street, the issue with the storm
15 water. The cemetery there. So at the last
16 meeting you guys asked us to take a look at
17 what it would take to get gravity out of
18 there as opposed to another method of
19 getting rid of it. We did go through and do
20 that exercise.

21 First of all, to get gravity out of
22 there you're going to have inlets that are
23 20 feet deep. So the issue is right here.
24 This is the inlet that we're talking about.
25 There's one other inlet over there that ties

1 directly into the sanitary system. To run a
2 gravity line you basically would have to
3 chase it all the way down back to Moosic
4 Road, 1,600 feet. If you look here you can
5 see -- it's hard to see on this, but it's,
6 like, 20, 25 foot depth. That's how deep
7 you have to go.

8 MR. FEBBO: All rock.

9 MR. LOPATKA: Probably solid rock.
10 This doesn't even take into consideration
11 blasting. By the time you get into that
12 you're probably a million or more.

13 Pumping station, I had them put a
14 couple inlets here to kind of pick off some
15 of the water. So there's two inlets here,
16 two inlets here. They go over, tie into
17 that, and then we're pumping it back out.
18 We have to pump it up to the high spot, then
19 you can let gravity take it down to
20 discharge. This actually takes it down
21 somewhere towards the railroad track.

22 MR. NOTARI: That would just be a
23 pipe sticking out of the ground?

24 MR. LOPATKA: There would be an
25 inlet. The pump is at the bottom of the

1 inlet. Then this pipe going out of the back
2 of the manhole would be a gravity pipe.

3 MR. NOTARI: Is there a manhole
4 already there in the street?

5 MR. LOPATKA: It might be sanitary,
6 not a storm. So this is the cost to do the
7 other part. Again, if you're looking at the
8 pump there's a couple ways to do it. And
9 I'm not a hundred percent on the cost. You
10 could let all the water come to here and
11 pump it here and not do these inlets. We're
12 just trying to pick some of it off before it
13 starts ponding here. You could just put the
14 pump station and eliminate the pipe. But
15 just to kind of rough it out and try to
16 figure out the best approach.

17 MR. NOTARI: If you put a catch
18 basin in somewhere here on Lincoln would you
19 run it into the sanitary --

20 MR. LOPATKA: No, these catch basins
21 are going to bring it down and tie into that
22 inlet at the low spot.

23 MR. HOOVER: Let the water come down
24 the hill and push it back up.

25 MR. LOPATKA: Then it pushes it back

1 up. These inlets technically don't need to
2 be put in. The best way would be to collect
3 it at different locations.

4 MR. NOTARI: Is there a third
5 option?

6 MR. LOPATKA: The third would be to
7 tie into the sanitary. They probably won't
8 allow you to do it.

9 MR. HOOVER: Couldn't we do that
10 temporarily until we come up with a
11 better --

12 MR. LOPATKA: You'd have to get
13 approval. This other inlet across the
14 street ties into it.

15 MR. RUSSELL RINALDI: We can give
16 them a call. Worth a shot.

17 MR. HOOVER: Thanks, Dave.

18 MR. RUSSELL RINALDI: Anything else?

19 MR. LOPATKA: No.

20 MR. FEBBO: Dave, last meeting you
21 talked about inquiring about FEMA and PEMA
22 for the river.

23 MR. LOPATKA: I did make the phone
24 call. I didn't talk to FEMA. I actually
25 called the Army Corps. They would typically

1 do that type of project. So the response I
2 got was first of all, it has to be
3 appropriated. Second of all, it has to be
4 approved by congress for them to spend
5 federal money on it.

6 The other solution was they said as
7 a municipal you can do it on your own, but
8 again, we'd have to get it permitted through
9 DEP and you'd have to go through FEMA
10 because FEMA, what they're going to make you
11 do, if you put some type of levy in there,
12 now you're removing a portion of their
13 floodplain. So when you put a levy in
14 basically the water is going to rise in that
15 area where the levy is because now it's not
16 spreading out into the floodplain where it
17 used to go. There's a whole thing you have
18 to do to make sure you're not increasing the
19 level of water upstream or downstream,
20 wherever a levy is put in. So it would be a
21 major permitting process.

22 I am waiting for another guy from
23 the Army Corps to call me back who would
24 probably have a little more information for
25 me.

1 MR. FEBBO: I would like to get as
2 much information as possible on all areas.
3 Whatever we have to do all the way down the
4 line.

5 MR. LOPATKA: Whether you did it
6 through the Army Corps or you did it on your
7 own, you'd still have to maintain it. I
8 will find out from DEP what some of the
9 permitting requirements might be. I mean,
10 the biggest issue you have there is it's so
11 close to the road to put a levy in --

12 MR. FEBBO: It's close to the road
13 because the road's all washed out.

14 MR. LOPATKA: I'll find out from
15 DEP. If the guy from the Army Corps gets
16 back to me I'll get whatever information I
17 can get from him, talk to DEP and talk to
18 FEMA as well, see how that process works.

19 MR. FEBBO: We're up against the
20 guardrails. There's no more room for
21 washout. If it goes again we're going to
22 have a major problem. We need to deal with
23 that now. All the businesses down there
24 will not do anything with the improvement of
25 properties until we deal with the river.

1 The other thing is Angela Drive and
2 Pittston Avenue.

3 MR. LOPATKA: That survey as been
4 done. I'm waiting for the surveyor to get
5 the map back to me.

6 MR. RUSSELL RINALDI: Anyone else
7 have anything for Dave? Thanks, Dave.

8 Marylynn, borough manager report?

9 MS. BARTOLETTI: First question,
10 does anyone have any have questions for me
11 on any of the financial reports that I sent
12 out? Okay.

13 Under new business, under number
14 one, the resolution to hire a consultant, I
15 would like to table that for tonight and not
16 vote on it. The consultant that the county
17 is using is more of an accounting type of
18 person and that's not what we're looking
19 for. I'll look for one who knows more about
20 the actual usage of the funds.

21 Earlier someone up here mentioned
22 about the school. They are having a second
23 project going on. It's paving. They're
24 trying to do a grant for paving around the
25 property. So that's what Bill was thinking

1 about. I've been asked to attend a meeting
2 at the school in regard to it. So I'll let
3 you know more when I find out more.

4 We did received a check today from
5 Waste Management and it's not reflected in
6 the financial report. It will be reflected
7 in the report next month. That's all I
8 have. Does anyone have any questions for
9 me?

10 MR. RUSSELL RINALDI: Anybody have
11 any questions of the borough manager?

12 Thanks, Mare.

13 The police chief is absent. Bill
14 Stull, assistant fire chief, anything to
15 report?

16 MR. STULL: Yeah, just one thing I
17 want to add. Sunday, August 7th, the fire
18 department is going to hold a corn hole
19 tournament down at Revello's. I'd like to
20 see if we can close Grace Street from
21 Revello's at Main Street down to Fallon
22 Street and then one block in. I think
23 there's an alleyway there. It should only
24 affect one residence.

25 MR. NOTARI: Probably should close

1 it down to Miles, from Main to Miles, just
2 to be safe.

3 MR. RUSSELL RINALDI: Bill, all we
4 have to do is notify the chief?

5 ATTY. RINALDI: You can amend it.

6 MR. RUSSELL RINALDI: Amend it for
7 tonight? Sunday, August 7th, from East
8 Grace Street to Main Street to Miles. Okay,
9 anything else?

10 MR. STULL: That's it.

11 MR. RUSSELL RINALDI: Anybody have
12 any questions for Bill?

13 MR. HOOVER: Thanks for watering the
14 new grass.

15 MR. STULL: We'll be there 8:00
16 tomorrow morning.

17 MR. RUSSELL RINALDI: Attorney
18 Rinaldi, solicitor's report.

19 ATTY. RINALDI: I'm going to ask you
20 to table the resolution with regards to the
21 civil service regulations. The civil
22 service commission hasn't had time to
23 advertise the meeting to approve it first
24 before we do.

25 Also, if you guys want to talk about

1 what your radius is with regard to police
2 officers in the borough.

3 MR. HOOVER: I thought we did ten
4 miles.

5 MR. NOTARI: I thought we agreed on
6 ten miles.

7 ATTY. RINALDI: You might want to
8 think about adjacent boroughs -- Duryea,
9 Moosic, Taylor -- or if you want to go
10 further than that, or do the circle
11 yourself. A circle is one thing as the crow
12 flies, but doing it traffic wise --

13 MR. HOOVER: Even five miles. That
14 will incorporate all the boroughs.

15 ATTY. RINALDI: You have time to
16 ponder that.

17 MR. RUSSELL RINALDI: How much time?

18 MR. HOOVER: I want to get this
19 contract out.

20 MR. RUSSELL RINALDI: This isn't for
21 the contract. This is for the new
22 guidelines for civil service.

23 MR. NOTARI: But it is part of the
24 contract as well.

25 ATTY. RINALDI: I don't think they

1 set a meeting yet. He was going to work on
2 that tonight.

3 MR. RUSSELL RINALDI: I spoke to
4 him. They have a meeting tonight, but they
5 need another meeting because they didn't
6 have enough time to advertise for this.
7 Their meeting tonight is in regards to other
8 items.

9 ATTY. RINALDI: Just additional
10 items, in my pie report I mention the ATVs,
11 the new senate bill where you can confiscate
12 dirt bikes and things from people on borough
13 streets. They took boroughs out of it, so
14 it only applies to cities now like Scranton,
15 Philadelphia, Pittsburgh.

16 The fireworks one, I sent everybody
17 a copy. It's pretty much 10 a.m. to 10 p.m.
18 except New Year's Eve. There's some things
19 that the borough can adopt on its own. I'll
20 send everybody a copy of that new law.
21 We're going to have to amend the civil
22 service anyway to reflect senate bill 849
23 which changed the definitions of veterans
24 for preferences under the civil service
25 exam. So I can probably incorporate that

1 in, but it's not effective until September.

2 The only other item, just following
3 up on the police contract and that's it.

4 MR. RUSSELL RINALDI: Anybody have
5 any questions for the solicitor? Thanks,
6 Bill. Before we go into new business we'll
7 go to public comment. If anybody would like
8 to speak, if you'd come up to the zoning
9 officer, sign the paper, then I'll call you
10 one at a time. Mary Piragas and Chris.

11 MS. PIRAGAS: Chris and I are
12 planning the third annual Rendham area block
13 party. We're looking at Saturday, August
14 20th. All the neighbors are on board. We
15 would like permission to block off the
16 street -- it would only affect her house and
17 my house -- from the corner of Reilly and
18 McLure, just to the alleyway at the back of
19 both of our properties. It's from 1 p.m.
20 until about 10 p.m. The alley will be open
21 and accessible.

22 MR. RUSSELL RINALDI: Okay. We
23 would have to amend our agenda tonight and
24 put it on there, then it would have to go to
25 a vote.

1 Lynn and Bernie Andrioli?

2 MS. ANDRIOLI: I spoke to Chris
3 earlier about 528. We were here once
4 before. There's no date yet for a hearing
5 for those people.

6 Since then there's been a little
7 change in tenants, shall we say, and it
8 didn't go from bad to good. It went from
9 bad to worse. So the problem is just
10 increasing and we still don't feel like we
11 have a solution. I know he said he's got to
12 work within the timelines that he has.

13 So that being said, and with the
14 other house also not -- there's really
15 nothing being done with 541, we're just
16 going to ask maybe if we can have extra
17 police on the block because it's all day and
18 night. And I don't know what else we can
19 ask for. Like, if we're being told all the
20 time that legally we can't do anything else,
21 then we don't feel safe. So maybe more
22 police. 541 and 528, and they collaborate.

23 MR. HART: I'm waiting on Seig.
24 It's there. I have multiple things down
25 there with him.

1 MS. AVVISATO: 541, they're still
2 doing that?

3 MS. ANDRIOLI: Yes, they are.

4 MS. AVVISATO: Did they stop for a
5 while?

6 MS. ANDRIOLI: They did, and they
7 mostly sell to 528. So it's those two that
8 are connected. And they just keep bringing
9 in more of that element, which is now the
10 new tenants in 528. So it's getting worse,
11 and that element, it's going to keep
12 increasing. So 3:00 in the morning loud
13 things up and down the street. I mean, I
14 don't know.

15 MS. AVVISATO: Have you called the
16 cops numerous times? No?

17 MR. ANDRIOLI: They're always there.

18 MS. ANDRIOLI: They kind of come and
19 they sort of --

20 MR. ANDRIOLI: Mediate.

21 MS. ANDRIOLI: They almost act like
22 they're friends, which is a little
23 frustrating, to be quite honest. I mean,
24 you expect a police officer to come and be,
25 like, hey, do this. Get out, you go over

1 here. No, no, sit down, calm down, you
2 know. Really? It would be different if it
3 was one or two instances. We have to be up
4 to 50. There has to be. So we just --

5 MR. RUSSELL RINALDI: When you say
6 incidents, now, what type of incidents?

7 MS. ANDRIOLI: They fight. Well,
8 the tenant and the old boyfriend would
9 constantly be fighting and hitting and
10 yelling. Now, the new one just has the loud
11 stuff and maybe not quite the kind of crowd
12 that we're looking to attract on our street.
13 In fact, they were kind of assembled on the
14 porch today and made a comment about well, I
15 hope there's not a funeral today, as if they
16 were going to disrupt that in some way.
17 He's trying to run a business.

18 We're a little frustrated. If we
19 can't have a legal remedy, can we at least
20 have some protection so that we don't have
21 to do something to protect ourselves?

22 MR. RUSSELL RINALDI: I would say
23 absolutely.

24 MAYOR LEGG: I'll take care of it.

25 MR. RUSSELL RINALDI: We'll have the

1 mayor contact the chief immediately.

2 MS. ANDRIOLI: The group that's
3 there now, I can tell you that at least one
4 of the people there, when they had their
5 drug habit they would go and a steal stuff.
6 That's going to be next when the money runs
7 out and they need some money. I'm just
8 trying to protect my stuff.

9 MR. RUSSELL RINALDI: I know we
10 spoke last week when you called me on the
11 phone and I directed you to the chief of
12 police. Did you get a hold of him?

13 MS. ANDRIOLI: I did, and he was
14 more concerned that his officers wouldn't
15 look at the video than he was about actually
16 seeing the video. So I never did send it to
17 him.

18 MR. ANDRIOLI: I've been capturing
19 video of the drug deals going down, and I
20 almost hesitate to say anything because it
21 seems like every time we talk about stuff in
22 an open forum like this there's talk on the
23 street and there's things that happen that
24 indicate that people know what we're talking
25 about.

1 But I just keep capturing video. I
2 tried to show it to the police in the police
3 station and they said we don't want to see
4 that. She mentioned it to the chief and he
5 didn't care about seeing it either.

6 MR. RUSSELL RINALDI: I was going to
7 direct you to the mayor.

8 MAYOR LEGG: I want to see it.

9 MR. ANDRIOLI: I'll show it to you
10 right now.

11 MR. RUSSELL RINALDI: Talk after the
12 meeting as far as with that stuff, you say
13 you have the evidence, or whatever the mayor
14 decides, if you meet tomorrow in his office,
15 and then let him take the evidence, your
16 information. He's in charge of the police.
17 Let him go to the chief and the officers
18 with the information.

19 MS. ANDRIOLI: When a couple is
20 fighting physically, punching each other, do
21 they have to press charges against each
22 other to be charged with a crime, to take
23 one of them away in handcuffs?

24 MR. RUSSELL RINALDI: To my
25 understanding I thought that the police

1 could also press charges.

2 MS. ANDRIOLI: After 50 times is
3 that not enough?

4 MS. AVVISATO: It's up to the two
5 people fighting. She has to charge him, he
6 has to charge her.

7 MR. RUSSELL RINALDI: Regardless of
8 if they want to press charges or not against
9 each other, this goes back to, now, what the
10 zoning officer said. This is now a nuisance
11 disturbance, which I to this day still don't
12 understand -- this property and other
13 properties in town -- how we still have
14 haven't got these people out. Whether it's
15 this house or other houses, whether it was a
16 business or a residence, to my understanding
17 the code says three times. After three
18 times you're a nuisance property, you're
19 supposed to be out. To this day, whether
20 the zoning officer can answer it or the
21 solicitor, how come we can't get these
22 people and other people like them out?

23 ATTY. RINALDI: Well, it's a fine,
24 and I think that's the fine he's got down at
25 the magistrate. It's not to get them out,

1 it's to fine them. There's nothing in the
2 ordinance that says you can remove -- throw
3 people out of their houses. You fine them
4 just like he's got filed down at the
5 magistrate's office.

6 MR. RUSSELL RINALDI: Do they own
7 this house or they rent it?

8 MS. ANDRIOLI: No, this is the one
9 where the boyfriend owns the house, she
10 lives there for free. He's not paying it.

11 MS. AVVISATO: But the other
12 boyfriend's gone. So there's another
13 boyfriend.

14 MR. NOTARI: How about 541?

15 MS. ANDRIOLI: That's the drug
16 people.

17 MR. NOTARI: So they own the house
18 and they live there or rent?

19 MR. ANDRIOLI: I think the father
20 owns that.

21 MS. ANDRIOLI: I think there's a
22 father, a daughter, daughter's husband and
23 the kids. I think the father owns that one.
24 We're not sure.

25 MR. ANDRIOLI: After we stirred up

1 the nest a little bit they moved their
2 mailbox that people were taking their drugs
3 from from the front porch to the side porch.
4 I have the benefit of working from home, so
5 I watch it all day long.

6 MR. NOTARI: Can you get us an
7 answer as to why we have people in public
8 that know there's drug deals going on
9 there --

10 MAYOR LEGG: It's not easy to take,
11 some of these people sitting in a car for
12 six months, eight months, a year. You can
13 sit for an hour and nothing happens, then
14 he's got other responsibilities. This is
15 not that easy.

16 MR. NOTARI: I appreciate that and I
17 understand that, but --

18 MAYOR LEGG: The only thing we can
19 do is go around and a little while later,
20 when they're on patrol, go around to these
21 trouble spots. But there's so many of them.
22 There's only so much you can do. I
23 sympathize with you people. I know what I'd
24 like to do.

25 MR. NOTARI: Can we find out if the

1 DA still has the drug task force? Maybe
2 it's something we need to turn over to them.
3 As they're saying, if the police know that
4 there's drug activity there but can't catch
5 them in the act maybe the DA can give us
6 some help.

7 MR. RUSSELL RINALDI: I'm going to
8 call the DA myself tomorrow personally.

9 MS. ANDRIOLI: And under the porch.

10 MR. HART: It's all in court. I was
11 there. I have pictures and everything. All
12 in court.

13 MS. ANDRIOLI: They can't find John.

14 MS. AVVISATO: There's a PFA.

15 Correct?

16 MR. HART: There's a warrant out for
17 him. I filed every single thing possible
18 with the magistrate as far as I possibly can
19 without myself going over and cleaning it
20 up.

21 MS. AVVISATO: Maybe the DA's office
22 can get involved.

23 MR. RUSSELL RINALDI: I'm going to
24 contact the DA himself tomorrow. However he
25 instructs me, if he asks could I give him

1 your cell number?

2 MS. ANDRIOLI: Certainly.

3 MR. RUSSELL RINALDI: I'll ask him
4 what the proper steps would be for him or
5 someone in the office to take action on it.
6 Like I said, if he asks for your number I'll
7 give it to him.

8 MR. FEBBO: By doing so, these
9 people are coming to Old Forge. They're
10 coming from somewhere. Apparently the task
11 force may have some connection with who
12 these people are.

13 MS. ANDRIOLI: After we had the
14 last meeting the cars stopped for the most
15 part. But now it's really just the people
16 down the street. It was the girl and the
17 former boyfriend would go twice a day,
18 minimum, to get their stuff and go back.

19 MS. AVVISATO: Is that Bonitz or Don
20 Vito?

21 MS. ANDRIOLI: Both. The father is
22 Bonitz.

23 MR. NOTARI: The listed owner is
24 Michael Bonitz.

25 MR. RUSSELL RINALDI: I would still

1 suggest that you get with the mayor after
2 the meeting and then show him what you have,
3 whatever information you have, so then he
4 can get with the chief and the other
5 officers. Also, you're request for more
6 patrols. I'm sure the mayor will talk to
7 the chief about that and get a little bit
8 more patrol presence down there.

9 Robert Hughes?

10 MR. HUGHES: The reason why I come
11 here tonight is because I have a problem
12 with Mascaro's garbage. Every time for the
13 last three weeks they've been dumping half
14 the garbage out and leaving half the garbage
15 on the curb. I had to call the borough
16 three times to come up the next day and pick
17 up the garbage.

18 MR. RUSSELL RINALDI: Dumping half
19 the garbage out of your can?

20 MR. HUGHES: Yes, and leave half in
21 the can. Have you ever looked at anybody
22 else besides Mascaro for a contract for
23 garbage?

24 MR. RUSSELL RINALDI: Every time the
25 contract comes up. We put it out to bid

1 every five years.

2 MR. HUGHES: Well, Mascaro's not
3 doing a good job.

4 MR. RUSSELL RINALDI: If you have
5 any problem contact the borough.

6 MR. HUGHES: I do, always.

7 MR. RUSSELL RINALDI: We will send
8 them back to pick it up or the DPW will
9 come.

10 MR. HUGHES: The one girl told me on
11 the phone it's a shame. This is the third
12 phone call today.

13 MR. RUSSELL RINALDI: When we have
14 problems with Mascaro -- and we've had them
15 in the past -- we call Sam. Sam is their
16 manager for our area. Sam will get his
17 people in line. They go good for a few
18 months, those workers leave --

19 MAYOR LEGG: They can't get any
20 help. They have people that work in the
21 office that are out on the trucks.

22 MR. RUSSELL RINALDI: You have new
23 employees, coupe months you have a problem.
24 We call Sam, he straightens it out. Whether
25 we get a new company or not, every now and

1 then there's going to be a problem, we have
2 to fix it. Go good for a while, problem, we
3 have to fix it again. Just a matter of us
4 keeping up on them.

5 MR. HUGHES: Next question, what is
6 the liability or whatever about fireworks in
7 this town?

8 MR. RUSSELL RINALDI: What do you
9 mean?

10 MR. HUGHES: Where do you shoot them
11 off? According to the news you can't shoot
12 them off in between houses.

13 ATTY. RINALDI: That's a state law
14 now. They just enacted it.

15 MR. HUGHES: I got one that busted
16 the liner in my pool. I have to put a new
17 liner in my pool.

18 MR. NOTARI: We follow the state law
19 anyway. There's nothing in the borough
20 code.

21 ATTY. RINALDI: The new state law
22 says you can't shoot them off in your yard
23 unless you're 150 feet from a residence.
24 I'll give you the number. It's house bill
25 2157. The governor signed it, so it's

1 effective 60 days. So probably September.

2 MR. HUGHES: I've been here many
3 meetings. I haven't been here because I had
4 surgery. I asked you how many times, you
5 promised me you were going to give me the
6 permits for the zoning officer. The zoning
7 officer hasn't called me once. The one that
8 called me -- and he left the meeting, I'm
9 sorry he left -- was Joe Lenceski. Remember
10 I told you he signed the thing for the
11 fence? He must have went the next day and
12 found out he signed it. He called me up and
13 apologized and everything. He's a
14 gentleman. He's a good man.

15 MR. RUSSELL RINALDI: You told us
16 the last meeting you were here.

17 MR. HUGHES: They said take a
18 picture of my window to show me you have a
19 permit for it and everything. Well, Joe
20 looked and he found the permit.

21 MR. FEBBO: You're right. Joe
22 wasn't sure if he did. After the meeting he
23 went back and he found it.

24 MR. HUGHES: He called me.

25 MR. RUSSELL RINALDI: So what's the

1 issue? What did you need?

2 MR. HUGHES: With that, nothing, but
3 the issue is I want to know about these
4 permits. If I have to pay for a permit to
5 get done some property that I have to do I
6 want other people to pay.

7 MR. RUSSELL RINALDI: They do pay.

8 MR. HUGHES: No, they don't pay. I
9 gave you an address and you haven't still
10 given me permits to show me that they paid.

11 MR. RUSSELL RINALDI: You gave me
12 the --

13 MR. HUGHES: Yeah. You're the one
14 that promised me you're going to get me the
15 permit.

16 MR. RUSSELL RINALDI: The zoning
17 officer --

18 MR. HUGHES: No, you said to the
19 zoning officer get him the permit, and you
20 haven't done it since.

21 MR. HOOVER: What's the address?

22 MR. HUGHES: 945 South Main Street
23 in Old Forge. They built a garage, a shed,
24 a carport. What else do you want me to tell
25 you?

1 MR. RUSSELL RINALDI: Chris, could
2 you get it for him tomorrow?

3 MR. HART: I'll look it up.

4 MR. HUGHES: Another thing. I
5 brought up about that hand place, where they
6 use their hands, down by my cousin's house,
7 South Main Street.

8 MR. RUSSELL RINALDI: The palm
9 reader.

10 MR. HUGHES: Yeah, palm reader. Did
11 you go down there and look there lately?
12 The trees are growing over the car, the
13 camper's still there.

14 MR. RUSSELL RINALDI: He has them in
15 court with the magistrate.

16 MR. HUGHES: Well, how come we don't
17 get called? How come the public can't go to
18 the magistrate?

19 MR. RUSSELL RINALDI: That's
20 something you're going to have to talk to
21 the magistrate about. We don't say who can
22 go to those meetings. That's up to the
23 magistrate.

24 MR. HUGHES: The next question I
25 want to know about, what's going on with

1 Stocki? With all them trucks and everything
2 up there again on Keyser Avenue.

3 MR. RUSSELL RINALDI: What's your
4 question?

5 MR. HUGHES: Did you go up there and
6 see them? Then they took all the trailers
7 that the borough was complaining about --
8 and, Lou, you were in the newspaper about it
9 with the judge. They took all them machines
10 and pushed them all on Gilchrist's property.
11 How is that legal?

12 MR. FEBBO: Five and a half years, I
13 can't tell you.

14 MR. HUGHES: So what, he gets away
15 with that?

16 MR. NOTARI: Pretty much.

17 ATTY. RINALDI: I think what's left
18 there is Gilchrist's, but I can
19 double-check.

20 MR. HUGHES: I'll bet my life on it
21 it's Walter Stocki's. I'll go there
22 tomorrow and take pictures again.

23 MR. HART: That's all Billy's stuff
24 at the left.

25 MR. HUGHES: I gave you 72 pictures,

1 Bill. You never even called me to go to
2 court to show the judge the 72 pictures. He
3 should have been in violation again for the
4 third time.

5 MR. FEBBO: We had aerial pictures
6 of all that. We had drones flying over.

7 MR. HOOVER: There were four or five
8 councilmen at meetings. We went there for
9 nothing because he wouldn't hear what we had
10 to say. He didn't want to be bothered.

11 MR. HUGHES: Why?

12 MR. NOTARI: You have to ask the
13 judge.

14 MR. HUGHES: These are residents of
15 Old Forge and they have to put up with that
16 stuff? They pay their taxes.

17 MR. NOTARI: We're on your side.

18 MR. RUSSELL RINALDI: We asked the
19 judge, we had the solicitor write the judge.

20 ATTY. RINALDI: Any resident that
21 saw something with their own eyes testified.
22 You were before or after I needed it.

23 MR. HUGHES: So am I going to get to
24 see the permits? Or what's going to go on?
25 945 South Main Street. Vince Hughes' house.

1 MR. NOTARI: It's not 945.

2 MR. RUSSELL RINALDI: The zoning
3 officer said it's 942.

4 MR. HART: I know which one it is.

5 MS. AVVISATO: What were they
6 putting up?

7 MR. HUGHES: A shed, within three
8 days.

9 MR. HART: I'll have to look
10 tomorrow. It was last year.

11 MR. HUGHES: It was this year.

12 MR. RUSSELL RINALDI: Bonnie
13 Haluska?

14 MS. HALUSKA: I am here because of
15 Villa Drive.

16 MR. RUSSELL RINALDI: The road, the
17 dust.

18 MS. HALUSKA: It is so bad right
19 now. That road has totally deteriorated.

20 MR. HART: We spoke. Real quick, I
21 did speak with him. He is done completely.
22 It's over with. He's not bringing any more
23 trucks in. They were done today with the
24 dust. Completely done.

25 MS. HALUSKA: But it's not just him,

1 it's the road.

2 MR. HART: That one we did talk
3 about, that is completely done, so you know,
4 on that end.

5 MR. RUSSELL RINALDI: Councilman
6 Butler called me, too, and I got an answer
7 for you. But go ahead.

8 MS. HALUSKA: It's absolutely
9 horrible. But I'm not here about George
10 because trucks are trucks, and those poor
11 guys are crawling. The tri-axle trucks.
12 They have 20 tons of dirt on them and we
13 haven't had any rain. But it's the road
14 condition. Whoever owns the road right
15 now -- we've been living there since 1989.
16 Whoever owns it has never touched it. It's
17 deteriorated.

18 MR. FEBBO: Ciuccio.

19 MS. HALUSKA: But he's never
20 maintained that road, he doesn't do anything
21 on that road. I don't know if you guys have
22 been there, but from where it washed out to
23 the middle where George has that access road
24 now, that's all grown in. Then there's a
25 pile of gravel, then there's

1 tractor-trailers parked on that road, and
2 there are huge boulders that are on that
3 road now. Then there are horses in the road
4 up near where we live, and when any traffic
5 goes down that road the horses make the
6 traffic go to our side. But it doesn't
7 matter if it's a car or if it's a Fed Ex
8 truck or all the contractors from the back.
9 I mean, anybody that's working back there
10 plus the people are now coming and using
11 that road.

12 MR. RUSSELL RINALDI: Who's horses
13 are they?

14 MS. HALUSKA: They've been there
15 forever.

16 MR. RUSSELL RINALDI: Where are the
17 horses exactly located? Did a resident put
18 them there, maybe?

19 MS. HALUSKA: Could be. I'm not
20 sure. It's just a combination of
21 everything. But nobody grades the road,
22 nobody maintains the road. I mean, the guys
23 plow it in the wintertime, so they maintain
24 it in the winter. It's not treated as a
25 private property in the wintertime because

1 if that was private property and our borough
2 had to take care of it they have to pay for
3 that.

4 MR. FEBBO: I live on Angela Drive.
5 Do you know who owns Angela Drive? Ciuccio.
6 The borough won't do anything on my road. I
7 can't do anything about it because he owns
8 the road and it's a private road.

9 ATTY. RINALDI: It's an easement to
10 get to the borough's property, Dunbar's
11 property, and there was a bridge there from
12 Ciuccio to use to get across but it washed
13 out.

14 MR. FEBBO: But is anybody
15 responsible for maintaining the road?

16 ATTY. RINALDI: It's not a road.

17 MR. FEBBO: Ciuccio built the road.

18 ATTY. RINALDI: The deed says the
19 borough has the right to use it. George
20 Dunbar has a right to use it. The land is
21 owned by Ciuccio. He's got the deed to it.
22 There's only easements to the adjoining
23 property owners.

24 MR. RUSSELL RINALDI: It's
25 considered a driveway. Councilman Butler

1 called me last week, we talked about it. So
2 I called Joe Lenceski. Joe Lenceski --
3 nothing in stone, but he wanted to get a
4 price to oil that, and he also said -- Joe
5 said he was getting a lot of complaints from
6 people on lower Pagnotti. So he was going
7 to get a price to oil that, too. Pagnotti,
8 by the baseball field.

9 MR. VANSICKLE: Lloyd VanSickle. I
10 I'm a neighbor of Bonnie's. I live right
11 across the street from her. This has been
12 an ongoing problem. This is not something
13 that happened -- last week it was a cloud of
14 dust every day. But every so often it
15 just -- it's ridiculous. This can go on for
16 years. The dust, you pressure wash your
17 house and forget it. The next day you do it
18 again.

19 MR. RUSSELL RINALDI: I know there
20 were times in the past where George Dunbar
21 himself spread water on the road.

22 MR. NOTARI: You keep saying there's
23 cars going down that road. Where are those
24 cars going?

25 MS. HALUSKA: Down to his

1 development. All the contractors, the
2 people that live there.

3 MR. NOTARI: The people that live
4 there shouldn't be using that road.

5 MS. HALUSKA: Well, it's easier.

6 MR. NOTARI: Doesn't matter if it's
7 easier. That's not an access point for them
8 to get in.

9 MR. RUSSELL RINALDI: It's basically
10 a construction route for vehicles, workers.

11 MR. HOOVER: Call George, tell him
12 he can't use that road. I don't know.

13 MR. NOTARI: That's the way his big
14 trucks are getting in and out. The
15 residents definitely shouldn't be using it.
16 You probably should tell George that.

17 MS. HALUSKA: Right now it's a
18 nuisance.

19 MR. RUSSELL RINALDI we're going to
20 get some information back on oiling the
21 road. Joe's going to get a price. Also,
22 we're going to have to call Ciuccio. I'll
23 follow up with you, see if Joe got any more
24 information back on oiling the roads.

25 Before we go into new business does

1 anyone from the public want to speak? Okay.

2 First item under new business is to
3 table the resolution of hiring a consultant
4 to assist with the ARPA fund.

5 MR. NOTARI: I'll make that motion
6 to table it.

7 MR. RUSSELL RINALDI: Motion on the
8 floor by Councilman Notari to table.

9 MS. AVVISATO: I'll second that
10 motion.

11 MR. RUSSELL RINALDI: Seconded by
12 Councilwoman Avvisato. On the question?
13 Public input? Roll call, Bill.

14 ATTY. RINALDI: Ms. Avvisato?

15 MS. AVVISATO: Yes.

16 ATTY. RINALDI: Mr. Febbo?

17 MR. FEBBO: Yes.

18 ATTY. RINALDI: Mr. Butler?

19 MR. BUTLER: Yes.

20 ATTY. RINALDI: Mr. Hoover?

21 MR. HOOVER: Yes.

22 ATTY. RINALDI: Mr. Notari?

23 MR. NOTARI: Yes.

24 ATTY. RINALDI: Mr. Rinaldi?

25 MR. RUSSELL RINALDI: Yes. Second

1 item under new business is also a motion to
2 table the change to the civil service
3 regulations.

4 MR. NOTARI: I'll make that motion
5 to table.

6 MR. RUSSELL RINALDI: Motion by
7 Councilman Notari.

8 MR. HOOVER: I'll second it.

9 MR. RUSSELL RINALDI: Seconded by
10 Councilman Hoover. On the question? Public
11 input? Roll call, please.

12 ATTY. RINALDI: Ms. Avvisato?

13 MS. AVVISATO: Yes.

14 ATTY. RINALDI: Mr. Febbo?

15 MR. FEBBO: Yes.

16 ATTY. RINALDI: Mr. Butler?

17 MR. BUTLER: Yes.

18 ATTY. RINALDI: Mr. Hoover?

19 MR. HOOVER: Yes.

20 ATTY. RINALDI: Mr. Notari?

21 MR. NOTARI: Yes.

22 ATTY. RINALDI: Mr. Rinaldi?

23 MR. RUSSELL RINALDI: Yes. The
24 third item under new business is a payment
25 to D&M Construction in the amount \$125,000.

1 It would be payment application number 15.

2 MS. AVVISATO: I'll make that
3 motion.

4 MR. RUSSELL RINALDI: By
5 Councilwoman Avvisato.

6 MR. BUTLER: I'll second it.

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

10 ATTY. RINALDI: Ms. Avvisato?

11 MS. AVVISATO: Yes.

12 ATTY. RINALDI: Mr. Febbo?

13 MR. FEBBO: Reluctantly, yes.

14 ATTY. RINALDI: Mr. Butler?

15 MR. BUTLER: Yes.

16 ATTY. RINALDI: Mr. Hoover?

17 MR. HOOVER: Yes.

18 ATTY. RINALDI: Mr. Notari?

19 MR. NOTARI: No.

20 ATTY. RINALDI: Mr. Rinaldi?

21 MR. RUSSELL RINALDI: Yes. Just to
22 give the public some information, we're
23 withholding about \$278,000 from D&M on a lot
24 of things you heard us going over from the
25 engineer and the DPW manager. They did come

1 back and they fixed a bunch of them. We
2 still are holding more than half of what we
3 owe them. So we figured at this time we'd
4 put this motion to the floor to pay them in
5 good faith for the things that they did come
6 back and fix, but they still have a few more
7 things that they have to come back for.
8 That's why we're still withholding a lot
9 more money.

10 The fourth item under the agenda,
11 this is only to add it to the agenda. It's
12 a motion to amend the agenda to add the
13 permission to grant the fire department on
14 August 7th closure of the road from Main
15 Street at East Grace to Miles Street from
16 10:30 a.m. to, roughly, 6 p.m. This is just
17 a motion to add it to the agenda.

18 MR. NOTARI: I'll make the motion to
19 amend the agenda.

20 MR. RUSSELL RINALDI: By Councilman
21 Notari.

22 MR. FEBBO: I'll second it.

23 MR. RUSSELL RINALDI: Seconded by
24 Councilman Febbo. On the question? Public
25 input? Roll call, Bill.

1 ATTY. RINALDI: Ms. Avvisato?

2 MS. AVVISATO: Yes.

3 ATTY. RINALDI: Mr. Febbo?

4 MR. FEBBO: Yes.

5 ATTY. RINALDI: Mr. Butler?

6 MR. BUTLER: Yes.

7 ATTY. RINALDI: Mr. Hoover?

8 MR. HOOVER: Yes.

9 ATTY. RINALDI: Mr. Notari?

10 MR. NOTARI: Yes.

11 ATTY. RINALDI: Mr. Rinaldi?

12 MR. RUSSELL RINALDI: Yes. Item

13 five is also going to be a motion just to

14 add to the agenda the request to grant

15 permission to Mary Piragas for closure of

16 the road for the block party on Saturday,

17 August 20th, from 1 p.m. to 10 p.m. from

18 Reilly and McLure to the alleyway behind the

19 property.

20 MS. AVVISATO: I'll make that

21 motion.

22 MR. RUSSELL RINALDI: By

23 Councilwoman Avvisato.

24 MR. HOOVER: I'll second it.

25 MR. RUSSELL RINALDI: Seconded by

1 Councilman Hoover. On the question? Public
2 input? Roll call, Bill.

3 ATTY. RINALDI: Ms. Avvisato?

4 MS. AVVISATO: Yes.

5 ATTY. RINALDI: Mr. Febbo?

6 MR. FEBBO: Yes.

7 ATTY. RINALDI: Mr. Butler?

8 MR. BUTLER: Yes.

9 ATTY. RINALDI: Mr. Hoover?

10 MR. HOOVER: Yes.

11 ATTY. RINALDI: Mr. Notari?

12 MR. NOTARI: Yes.

13 ATTY. RINALDI: Mr. Rinaldi?

14 MR. RUSSELL RINALDI: Yes. Item six
15 will be a motion to approve the fire
16 department's request, which was item number
17 four.

18 MR. HOOVER: I'll make the motion.

19 MR. RUSSEL RINALDI: By Councilman
20 Hoover.

21 MR. NOTARI: Second.

22 MR. RUSSELL RINALDI: Seconded by
23 Councilman Notari. On the question? Public
24 input? Roll call, please.

25 ATTY. RINALDI: Ms. Avvisato?

1 MS. AVVISATO: Yes.

2 ATTY. RINALDI: Mr. Febbo?

3 MR. FEBBO: Yes.

4 ATTY. RINALDI: Mr. Butler?

5 MR. BUTLER: Yes.

6 ATTY. RINALDI: Mr. Hoover?

7 MR. HOOVER: Yes.

8 ATTY. RINALDI: Mr. Notari?

9 MR. NOTARI: Yes.

10 ATTY. RINALDI: Mr. Rinaldi?

11 MR. RUSSELL RINALDI: Yes. Item

12 number seven is a motion to approve Mary

13 Piragas' request, which would be item number

14 five.

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

16 MR. RUSSELL RINALDI: By Councilman

17 Notari.

18 MR. BUTLER: I'll second it.

19 MR. RUSSELL RINALDI: Seconded by

20 Councilman Butler. On the question? Public

21 input? Roll call, please.

22 ATTY. RINALDI: Ms. Avvisato?

23 MS. AVVISATO: Yes.

24 ATTY. RINALDI: Mr. Febbo?

25 MR. FEBBO: Yes.

1 ATTY. RINALDI: Mr. Butler?

2 MR. BUTLER: Yes.

3 ATTY. RINALDI: Mr. Hoover?

4 MR. HOOVER: Yes.

5 ATTY. RINALDI: Mr. Notari?

6 MR. NOTARI: Yes.

7 ATTY. RINALDI: Mr. Rinaldi?

8 MR. RUSSELL RINALDI: Yes. No more
9 items under new business. At this time the
10 chair will go down the table. Mayor?

11 MAYOR LEGG: Two weeks ago I asked
12 if we could put this on the agenda to
13 designate a portion of Main Street for Glynn
14 Lunney Way. I don't know if we have to put
15 that on the agenda for next month or we can
16 vote on that tonight.

17 MR. RUSSELL RINALDI: We're still
18 open for new business.

19 MAYOR LEGG: It's not new business.
20 I brought it up at the work session.

21 MR. RUSSELL RINALDI: We could amend
22 it, if you'd like, tonight.

23 MAYOR LEGG: Again, we're not
24 renaming the street, we're just designating
25 that portion of the street from Sussex

1 Street to Mary Street Glynn Lunney Way.

2 ATTY. RINALDI: Can I do a formal
3 resolution for that? Do you mind, Mayor?

4 MAYOR LEGG: Not at all.

5 ATTY. RINALDI: If you can get me
6 from point A to point B and which direction.

7 MR. NOTARI: Is there any reason
8 behind those streets?

9 MAYOR LEGG: Somebody told me where
10 former mayor Turquato's business is, that
11 was the homestead. That's what I was
12 told -- or that's where he grew up.

13 MR. NOTARI: I've seen Goose Alley.

14 MR. HOOVER: Why don't we find out
15 if this is the correct location first.

16 MAYOR LEGG: I'll table it for now.

17 MR. RUSSELL RINALDI: We're not
18 voting on it tonight. Get Bill all the
19 correct information and we'll have the
20 resolution next meeting and we'll vote on it
21 that evening.

22 MR. FEBBO: Five years ago we
23 purchased Saint Lawrence's Church rectory.
24 Five years I've been trying get it going as
25 a community center. To this point we're not

1 very far with it.

2 That being said, I'm going to step
3 down and resign as chairman of that
4 committee and completely off that committee.
5 Effective this evening I want to be removed
6 from it.

7 MR. RUSSELL RINALDI: From the?

8 MR. FEBBO: Saint Lawrence so-called
9 community center church rectory. I will
10 pass it on to somebody else to do whatever
11 they can with it because I failed. I can't
12 do anything with it.

13 MR. RUSSELL RINALDI: I wouldn't say
14 that you failed.

15 MR. FEBBO: Five years later and
16 we've gotten nowhere with it. Let's just
17 say for health reasons I have to step down.

18 MR. RUSSELL RINALDI: I understand.
19 We spoke last week and you explained it to
20 me.

21 MR. NOTARI: A few things. I was in
22 Elizabethtown over the weekend, and they
23 have what they call speed tables in the
24 middle of some of their streets. I know in
25 the past we have talked about you want to

1 put speed bumps in the road to control
2 speed. These were kind of like a raised
3 area of the road with markings, and it was
4 probably about five feet of pavement.

5 MR. LOPATKA: You can put those.
6 They're tapered. There's a flat top and
7 then they're tapered. You could put those.
8 I'm not sure if it's technically called
9 something that --

10 MR. NOTARI: The sign said speed
11 table on it. I took some pictures and some
12 video driving over them. I know we have
13 some areas where we have residents
14 complaining about speed. So maybe this is
15 some kind of solution we have if the police
16 department, the chief, agrees with it. I'll
17 send the videos out to everybody.

18 The other thing is I'd like to ask
19 our paving committee to see if there's
20 anything we can do in terms of a -- maybe
21 not a paving project but maybe a patch
22 project. And not just filling the potholes.
23 Maybe we can make some pave cuts and redo
24 some of the areas. Some of our streets are
25 really bad. I noticed we have about a

1 million dollars in the liquid fuels fund or
2 the paving fund, and I'm sure some of that
3 is held over from last year and next year
4 we'll be getting some more. But maybe in
5 the temporary between now and November,
6 December, when the winter's going to hit, we
7 can take care of some of the problems. Some
8 of the issues are really bad. That's all I
9 have.

10 MR. BUTLER: I have nothing.

11 MS. AVVISATO: I have nothing.

12 MR. HOOVER: Two things. Rick, get
13 me the locations of those streets.

14 The police contract is going back to
15 the police tomorrow.

16 ATTY. RINALDI: You guys have it?

17 MR. RUSSELL RINALDI: I'm ready for
18 it. We just changed that one thing the last
19 time. I'll go to the borough building
20 tomorrow and tell Marylynn we're going to
21 bring it right over to her.

22 I don't have any items, so at this
23 time the chair would entertain a motion to
24 adjourn.

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

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MR. RUSSELL RINALDI: Motion by
Councilman Notari. 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 75 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