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OLD FORGE BOROUGH COUNCIL  
OLD FORGE, PENNSYLVANIA

IN RE: COUNCIL WORK SESSION

NOVEMBER 1, 2022

7:00 P.M.

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

COUNCIL MEMBERS:

- RUSSELL RINALDI, PRESIDENT
- RICK NOTARI, VICE-PRESIDENT
- LOUIS FEBBO
- JAMES HOOVER
- 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 ladies and gentlemen. I'd like to call the  
3 meeting to order with the Pledge of  
4 Allegiance.

5 (The Pledge of Allegiance was  
6 recited.)

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

9 MS. BARTOLETTI: Councilman Butler?

10 MR. BUTLER: Here.

11 MS. BARTOLETTI: Councilman Febbo?

12 MR. FEBBO: Here.

13 MS. BARTOLETTI: Councilman Lettieri  
14 is absent. Councilman Hoover?

15 MR. HOOVER: Here.

16 MS. BARTOLETTI: Councilwoman  
17 Avvisato is absent. Councilman Notari?

18 MR. NOTARI: Present.

19 MS. BARTOLETTI: Councilman Rinaldi?

20 MR. RUSSELL RINALDI: Here. Once  
21 again, ladies and gentlemen, welcome to  
22 tonight's work session of the Old Forge  
23 Borough, Tuesday, November 1, 2022. The  
24 purpose of our meeting will be to set our  
25 agenda for our next regular meeting which

1 will be Tuesday, November 15, 2022. We'll  
2 hear from our department heads, we'll here  
3 from our chief, our mayor, our council, our  
4 borough manager, solicitor. There's a  
5 public sign-in sheet. If anybody from the  
6 audience would like to address us with any  
7 questions we'll give you a few minutes at  
8 the end of the meeting.

9 With that said, we'll move right to  
10 our first department head, Joseph Lenceski,  
11 DPW manager. Anything for the agenda coming  
12 up?

13 MR. LENCESKI: Nothing.

14 MR. RUSSELL RINALDI: Anybody have  
15 any questions for Joe? Thanks, Joe.

16 Chris Hart, code enforcement/zoning  
17 officer. Anything coming up for the next  
18 meeting?

19 MR. HART: I have nothing for the  
20 agenda.

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

23 Dave Lopatka, engineer. Anything  
24 for the next meeting, for the agenda?

25 MR. LOPATKA: I don't have anything

1 for the agenda.

2 MR. RUSSELL RINALDI: Anybody have  
3 any questions for Dave?

4 MR. NOTARI: Dave, we received this  
5 prospective, I guess, from K. Potter. Is  
6 this your recommendation?

7 MR. LOPATKA: Definitely, yes. He's  
8 very good.

9 MS. BARTOLETTI: I was waiting for  
10 that for my -- to input that on the agenda.  
11 We'll put it on the agenda to vote on it  
12 next meeting.

13 MR. NOTARI: So this would just be  
14 for design?

15 MR. LOPATKA: Yes.

16 MR. NOTARI: Design and plans. Then  
17 it will be approved and then put out for  
18 bid?

19 MR. LOPATKA: Yes.

20 MS. BARTOLETTI: The county will put  
21 it out for bid. We're going to use that  
22 money.

23 MR. LOPATKA: We'll put specs  
24 together, technical spec along with K.  
25 Potter, then the county puts it out to bid.

1 MR. NOTARI: I just want to make  
2 sure when we get to the point that we have a  
3 construction manager included in the cost so  
4 Marylynn doesn't have to be construction  
5 manager again.

6 MR. LOPATKA: I spoke with Marylynn  
7 about that, and aside from myself I'll make  
8 sure I include Potter in the weekly meetings  
9 or bi-weekly meetings.

10 MR. HOOVER: There's going to be  
11 somebody here during construction to inspect  
12 it. They go to an inspector or whoever it  
13 is rather than go to her. She's done.

14 MR. LOPATKA: I can do that.

15 MR. RUSSELL RINALDI: Anyone else  
16 have any questions for Dave? Thanks, Dave.

17 Chief Dubernas, anything for the  
18 agenda?

19 CHIEF DUBERNAS: Not sure. I need  
20 to have a personnel meeting, find out where  
21 you stand. I got the results from the tests  
22 back.

23 MR. RUSSELL RINALDI: If council was  
24 ready to hire when would you be ready for us  
25 to hire?

1 CHIEF DUBERNAS: That's up to you  
2 guys.

3 MR. RUSSELL RINALDI: But when would  
4 you be ready?

5 CHIEF DUBERNAS: Two weeks. It  
6 depends on how many you're hiring.

7 MR. NOTARI: You have four  
8 candidates. Right?

9 CHIEF DUBERNAS: Hiring all four?

10 MR. NOTARI: Did they all past the  
11 test?

12 CHIEF DUBERNAS: They all passed the  
13 interviews. We have to do background  
14 checks.

15 MR. RUSSELL RINALDI: When do you  
16 want to have a personnel meeting?

17 CHIEF DUBERNAS: You tell me.

18 MR. RUSSELL RINALDI: I'll have a  
19 personnel meeting as soon as everyone's  
20 ready. I can have one tonight, after the  
21 meeting, if you want.

22 MR. HOOVER: I'm free.

23 MR. NOTARI: I want to start the  
24 process to hire, as long as we have four or  
25 five candidates, as soon as possible.

1 MR. RUSSELL RINALDI: So tonight I  
2 don't think Councilman Lettieri's coming.

3 MR. FEBBO: Looking to hire four?  
4 Are we budgeted for four?

5 ATTY. RINALDI: Are you increasing  
6 the size of the department plus four?

7 MR. NOTARI: What do we have  
8 currently?

9 MS. BARTOLETTI: Six plus the chief.

10 MR. NOTARI: We don't have any  
11 vacancies?

12 CHIEF DUBERNAS: We didn't lose any.

13 MR. NOTARI: Only looking to hire  
14 because the school is looking for two?  
15 That's the understanding we had a few months  
16 ago. Right? We thought we were losing two  
17 in the summer.

18 MR. HOOVER: But the chief is still  
19 in a pickle with shift here. The two people  
20 for the school, fine. That has to be done.

21 ATTY. RINALDI: So we're creating  
22 two new positions?

23 MR. HOOVER: He's still looking for  
24 shifts to be filled.

25 CHIEF DUBERNAS: So if you hired

1 four I would lose one at the school, I have  
2 three more --

3 MR. NOTARI: They want two at the  
4 school.

5 MR. BUTLER: I thought they were  
6 paying for one, we were paying --

7 MR. NOTARI: The school is here.

8 MR. ROBERT NOTARI: We're going to  
9 split the cost. We're paying for during the  
10 school year, you're paying for the --  
11 however you want to look at it. When it's  
12 not the school year.

13 ATTY. RINALDI: It's cheaper for you  
14 guys to hire. It's going to cost a lot of  
15 money paying us half.

16 MR. ROBERT NOTARI: Part of that  
17 discussion is the cost effectiveness does  
18 not outweigh the benefit of what we have if  
19 there are police officers. That was part of  
20 the discussion in that committee meeting  
21 couple months ago. The school can save  
22 money by just going through the county and  
23 hiring two random, qualified security  
24 people, but it doesn't give us the level of  
25 what we want with the police department, and

1 we'll talk about that.

2 ATTY. RINALDI: You're looking at,  
3 like, \$60,000, \$70,000, \$80,000.

4 MR. RUSSELL RINALDI: I think we  
5 told them around a hundred and they said  
6 okay.

7 ATTY. RINALDI: I know it's a high  
8 number.

9 MR. ROBERT NOTARI: Part of the --  
10 once you decide what you're doing we're  
11 going to have to sit down and figure out --  
12 I don't think we're going to say no with the  
13 finances. Again, it's going to be how you  
14 handle your contract. If your contract is  
15 five years long we're locked in for five  
16 years. Then when the contract comes up, if  
17 you decide you're going to start paying  
18 police officers \$300,000 a year, then it's  
19 another discussion with the school on how  
20 we're going to pay for the next -- whatever  
21 your contract is we're going to lock into.

22 MR. HOOVER: Bill, in answer to your  
23 question --

24 ATTY. RINALDI: Chief, you're just  
25 going to rotate the schedule. You're going

1 to have three guys on and two patrolling and  
2 one guy's going to do the school, then the  
3 next day somebody else. You're doing a  
4 specific hey, you're always at the school  
5 position. Correct?

6 CHIEF DUBERNAS: It's what they  
7 want. If somebody at the school --

8 ATTY. RINALDI: Is this then like a  
9 school officer or is this still a cop for  
10 us?

11 CHIEF DUBERNAS: Well, our  
12 understanding was they want it for 180 days  
13 at the school. There's another 185 days  
14 he's on my schedule to fill shifts.  
15 Throughout the summer and all that wherever  
16 we need him he can fill shifts for us.  
17 That's what --

18 ATTY. RINALDI: It doesn't have to  
19 be the same person. Is that what you want?

20 CHIEF DUBERNAS: That's what they  
21 came to. I don't know how they want to do  
22 it. You have to have somebody there for  
23 eight hours.

24 MR. RUSSELL RINALDI: I'd like to  
25 hear what the school has to say tonight and

1           what they're going to specifically ask for.  
2           I would like to see what they want first and  
3           then go off of what they're request is.

4                   MR. ROBERT NOTARI: I think we're  
5           looking for two specific people who are  
6           obviously school certified, whatever the  
7           certificate is, for 180 days. Now, if that  
8           changes the following school year we'd still  
9           like two people -- whoever the person is,  
10          two people for that 180 days. Not to be a  
11          rotating whoever's available at the time.  
12          Even if four or five officers in the  
13          department have that resource officer  
14          coverage.

15                   Now, it helps us if there's a third  
16          or fourth -- if one of these guys gets sick,  
17          one goes on vacation, something happens --  
18          where we still have coverage. That's why,  
19          too, there's redundancies. If both of them  
20          are down for whatever reason, then we have  
21          to come back and have a discussion. But  
22          we're looking for two specific people to be  
23          in the building 180 days a year. Get to  
24          know the kids, get to know the situation.

25                   MR. RUSSELL RINALDI: Same two

1 people every day.

2 MR. ROBERT NOTARI: Yes.

3 MR. RUSSELL RINALDI: I would like  
4 that as well if everyone else does.

5 MR. BRIAN RINALDI: Well, 180 days  
6 is not 180 days in a row. You're going to  
7 have Mondays off. This month, November 11th  
8 we're not in session. That's a Friday.  
9 We're closed half a day Wednesday, Thursday,  
10 Friday and Monday for Thanksgiving. So  
11 those are three. We can give you a calendar  
12 so you can figure out when you're going to  
13 use them because you still only have them, I  
14 assume, 40 hours a week. Is that what your  
15 shifts call for, 40 hours?

16 ATTY. RINALDI: So our holidays are  
17 our holidays, so you're going to have to  
18 find somebody else to do it.

19 MR. BRIAN RINALDI: There's going to  
20 be some planning that takes place. It's not  
21 just 180 out of 365 days.

22 MS. KEATING: Our school calendar is  
23 usually through -- the thing is you can't --  
24 so everyone is clear, to be in a school you  
25 must have a national certification. So you

1 can't be in there without that  
2 certification. I know a couple officers  
3 have it already, Chief.

4 ATTY. RINALDI: We only have one  
5 class of police officer, patrol. We don't  
6 have any desk jobs, we don't have anything  
7 else. So I want to figure out how the  
8 borough's going to do this without creating  
9 a new class of officer because that entails  
10 a whole separate contract negotiation.  
11 That's why I asked him if he's going to  
12 schedule people.

13 MR. BRIAN RINALDI: I don't know how  
14 you're going to do it without actually  
15 adding that class to your contract.

16 ATTY. RINALDI: Well, we can make  
17 the class requirement. That's not a  
18 problem. I'm not worried about that part.  
19 It's like training for K-9. Same thing.

20 MR. NOTARI: We have to figure that  
21 out on our end.

22 MR. BUTLER: What are the hours?  
23 Eight to three?

24 MS. KEATING: The two buildings are  
25 different. The high school technically the

1 kids start with the CTC buses early, 7:30 in  
2 the morning, and they dismiss at 3:00. The  
3 elementary school is early, 8:25 until 3:30.  
4 There two different time schedules.

5 MR. BRIAN RINALDI: So 7:30 to 3:30  
6 covers it.

7 MR. BUTLER: I'm thinking you can  
8 use part-time people instead of full time.

9 ATTY. RINALDI: We have our shifts.  
10 If we're going to create --

11 MR. RUSSELL RINALDI: That's why we  
12 have to create new shifts, new department --  
13 new job title because they're not going to  
14 follow our hours because we don't have a  
15 shift from 7:30 right to 3:30. We have to  
16 create one.

17 MR. FEBBO: A lot of work.

18 MS. KEATING: In two other places  
19 that I worked there were MOUs that existed  
20 for those shifts while school was in  
21 section, and then when school wasn't in  
22 session rotation went back.

23 CHIEF DUBERNAS: That's what a  
24 majority of the people do. So if they're  
25 tied up at the school and, say, November

1 11th they're off, the school doesn't have  
2 that person in the school they'd be assigned  
3 to a contractual shift of ours. Maybe it  
4 would be a day shift, a 2:00 to 10:00 shift  
5 or a midnight shift.

6 MR. RUSSELL RINALDI: Right. That's  
7 why you would have a schedule ahead of time  
8 so you would know. So, Doc Notari,  
9 obviously you're speak now for when you are  
10 going to -- is there anything else but two  
11 police officers, and you're paying for  
12 one --

13 MR. ROBERT NOTARI: If it means  
14 anything and if you have any questions as  
15 council -- and I don't know if the chief or  
16 the fire chief gave you a report. From my  
17 end to being a parent and a citizen I  
18 thought -- we had that last Monday. I  
19 thought everything went well. But it's a  
20 learning experience when you start hearing  
21 the reports of what was missed, what was  
22 this, what was that. Having two full time  
23 police officers in a building changes that a  
24 little bit because of the communication  
25 quickly with understanding what police

1 understandings are of what happens, and  
2 maybe there isn't so much confusion that the  
3 public thought happened while everything was  
4 under control at the building. The public  
5 thought this, the public thought that. In  
6 fact, Doctor Keating had a staff meeting to  
7 work things out, apparently.

8 Overwhelming is we would like police  
9 in the building, and it's something that's  
10 been going on now at least for four and a  
11 half years. It's a discussion that needs to  
12 come to fruition. I'm unfortunately the one  
13 that will be saying is it doesn't matter  
14 what the cost is at this point because of  
15 the cost on the other end is much more  
16 costly than what we're going to pay for the  
17 safety of our kids.

18 MR. RUSSELL RINALDI: Agreed. So,  
19 then, Bill, our next move is create --

20 ATTY. RINALDI: Talk to you guys on  
21 how you want to do this.

22 MR. RUSSELL RINALDI: So our next  
23 move would be to create two school  
24 positions, two new shifts --

25 ATTY. RINALDI: Maybe, but it

1 depends on how the chief wants to handle it.

2 MR. FEBBO: The schedule has to mesh  
3 with theirs.

4 ATTY. RINALDI: They're under our  
5 control, so it's more of a contract issue to  
6 see if we're going to have to open the  
7 contract and create a position or whether  
8 we're going to keep it within the contract  
9 and I'm just going to assign you over here  
10 today for these hours.

11 MR. RUSSEL RINALDI: But if it's  
12 going to be two specific people day in and  
13 day out, the same people every day at the  
14 school, we would have to create two new  
15 positions.

16 ATTY. RINALDI: Then it could be a  
17 seniority issue, which people with seniority  
18 are going to want those jobs.

19 MR. NOTARI: And that's fine, but  
20 they're going to have to meet the  
21 requirements also.

22 ATTY. RINALDI: Right. There's  
23 training. I'm sure they'll get the training  
24 if they get the job.

25 MR. NOTARI: When do those trainings

1           happen?

2                   CHIEF DUBERNAS: I would have to  
3           look. I know the last time there was -- the  
4           closest one was sometime in December, but  
5           they usually have them during the summer  
6           months when schools are out because you need  
7           a school setting for it.

8                   MR. NOTARI: I'm only asking  
9           questions because my thought is to get them  
10          into school for January. That's my thought,  
11          to try to figure this out in the next eight  
12          weeks, because we're starting a new budget.  
13          So this would be the time to put the money  
14          into the budget for either the whole year or  
15          half a year. But for me, I think it's  
16          important that we get this done.

17                  MR. HOOVER: Chief, how many  
18          officers do we have now that have the  
19          training that would be available to work at  
20          the school?

21                  CHIEF DUBERNAS: Two.

22                  MR. HOOVER: So right now we have  
23          two officers that can go to the school  
24          Monday if we had to.

25                  MR. NOTARI: No, because we'd be

1                   shorthanded.

2                   MR. HOOVER:   What I'm getting at is  
3                   if we can't get the certification for the  
4                   two, three or four we're going to hire they  
5                   can just become regular cops until we get  
6                   certifications besides the two we have up  
7                   there.

8                   MR. NOTARI:   Like Bill said, that  
9                   comes to seniority. To me, why not send  
10                  them all to be trained in the school.

11                  CHIEF DUBERNAS:  That's what I was  
12                  looking at last time.

13                  ATTY. RINALDI:  You're going to have  
14                  to because there's so many vacations and  
15                  holidays. You're not going to have the same  
16                  two people.

17                  MR. NOTARI:   That would be another  
18                  advantage of having everybody trained. When  
19                  somebody does get sick or is on vacation we  
20                  send that other person there and now they  
21                  get to meet the kids and staff.

22                  MR. RUSSELL RINALDI:  Doc, there  
23                  could always be some type of -- if we worked  
24                  it out in the future, and we talked about it  
25                  a few years ago. We can always have maybe a

1 satellite office there.

2 MR. ROBERT NOTARI: One of the  
3 conversations if you guys decide to become a  
4 partnership is to have somebody come over  
5 the school while we're in construction and  
6 be, like, okay, this is a nice spot here,  
7 this is a nice spot here, I want to add  
8 stuff here, there. Locations of where the  
9 cameras need to be. So there are things  
10 while we are in construction that could  
11 probably help to go back through -- the  
12 chief's been there plenty of times. Walk  
13 through and hey, this is a problem area. To  
14 reinstitute that now it would be, like,  
15 yeah, before you start walling things off  
16 let's make sure we have a spot here for it.

17 CHIEF DUBERNAS: Next month in  
18 Archbald.

19 MR. NOTARI: Can we sign up our  
20 current officers that do not have it?

21 CHIEF DUBERNAS: Yes. I'll send out  
22 an e-mail tomorrow.

23 MR. RUSSELL RINALDI: We currently  
24 have six and two currently have it. So we  
25 have four we need to send?

1 MS. BARTOLETTI: No, one we have is  
2 part-time.

3 MR. NOTARI: So five full time  
4 officers need to be certified. Can we  
5 require that?

6 ATTY. RINALDI: Yeah.

7 MR. NOTARI: In case somebody says  
8 no.

9 MR. RUSSELL RINALDI: Five full  
10 time.

11 MR. NOTARI: Any other questions?  
12 We're moving in the right direction.

13 MR. ROBERT NOTARI: This is the time  
14 for them. Just a matter of time.

15 MR. RUSSELL RINALDI: We're going to  
16 move on our end as fast as we can as far as  
17 the committee meetings, meeting with the  
18 chief, Marylynn and Bill to discuss the  
19 finances and if we have to create a new  
20 position. I mean, I think everyone sitting  
21 at this table would like to move on it as  
22 fast as possible.

23 MR. ROBERT NOTARI: I guess the next  
24 thing is how the payment works. I don't  
25 know. It's a billing thing or bulk thing.

1 MR. BRIAN RINALDI: We'll work it  
2 out.

3 MR. RUSSELL RINALDI: I'm concerned  
4 about that last, but I understand what  
5 you're saying. Anything else?

6 MR. ROBERT NOTARI: No.

7 MR. BRIAN RINALDI: Thank you very  
8 much.

9 MR. RUSSELL RINALDI: You're  
10 welcome. Chief Dubernas, anything else for  
11 the agenda?

12 CHIEF DUBERNAS: That's it.

13 MR. RUSSELL RINALDI: Attorney  
14 Rinaldi, anything for the agenda?

15 ATTY. RINALDI: Right now just a  
16 resolution for the Potter agreement.

17 MR. RUSSELL RINALDI: Anybody have  
18 any questions for the solicitor? Thanks,  
19 Bill.

20 Borough manager, Marylynn?

21 MS. BARTOLETTI: I may have a  
22 possible change to the school agreement.  
23 We're going to discuss it. But I don't want  
24 to leave it out in case we have to do it for  
25 the next meeting.

1                   And not for the agenda but just for  
2                   general, Veteran's Day celebration on  
3                   November 11th is going to be here at the  
4                   borough building, outside. Then there's  
5                   going to be a Veteran's Day breakfast on  
6                   Sunday, November 13th, from 9:00 to 11:00 at  
7                   Arcaro & Genell's. That's all I have.

8                   MR. RUSSELL RINALDI: Anybody have  
9                   any questions for the borough manager?  
10                  Thanks, Marylynn.

11                  Chief, anyone else from the public?

12                  CHIEF DUBERNAS: No.

13                  MR. RUSSELL RINALDI: We'll go down  
14                  the table, see if any council members have  
15                  anything for the agenda or for the work  
16                  session. Councilman Febbo?

17                  MR. FEBBO: I'm good.

18                  MR. NOTARI: I have nothing.

19                  MR. BUTLER: One other thing I had.  
20                  Somebody asked me again about that shed over  
21                  on Kohler Avenue. Where does it stand?

22                  MR. HART: The application's filed.  
23                  It's just got to go to a meeting for a  
24                  variance in front of the zoning board.

25                  MR. RUSSELL RINALDI: He applied for

1 a variance?

2 MR. HART: Yes.

3 MR. NOTARI: Thursday?

4 MR. HART: It was supposed to be  
5 Thursday, but right now I just spoke with  
6 Joe Campolieto. I might have to reschedule  
7 it. I'll know first thing in the morning.  
8 But it will be very soon. It won't be any  
9 further than November 10th. The board's  
10 going to make a decision. The zoning board  
11 will basically see what's going on, see the  
12 scenario and go from there. If they approve  
13 the variance, then I guess you guys have a  
14 right to appeal.

15 MR. NOTARI: Councilman Butler,  
16 whoever is complaining to you, whether it's  
17 a neighbor or somebody in the neighborhood,  
18 they should come to that zoning hearing and  
19 voice their displeasure with where the shed  
20 is being placed.

21 ATTY. RINALDI: So he got a notice  
22 of violation of the zoning ordinance and now  
23 he's appealing it? Or is it he didn't get a  
24 notice and he's just asking for a variance?

25 MR. HART: He's asking for a

1 variance.

2 MR. HOOVER: How many neighbors  
3 showed up for the zoning board meeting?

4 MR. HART: I didn't have one yet.

5 MR. RUSSELL RINALDI: What's the  
6 date?

7 MR. HART: The date's up in the air  
8 right now. I'll know first thing in the  
9 morning on availability. That's my only  
10 issue right now.

11 MR. RUSSELL RINALDI: Councilman  
12 Butler, anything else?

13 MR. BUTLER: No.

14 MR. HOOVER: Nothing.

15 MR. RUSSELL RINALDI: I have no  
16 items, but I see Mr. Thomas came in and  
17 signed the sheet. Chris, would you like to  
18 address us?

19 MR. THOMAS: Yes. So I'm just here  
20 about my garden tools. It gets beat around  
21 the bush. This is a three year old thing.  
22 I didn't have garbage that day. I put my  
23 tools on top of an upside down red  
24 container. The tools were taken as I drove  
25 my sister to school and came back. My

1 neighbor said the only ones that were in the  
2 yard were the garbage men. Officer Kimbal  
3 came along, stopped the garbage truck,  
4 questioned the two guys in the truck. They  
5 said they took the stuff and put it in the  
6 packer.

7 I haven't heard anything from the  
8 company or from here. It's three years now.  
9 So I heard it came up last month, so I  
10 decided to show up myself. But why am I  
11 responsible for my own property in my yard  
12 taken by your contracted company? Why am I  
13 responsible? I didn't do anything wrong.

14 MR. RUSSELL RINALDI: First I'm  
15 hearing this.

16 MS. BARTOLETTI: This happened a  
17 couple years ago, and when Chris brought it  
18 to our attention we sent it to Mascaro. We  
19 discussed it with Bill and Bill said to  
20 address it to Mascaro. Then Mascaro -- I  
21 thought it was answered to you, Chris, but  
22 they said that they will not -- they do not  
23 accept responsibility, that they would make  
24 a donation for the amount of tools to  
25 something. They will not pay someone back.

1 According to what their driver said they  
2 were left near the garbage and they took  
3 them. They didn't have stickers on them but  
4 they took them and threw them in the truck.  
5 That's what we got from Sam Augustine, the  
6 representative from Mascaro. This is going  
7 on for a couple years.

8 MR. THOMAS: I didn't have garbage  
9 that day. There was not a bag of trash in  
10 front of my house. Nothing. It was red  
11 recycling. There was paper. No garbage  
12 bags. So there's no reason to even be on my  
13 lot. So them saying there was garbage,  
14 there was none, and Officer Kimball has the  
15 report. The chief was on.

16 MS. BARTOLETTI: They said that they  
17 would not do anything. Bill said it's  
18 between Mascaro and Chris, so we kind of  
19 backed out of it. Mascaro said that they  
20 were going to handle it.

21 MR. BUTLER: Why would they give a  
22 donation instead of just giving him the  
23 money for the tools?

24 MS. BARTOLETTI: Because they won't  
25 acknowledge anything. They bring up these

1 stories that they had a person who put down  
2 a lunch back and ran in the house and came  
3 back and the lunch bag was gone, the bag  
4 happened to have money in it. They had a  
5 lot of things happen, so they do not take  
6 responsibility for anything that's left in  
7 the area that they consider garbage pickup.

8 MR. RUSSELL RINALDI: Chris, what  
9 was the value of the tools?

10 MR. THOMAS: Over \$200, I think,  
11 Russ. I'm looking for it on my phone.

12 MR. RUSSELL RINALDI: What's the  
13 number, though, you would want?

14 MR. THOMAS: I'd have to go and  
15 price it out. That price is over three  
16 years ago. I didn't go and look at it  
17 anymore.

18 MR. RUSSELL RINALDI: What's the  
19 number that would rectify it?

20 MR. THOMAS: Just to replace what  
21 was taken. There was a cord, a rake and  
22 hedge clippers.

23 MR. RUSSELL RINALDI: So the tools  
24 you want, not a dollar figure?

25 MR. THOMAS: The dollar figure to

1 replace the tools.

2 MR. RUSSELL RINALDI: Well, that's  
3 what I'm asking.

4 MR. THOMAS: I don't know.

5 MR. RUSSELL RINALDI: I'll tell you  
6 what, if you get me a dollar figure I'll  
7 replace them myself. I'll give you it out  
8 of my own pocket. Bill, I can do that.  
9 Correct?

10 ATTY. RINALDI: He can go to the  
11 magistrate and file a complaint against  
12 Mascaro.

13 MR. THOMAS: Here it is. At the  
14 time -- this was October 30, 2019. Hedge  
15 clipper, \$129. Cord, \$40.97. Rake, \$9.98.  
16 And those were pictures Mascaro asked for  
17 that we sent down to them about what was  
18 done.

19 MR. HOOVER: About \$180?

20 MR. THOMAS: That was in 2019.

21 Let's go Brandon.

22 MR. RUSSELL RINALDI: Do you want to  
23 get me the price and I'll write you a check?

24 MR. THOMAS: I'll go find out what  
25 it is.

1 MR. RUSSELL RINALDI: That's what  
2 we'll do. You get me the price, I'll write  
3 you a check.

4 MR. THOMAS: I would rather do it  
5 this way: Cut Masacaro a check -- if it's  
6 \$29,000 or \$30,000 write them a check for  
7 \$29,800.

8 ATTY. RINALDI: Can't do that.

9 MR. RUSSELL RINALDI: I'll give you  
10 a check personally. Sound good? You give  
11 me a total and I'll do it. Bill, legally  
12 able to do that? I'm donating tools.

13 ATTY. RINALDI: You can pay him for  
14 whatever you want.

15 MR. RUSSELL RINALDI: Anything else?

16 MR. THOMAS: That was it.

17 MR. ROBERT NOTARI: Why don't you  
18 have Mascaro donate that to the little  
19 league and you give him the money.

20 MR. RUSSELL RINALDI: As long as  
21 Mr. Thomas is reimbursed what he lost that's  
22 going to satisfy me.

23 MR. THOMAS: I'm the secretary of  
24 the little league. We'll take Mascaro's  
25 money.

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MR. RUSSELL RINALDI: Anything else?  
Anyone else from the audience before we  
adjourn?

At this time the chair would  
entertain a motion to adjourn.

MR. NOTARI: I'll make that motion.

MR. RUSSELL RINALDI: 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 31 pages, is a true and correct copy, done to the best of my ability, of same and the whole thereof.

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Mark Wozniak  
Official Court Reporter

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