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OLD FORGE BOROUGH COUNCIL
OLD FORGE, PENNSYLVANIA

IN RE: REGULAR MEETING OF COUNCIL

NOVEMBER 21, 2023

7:00 P.M.

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

COUNCIL MEMBERS:

- RUSSELL RINALDI, PRESIDENT
- RICK NOTARI
- JAMES HOOVER
- MICHAEL LETTIERI
- ANDREW BUTLER
- WILLIAM RINALDI, ESQUIRE, SOLICITOR

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: Councilwoman
10 Avvisato is absent. Councilman Butler?

11 MR. BUTLER: Here.

12 MS. BARTOLETTI: Councilman Febbo is
13 absent. Councilman Hoover?

14 MR. HOOVER: Present.

15 MS. BARTOLETTI: Councilman
16 Lettieri?

17 MR. LETTIERI: Present.

18 MS. BARTOLETTI: 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 Tonight is Tuesday, November 21, 2023. The
25 purpose of our meeting is to go through a

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

5 The chief of police has a public
6 sign-in sheet. If anybody from the public
7 would like to address us we'll give you a
8 few moments at the end of the meeting.

9 With that said, we're going to begin
10 with our first housekeeping motion. That's
11 going to be a motion to approve the minutes
12 of the prior meeting.

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

14 MR. RUSSELL RINALDI: By Councilman
15 Butler.

16 MR. NOTARI: Second.

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

20 MS. BARTOLETTI: Councilman Butler?

21 MR. BUTLER: Yes.

22 MS. BARTOLETTI: Councilman Hoover?

23 MR. HOOVER: Yes.

24 MS. BARTOLETTI: Councilman

25 Lettieri?

1 MR. LETTIERI: Yes.

2 MS. BARTOLETTI: Councilman Notari?

3 MR. NOTARI: Yes.

4 MS. BARTOLETTI: Councilman Rinaldi?

5 MR. RUSSELL RINALDI: Yes. Second

6 item is motion to approve treasurer's

7 report. Please note this does not include

8 the sewer account.

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

10 MR. RUSSELL RINALDI: By Councilman

11 Notari.

12 MR. BUTLER: I'll second it.

13 MR. RUSSELL RINALDI: Seconded by

14 Councilman Butler. On the question? Public

15 input? Roll call, please.

16 MS. BARTOLETTI: Councilman Butler?

17 MR. BUTLER: Yes.

18 MS. BARTOLETTI: Councilman Hoover?

19 MR. HOOVER: Yes.

20 MS. BARTOLETTI: Councilman

21 Lettieri?

22 MR. LETTIERI: Yes.

23 MS. BARTOLETTI: Councilman Notari?

24 MR. NOTARI: Yes.

25 MS. BARTOLETTI: Councilman Rinaldi?

1 MR. RUSSELL RINALDI: Yes. Third
2 item is motion to approve invoices for
3 payment. Once again, please note this does
4 not include the sewer accounts.

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

6 MR. RUSSELL RINALDI: By Councilman
7 Hoover.

8 MR. NOTARI: Second.

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

12 MS. BARTOLETTI: Councilman Butler?

13 MR. BUTLER: Yes.

14 MS. BARTOLETTI: Councilman Hoover?

15 MR. HOOVER: Yes.

16 MS. BARTOLETTI: Councilman
17 Lettieri?

18 MR. LETTIERI: Yes.

19 MS. BARTOLETTI: Councilman Notari?

20 MR. NOTARI: Yes.

21 MS. BARTOLETTI: Councilman Rinaldi?

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

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

1 MR. RUSSELL RINALDI: By Councilman
2 Notari.

3 MR. LETTIERI: I'll second it.

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

7 MS. BARTOLETTI: Councilman Butler?

8 MR. BUTLER: Yes.

9 MS. BARTOLETTI: Councilman Hoover?

10 MR. HOOVER: Yes.

11 MS. BARTOLETTI: Councilman
12 Lettieri?

13 MR. LETTIERI: Yes.

14 MS. BARTOLETTI: Councilman Notari?

15 MR. NOTARI: Yes.

16 MS. BARTOLETTI: Councilman Rinaldi?

17 MR. RUSSELL RINALDI: Yes. Last
18 item under housekeeping, motion to approve
19 sewer department invoices for payment.

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

21 MR. RUSSELL RINALDI: By Councilman
22 Butler.

23 MR. NOTARI: Second.

24 MR. RUSSELL RINALDI: Seconded by
25 Councilman Notari. On the question? Public

1 input? Roll call, please.

2 MS. BARTOLETTI: Councilman Butler?

3 MR. BUTLER: Yes.

4 MS. BARTOLETTI: Councilman Hoover?

5 MR. HOOVER: Yes.

6 MS. BARTOLETTI: Councilman

7 Lettieri?

8 MR. LETTIERI: Yes.

9 MS. BARTOLETTI: Councilman Notari?

10 MR. NOTARI: Yes.

11 MS. BARTOLETTI: Councilman Rinaldi?

12 MR. RUSSELL RINALDI: Yes. We'll

13 move into our first department head. DPW

14 manager, Joe Lenceski. Anything for the

15 meeting, Joe?

16 MR. LENCESKI: Nothing for the

17 meeting.

18 MR. RUSSELL RINALDI: Any members

19 have any questions for Joe? Thanks, Joe.

20 Code enforcement/zoning officer,

21 Mike Sokolowski. Mike, anything for the

22 meeting?

23 MR. SOKOLOWSKI: I have nothing for

24 the meeting, no.

25 MR. RUSSELL RINALDI: Any of the

1 members have any questions for Mike?

2 MR. BUTLER: On Hickory Street
3 there's that white Toyota parked on the
4 right hand side as you're going down. The
5 people had me there for an hour the other
6 day with that dumpster sitting in the road.
7 That side has no parking, they dropped a
8 dumpster there. You still can't get through
9 that street.

10 Anyway, that white Toyota, they said
11 it's been there about two years.

12 CHIEF DUBERNAS: Kimbal sent out
13 letters for cars there and a trailer that's
14 supposed to be on Hickory Street. I
15 discussed it with the mayor. I called
16 today. I'll ask him tomorrow.

17 MR. BUTLER: I think it's a Carolla.

18 MAYOR LEGG: Silver car, black roof.
19 That's the one Dave cited.

20 MR. BUTLER: Can somebody have a
21 driveway where the sidewalk is not cut out
22 for a driveway?

23 CHIEF DUBERNAS: No. That was a
24 former employee here told him that's okay to
25 do that.

1 MR. NOTARI: Somebody has a driveway
2 without --

3 MR. BUTLER: There's no driveway
4 there. All it is is grass.

5 CHIEF DUBERNAS: A former employee
6 told him to spray paint a box for a driveway
7 and that was okay.

8 MR. BUTLER: They're yelling because
9 he has no parking. He won't let anybody
10 park on the street there because he's saying
11 it's a driveway.

12 CHIEF DUBERNAS: So there's a
13 sidewalk and then grass. A former employee
14 told him to spray paint a box, write
15 driveway in it and get a sign that says
16 that's my driveway.

17 MR. RUSSELL RINALDI: My question
18 would be to Bill. Would we send Joe over
19 and have him remove the paint from the
20 street?

21 ATTY. RINALDI: What street?

22 CHIEF DUBERNAS: Hickory.

23 ATTY. RINALDI: There's no plan in
24 planning where he came in and said I'm
25 putting in a driveway. It's a lot.

1 CHIEF DUBERNAS: Its grass. He
2 painted a box on the street and then went
3 and had a sign made up and said this is my
4 driveway.

5 ATTY. RINALDI: No, he'd have to
6 come to planning.

7 MR. HOOVER: I think we have to send
8 Mike over first, tell him he can't do this.

9 CHIEF DUBERNAS: We told him. The
10 neighbor across the street always parks a
11 vehicle there and he's always sending me
12 pictures saying he blocks my driveway. I
13 tried to explain to him it's not a driveway.
14 He told me a former employee told him this
15 is what I have to do to make this a
16 driveway.

17 MR. RUSSELL RINALDI: If that's
18 true -- and I'm not saying it isn't and I'm
19 not saying you're lying. If that's true, it
20 still doesn't stand that he's able to do
21 that.

22 CHIEF DUBERNAS: There's no driveway
23 cut in the concrete.

24 MR HOOVER: Mike, just write him a
25 letter telling him what he has to do.

1 MR. RUSSELL RINALDI: Mike, are you
2 aware of this property?

3 MR. SOKOLOWSKI: No. I'll get the
4 address.

5 MR. RUSSELL RINALDI: Chief, do you
6 have the number?

7 CHIEF DUBERNAS: Yes.

8 MR. RUSSELL RINALDI: Anything else?

9 MR. BUTLER: No.

10 MR. RUSSELL RINALDI: Mike, anything
11 else?

12 MR. SOKOLOWSKI: I'm good.

13 MR. RUSSELL RINALDI: Thanks,
14 Michael. Dave Lopatka, engineer?

15 MR. LOPATKA: Nothing for the
16 agenda.

17 MR. RUSSELL RINALDI: Anything for
18 the meeting besides the report?

19 MR. LOPATKA: I think Bill will
20 probably touch on it. We have the approval
21 for Gilchrist.

22 ATTY. RINALDI: Preliminary plan
23 approval for the Old Forge Terminal Training
24 Facility.

25 MR. RUSSELL RINALDI: Dave, anything

1 else?

2 MR. LOPATKA: No.

3 MR. RUSSELL RINALDI: Any members
4 have any questions for David?

5 MR. NOTARI: Were you able to get
6 over to Edgewood Drive, that driveway
7 problem?

8 MR. LOPATKA: I'll get over there
9 tomorrow.

10 MR. NOTARI: Please do.

11 MR. LOPATKA: I'll get over there
12 tomorrow.

13 MR. RUSSELL RINALDI: Anyone else
14 for Dave? Thanks, David.

15 Chief Dubernas, anything for the
16 meeting?

17 CHIEF DUBERNAS: Nothing.

18 MR. RUSSELL RINALDI: Does anyone
19 have any questions for the chief?

20 MR. HOOVER: Did you have any issues
21 on Keyser Avenue, the Ballpark Lounge, this
22 weekend?

23 CHIEF DUBERNAS: Yes. They called
24 for a fight with possibly a gun involved but
25 they never found the actors.

1 MR. HOOVER: Thank you.

2 MR. RUSSELL RINALDI: Any other
3 questions for the chief? Thanks, Chief.

4 Fire Chief Tagliaterra, anything for
5 the meeting?

6 MR. TAGLIATERRA: No.

7 MR. RUSSELL RINALDI: Anybody have
8 any questions for the fire chief? Thanks,
9 Chief. Attorney Rinaldi?

10 ATTY. RINALDI: I have three things
11 that you have in your packets. The
12 consideration of a liquor license transfer
13 from Scranton to SWK Holdings, LLC.

14 You have consideration of a
15 resolution for increasing the funding to
16 Eagle/McLure Hose Company for the year
17 January 2024.

18 And the request from a police
19 officer for extension of his time with which
20 to move into the borough. There was a
21 letter sent to council and I think the chief
22 is aware of it as well.

23 A possible plan approval, and I
24 think Marylynn has a grant application.

25 MR. RUSSELL RINALDI: Any questions

1 for the solicitor? Thanks, Bill.

2 Borough manager, Marylynn, anything
3 for the meeting?

4 MS. BARTOLETTI: Well, first, does
5 anyone have any questions on any of the
6 financial reports? Okay.

7 The budget we will pass at the next
8 meeting, at the work session. We need to
9 turn that into a special meeting to pass the
10 budget, the preliminary budget, and then two
11 weeks later we will pass the formal budget.

12 ATTY. RINALDI: December 5th we'll
13 have a brief special meeting to adopt the
14 proposed budget, then that will sit out
15 there until our regular meeting.

16 MS. BARTOLETTI: And just the other
17 thing is a resolution tonight for an LSA
18 grant application.

19 MR. RUSSELL RINALDI: Anything else,
20 Mare?

21 MS. BARTOLETTI: That's all.

22 MR. RUSSELL RINALDI: Anybody have
23 any question for Marylynn?

24 Bill, a quick question for you.
25 We'll have a motion tonight for a special

1 meeting for December 5th.

2 ATTY. RINALDI: Yes. Schedule it
3 right before the work session, the purpose
4 of which would be to adopt the budget for
5 fiscal year '24.

6 MR. RUSSELL RINALDI: Okay. We're
7 going to move into public comment before new
8 business. Robert Zukauskas?

9 MR. ZUKAUSKAS: I just want to first
10 thank the borough for what they've been
11 doing around town. It really looks good
12 now. I'm really paying attention to what is
13 going on. I think we all appreciate that.

14 There's two things. About this
15 meeting, I think it should start when it
16 should start, at 7:00. Last week it was
17 most egregious. There was a Brian Kelly.
18 He was here from the newspaper. I don't
19 know why he was here, but you started at
20 7:30 and he's pacing back and forth, what's
21 going on here? I said I don't know. So
22 maybe an effort should be made to get
23 started on time.

24 Then, like, when we are waiting out
25 there, I mean, there's no place to sit.

1 They're standing around. We had people ask
2 to open the offices so they can sit down.
3 Other people. So some consideration for
4 people who want the meeting to start on
5 time, get things done.

6 The other thing is about the bus
7 stop. I want to know what the status is on
8 the bus stop in front of the building,
9 restoring it. It was here and now it's
10 gone. I'd like to know what the status of
11 that is.

12 MS. BARTOLETTI: Before we started
13 any improvements to the building council had
14 made the decision to have it removed. We're
15 not anywhere ready to put it back up yet
16 because there's still some work that has to
17 be done in front of the building.

18 MR. ZUKAUSKAS: May I ask what has
19 to be done?

20 MS. BARTOLETTI: There's possibly
21 going to be a clock put in and they're
22 trying to figure out where the clock is
23 going to be put. There's also a cannon
24 outside, there's an anchor outside, there's
25 a statue. So we are trying to come up with

1 Dave, our engineer, on how to plan all of
2 these things without it looking overly busy
3 and where we can put the clock. So right
4 now a bus stop is just adding another thing
5 to the mix that we're not really ready for.

6 MR. NOTARI: Mr. Zukauskas, I spoke
7 with someone at COLTS, and I'm not sure if
8 we'll ever bring that structure back. It
9 was unsightly, it was unkept, it was dirty.
10 It did not look good in front of our borough
11 building even before the remodel. There's
12 not a bus stop shelter on Main Street from
13 Pittston to West Scranton. So I am not sure
14 that that bus stop will ever have a shelter
15 again.

16 MR. ZUKAUSKAS: Okay, I understand
17 what you're saying. They reached out to
18 you. So I called COLTS, I talked to a Bill.
19 So they reached out to you or people and you
20 never reached back to them, so they're
21 waiting for you for an answer.

22 MS. BARTOLETTI: I have spoken to
23 them several times. In fact, when you
24 brought it up at the last meeting a couple
25 months ago I had told you that I had spoken

1 to them two days before you even came here.

2 MR. ZUKAUSKAS: I don't recall that.
3 I understand completely what you're saying
4 about how unsightly these things are. I
5 ride the bus and I can see. They are just a
6 mess. When you have a nice borough building
7 like this you don't want something like that
8 out front. I understand that completely.
9 But we need a bus stop. There's no place to
10 sit when it's raining out. You have to go
11 across the street and wait under the bank
12 building. I understand it's unsightly, but
13 maybe a Boy Scout project. Bricks, a nice
14 thing. I'll pay for the materials. They
15 really are a nice thing. Not that plastic
16 garbage. Bricks and concrete. Make
17 something nice. There's nothing there.

18 MR. NOTARI: There's bus stops at
19 many different locations on Main Street.

20 MR. ZUKAUSKAS: You can't sit down.

21 MR. RUSSELL RINALDI: There's about
22 seven bus stops on Main Street in Old Forge.
23 Do you want one at every location?

24 MR. ZUKAUSKAS: No, just at the town
25 hall. I think it would be perfect just at

1 the town hall. It was here before. You got
2 the concrete slab. It's already there.
3 There's a lot of people that would want
4 that. It's not just me. And just because
5 people here don't ride it, I mean, other
6 people do ride that bus.

7 MR. RUSSELL RINALDI: I for one take
8 everything into consideration when somebody
9 comes before us to ask or request. In three
10 years you're the only person who's asked for
11 that bus stop back. Just letting you know
12 that.

13 MR. ZUKAUSKAS: It's something
14 that's evolving. How about a nice brick
15 bench there? The Boy Scouts would love to
16 do something like that.

17 MR. RUSSELL RINALDI: We have a plan
18 for some benches to be put out front
19 eventually. Like Marylynn said, we're not
20 sure where we're going to place the clock.
21 We're not sure. We were thinking about
22 doing the whole veterans wall over. So
23 there's plans for the front.

24 Also for the hallway, Marylynn and
25 us discussed it a few weeks ago. We're

1 going to be getting our pictures back in the
2 hallway and stuff that we have in storage
3 during the remodel. We're going to be
4 putting a couple chairs and benches out
5 there.

6 About the meetings, we've had
7 executives in here before. Sometimes we
8 do -- we apologize. Sometimes we do run a
9 little bit late. But just so you know,
10 every time a meeting runs late there's
11 borough business being discussed in here
12 before the meeting. We're not in here just
13 talking. We're not having fun, we're not
14 goofing off. I've been sitting here since
15 4:30 today. I was here with Councilman
16 Lettieri, Councilman Hoover and our borough
17 manager. We're doing DPW interviews. I'll
18 come in early and stay as late as possible
19 because I love to be a representative of the
20 town.

21 We're in here doing business, so
22 sometimes we run a little bit late. We
23 always apologize to the public. We are in
24 here doing business.

25 MR. ZUKAUSKAS: Just one last thing.

1 Just consider a nice bus stop. That's it.

2 MR. RUSSELL RINALDI: Always a
3 pleasure.

4 MR. BARNANSKI: This is only my
5 second time before the board, before
6 remodeling and everything else. I'm having
7 trouble with a neighbor whose property --
8 I'm back to back with this guy. I don't
9 want to mention names. I think some of you
10 know who he is.

11 The problem is since he moved in --
12 it was his grandmother's property and he
13 moved in and bought another home back there,
14 and there was always -- and Chief Dubernas
15 would verify this. He used to be our
16 paperboy. He used to cut through our
17 properties to get to the houses and there's
18 an alley that was there at one time. I
19 think the name I saw on the map -- I can't
20 remember. But there's no alley name now.
21 It's gone.

22 The person that I'm talking about
23 supposedly sent police officers, telling me
24 that I'm trespassing on his property which
25 is actually the alley or street. Call it

1 either one. This road I'm talking about or
2 alley goes from Spring Street all the way
3 back, down to where the school used to be.
4 What happened is the road or the alley got
5 cut short because he built homes there and
6 took over the alley somehow. I don't know
7 how.

8 MR. HOOVER: Your address?

9 MR. BARNANSKI: 1039 Spring.

10 CHIEF DUBERNAS: In the past it used
11 to go from Spring Street and would normally
12 connect up with Roberts Road. But when the
13 houses were built they made a dog leg that
14 went behind six houses and came out to Mowry
15 Street, near the S turn. There's a sewer
16 right-of-way there. The alleyway is
17 actually bumped up to his house. It used to
18 be Baronowskis/Summas and Makowskis. They
19 split all their properties.

20 MR. BARNANSKI: So the problem is he
21 thinks it's his, this alley, and he -- I
22 hate to say it, but he lies like crazy,
23 number one. He's got cameras all over the
24 place. I came home from work one day and
25 there's two horseshoe pits in the middle of

1 the alley with the sand in them and
2 everything else. I have my surveyed stuff
3 with my property. It has the alley -- of
4 course, it's a little old, but even the --

5 MR. SOKOLOWSKI: I saw it.

6 MR. BARNANSKI: Mike knows about it,
7 Chris Hart was there to check things out
8 when he was with the borough and some other
9 people and they said it's an alley, it was
10 an alley, it always has to be an alley. I
11 got some papers and some items that I got
12 from someone that said -- it was being
13 discussed at one time not too long ago, and
14 it says it's not Barnanski's property and
15 it's not his property, and it's stamped that
16 this comes from an official person.

17 I don't want it. I have enough
18 property there myself to take care of. It's
19 him that thinks he owns it. He has a couple
20 sheds in the back which I don't care about,
21 but there's no setback. He just put them up
22 and it's right on the edge of the alley or
23 road or whatever you want to call it. If
24 there's anyone that's breaking the law it's
25 him, and he comes out sometimes -- and he

1 hasn't done it in a while, but cursing when
2 I'm cutting the grass because I go over in
3 the alley. I always have. When he moved in
4 there he took over that alley that we're
5 talking about and the one that chief was
6 just talking about going up to Mowry. And
7 it's right on the map that going down the
8 street and then turning there's a sewer
9 system and it has to be left open. He
10 spitefully parks his truck right in the
11 middle so you can't get through. Sometimes
12 I'm taking trees down or leaves and I like
13 to just go out the alley and down Spring
14 Street. Can't do it. I like to cut the
15 grass. He has sticks here, sticks there,
16 that's his property, and I'm getting sick of
17 it.

18 I even had two police officers talk
19 to me about the situation. Now, who told
20 them I have no idea. The one guy that came
21 just a couple weeks ago -- I told the chief
22 about it. He came like I was a criminal. I
23 was cutting grass out the back and he comes
24 to -- he's walking towards me from across
25 the alley, and he said you feel like going

1 to jail today?

2 I said what are you talking about?

3 He said yeah, just what I said.

4 I'll put you in jail right now. I'll put
5 the cuffs on you.

6 I said what is your problem?

7 So, you know, he's telling me you're
8 trespassing.

9 I said I'm not trespassing. I said
10 anybody and everybody can use this. He just
11 wouldn't let -- I tried to explain to him
12 where the alley is supposed to go and where
13 it does go and tried to be nice, tried to be
14 nice with my neighbor, there, and doesn't do
15 any good.

16 MR. RUSSELL RINALDI: Chief, did we
17 find out did an officer really address
18 somebody like that?

19 CHIEF DUBERNAS: I don't know. I
20 wasn't here. I told him to stay after the
21 meeting. I'm going to check reports.

22 MR. RUSSELL RINALDI: If you can
23 give the chief the officer's name.

24 CHIEF DUBERNAS: He gave me all the
25 information.

1 MR. RUSSELL RINALDI: I would really
2 like to know if that's how an Old Forge
3 officer addressed a resident.

4 MAYO LEGG: So would I.

5 MR. BARNANSKI: I don't know who
6 told him to come.

7 MR. NOTARI: Let me ask the
8 solicitor, is this -- it's a paper alley,
9 obviously. So the bordering properties
10 should have access to it. Correct?

11 ATTY. RINALDI: Yes.

12 MR. BARNANSKI: That's on the books.
13 I have stuff to indicate that and it's
14 stamped by whomever. I can get the papers
15 and show you. It should be in the borough
16 building. Everybody said it cannot be
17 blocked. Now I know why some people get
18 ticked off and go after the police officers,
19 which is a shame, but that's what I felt
20 like doing, going after this guy. The name
21 is Johnson. But the other two were nice.
22 Big guy and a smaller guy, part time.

23 MR. NOTARI: Mr. Barnanski, this
24 paper are alley, is there an access to it
25 from Spring Street?

1 MR. BARNANSKI: Yeah, you have to go
2 up Spring Street.

3 MR. NOTARI: In my head I can't see
4 the opening there.

5 MR. BARNANSKI: When he put those
6 sheds up he didn't use any setback. The
7 edge of the shed is right on the edge of the
8 alley. If you look at the papers the width
9 of the alley is anywhere from 16 and a half
10 feet to 17 and a half or 20 feet on
11 different papers. But it's still all on the
12 maps that we have and the surveys that I
13 have. I would like something done so that
14 he stops what he's doing. That's my spiel
15 for today.

16 MR. NOTARI: We're going to look
17 into it.

18 MR. RUSSELL RINALDI: Emit
19 Mancinelli?

20 MR. MANCINELLI: We're working on
21 the Old Forge Terminal facility, training
22 facility over on Keyser Avenue. Basically
23 the project, I have some drawings if the
24 board would like to see them. Basically
25 it's a paved pad that we're installing. We

1 were at the planning commission the last few
2 months. We got approval on the project.
3 We're here tonight to see if we can move
4 forward with conditional approval. The
5 items that we had last time were our PennDOT
6 permit and our E&S. At the meeting last
7 month we had a zoning issue that we had to
8 move the pad. We adjusted the location of
9 the pad on the site by about 75 feet.
10 Pushed it back farther off Keyser Avenue
11 than it was.

12 So what we wanted to do tonight was
13 we revised that location of the pad and we
14 resubmitted to PennDOT, resubmitted to the
15 conservation district. So tonight what we'd
16 like to do is see if we can get conditional
17 approval with those two items to be
18 addressed.

19 ATTY. RINALDI: We got a letter back
20 from the conservation district.

21 MR. SOKOLOWSKI: I didn't get it.

22 MR. MANCINELLI: I got an e-mail.

23 We had to resubmit because we moved the pad,
24 is what our problem was. Last month we had
25 a few comments from conservation which were

1 just e-mailed to me. I believe I gave
2 copies to the planning commission. So we
3 adjusted the pad location and just
4 resubmitted in the last two weeks. We
5 should hear something back from them
6 probably within two weeks, maybe three
7 weeks.

8 MR. HOOVER: This has nothing to do
9 with the property that's next door?

10 MR. MANCINELLI: No. This property
11 is accessed off Keyser Avenue. It's fully
12 fenced in. It's just getting out off Keyser
13 Avenue, not accessible to anywhere else.

14 MR. RUSSELL RINALDI: What's the
15 address of the property? Is that up top?

16 MR. MANCINELLI: I don't know if I
17 have a street address. Right now there's no
18 structures on the property. This is just a
19 paved pad, so there's no buildings, no
20 utilities on the property or anything like
21 that. It's going to appear to look like a
22 fenced-in parking lot, is what you're going
23 to see.

24 MR. RUSSELL RINALDI: Right now it's
25 stated Old Forge Terminal Facility, South

1 Keyser Avenue, SR-3011.

2 MR. MANCINELLI: Yes.

3 MR. RUSSELL RINALDI: You're here
4 for conditional approval?

5 MR. MANCINELLI: Yes.

6 MR. LOPATKA: There was one other
7 item. The letter of credit for the
8 driveway.

9 MR. MANCINELLI: PennDOT requires a
10 letter of credit for the construction of the
11 driveway. The planning also, to protect Old
12 Forge Borough, requested a letter of credit
13 to Old Forge Borough as well so that you
14 would have an opportunity to get the
15 driveway built if it didn't happen down the
16 road. So there's actually two letters of
17 credit for the driveway. One to the borough
18 and one to PennDOT.

19 CHIEF DUBERNAS: That should be
20 North Keyser Avenue, not South Keyser
21 Avenue.

22 MR. TAGLIATERRA: From Oak Street up
23 to the Taylor line would have to be North
24 Keyser Avenue.

25 MR. RUSSELL RINALDI: Would that be

1 your responsibility to change it to North
2 Keyser?

3 CHIEF DUBERNAS: It's already
4 changed.

5 MR. TAGLIATERRA: You've already
6 addressed it, but people still call in as
7 South Keyser Avenue.

8 MR. MANCINELLI: I think the sign is
9 South Keyser Avenue.

10 MR. TAGLIATERRA: Everything is
11 wrong.

12 MR. MANCINELLI: This would be
13 between Sibley and the Diamond Club.

14 CHIEF DUBERNAS: That's north
15 Keyser. If you're going to have a mailing
16 address it's probably going to be, like,
17 111, 113, somewhere right around there.

18 MR. MANCINELLI: Do you want us to
19 get a mailing address from the county 911?

20 CHIEF DUBERNAS: You have to go
21 through the post office.

22 MR. HOOVER: There's no building
23 there.

24 MR. NOTARI: We need an address in
25 case there's an emergency there.

1 CHIEF DUBERNAS: You're probably
2 going to be 109, 111.

3 MR. RUSSELL RINALDI: Two questions.
4 Dave, he's good? We can add it to the
5 agenda tonight for conditional approval?

6 MR. LOPATKA: Yes.

7 ATTY. RINALDI: Yes. It's going to
8 be preliminary land development for Select
9 Realty, NEPA for the Old Forge Terminal
10 Training Facility conditioned on Lackawanna
11 County Conservation District approval and
12 the HOP and the letter of credit. Did they
13 give an amount to Dave?

14 MR. MANCINELLI: We had ten percent
15 contingency and it was 15.

16 MR. LOPATKA: We addressed it.

17 MR. RUSSELL RINALDI: We'll add it
18 to the agenda. Anyone have any questions
19 for Emit?

20 MR. LETTIERI: Only one access in?

21 MR. MANCINELLI: Yes, in and out.

22 MR. LETTIERI: Same? Everything's
23 fenced in?

24 MR. MANCINELLI: Yes.

25 MR. RUSSELL RINALDI: Anyone else

1 have any questions for Emit? Thank you.

2 MR. GILCHRIST: Dave, you were
3 talking about having -- we're getting
4 conditional approval based upon the highway
5 occupancy permit, but we went to the
6 planning commission, it was based upon us
7 applying for the highway occupancy permit.

8 MR. LOPATKA: That's how it reads in
9 the ordinance.

10 MR. GILCHRIST: We can still proceed
11 to do our work and just not enter through
12 the driveway until we have a highway permit.

13 ATTY. RINALDI: Before he gives you
14 a permit you're going to need the letter
15 back from Lackawanna County.

16 MR. LOPATKA: Conservation.

17 MR. RUSSELL RINALDI: Anything else?
18 Thank you. Karen Picarski?

19 MS. PICARSKI: On November 15th
20 Mr. Emlaw was served papers by the constable
21 and he refused them?

22 ATTY. RINALDI: No, he wasn't. That
23 was the problem.

24 MR. SOKOLOWSKI: He would not meet
25 with him. Called him on the phone --

1 MS. PICARSKI: Where do we go from
2 here?

3 ATTY. RINALDI: The constable found
4 three addresses. He's trying to secure
5 service on him. So we spoke with the court
6 today, we have the constable's number. They
7 have to constantly keep tracking him down.
8 He's working on it. He's staking out the
9 property, the three different addresses that
10 he had. Obviously this guy doesn't want to
11 get served.

12 MR. SOKOLOWSKI: He called on the
13 phone, can we meet, and he would not meet
14 with him.

15 ATTY. RINALDI: Everybody's aware
16 that he's dodging us. The constable is
17 working on it. The magistrate can't hold a
18 hearing until he gets served. They're aware
19 of it down there. If you spot him call
20 Mike, Mike can reach out to the constable.

21 MR. HOOVER: Karen, do you see him
22 there?

23 MS. PICARSKI: He's always there.

24 ATTY. RINALDI: The constable had it
25 staked out and didn't see him.

1 MS. PICARSKI: I've taken pictures,
2 I've called Mike.

3 MR. SOKOLOWSKI: By the time I get
4 there he's gone. He doesn't stay there.

5 ATTY. RINALDI: Show him the car.

6 MS. PICARSKI: White Range Rover or
7 one of the Emlaw trucks.

8 MR. HOOVER: We're trying, Karen.
9 How long is this going on?

10 MR. NOTARI: A year.

11 MR. RINALDI: Get Mike pictures of
12 the vehicle. We'll give them to the
13 constable.

14 Mike Zupon?

15 MR. ZUPON: One question. I was
16 wondering about that burned out house on Oak
17 Street. It's been burned for a few years
18 now. Anything being done with that, the
19 apartment house?

20 MR. SOKOLOWSKI: It's right here in
21 my report. December 7th they have a meeting
22 with the insurance company on it. The
23 insurance company is just dragging it out.
24 The guy doesn't have the money to rip it
25 down or fix it.

1 MR. RUSSELL RINALDI: Thanks, Mike.
2 Anyone else from the public before we move
3 into new business?

4 MR. ZUKAUSKUS: Across the river
5 from my house it looks like a park or
6 something. Did the borough put benches and
7 planters? Somebody used some herbicide.
8 It's a nice area.

9 MR. RUSSELL RINALDI: The only thing
10 I know is about six months ago, maybe a year
11 ago the congressman was there. There was
12 supposed to be in the future a proposed
13 facility going in there. Maybe the
14 Lackawanna County River Corridor put
15 something down there.

16 MR. SOKOLOWSKI: They were there two
17 weeks ago with the mine water. They had a
18 group of students from six or eight
19 different high schools. They went through a
20 whole -- tried to explain what they're doing
21 to try and clean it up.

22 MR. RUSSELL RINALDI: It's borough
23 property, but they probably have an easement
24 or a right to it. Anyone else for public
25 comment? We're going to move into new

1 business.

2 The first item under new business is
3 going to be resolution of the Borough of Old
4 Forge, Lackawanna County, Pennsylvania for
5 the request approving the transfer of a
6 restaurant liquor license, restaurant liquor
7 license No. R-2782, owned by Peculiar Ramen,
8 LLC of Scranton, Lackawanna County,
9 Pennsylvania, to SWK Holdings, LLC located
10 at 107 North Keyser Avenue, Front Second
11 Floor Unit, Old Forge, Lackawanna County,
12 Pennsylvania pursuant to Pennsylvania liquor
13 code section 461.

14 So it would be a motion to either
15 approve or deny the resolution.

16 MR. NOTARI: I'll make a motion to
17 deny the resolution.

18 MR. BUTLER: I'll second that.

19 MR. RUSSELL RINALDI: Motion on the
20 floor by Councilman Notari to deny the
21 resolution, seconded by Councilman Butler.
22 On the question? Public input? Roll call,
23 please.

24 MS. BARTOLETTI: Councilman Butler?

25 MR. BUTLER: Denied.

1 MS. BARTOLETTI: Councilman Hoover?

2 MR. HOOVER: Denied.

3 MS. BARTOLETTI: Councilman

4 Lettieri?

5 MR. LETTIERI: Denied.

6 MS. BARTOLETTI: Councilman Notari?

7 MR. NOTARI: Denied.

8 MS. BARTOLETTI: Councilman

9 Rinaldi?

10 MR. RUSSELL RINALDI: Denied.

11 Second item under new business is a
12 resolution of the Old Forge Borough,
13 Lackawanna County, Pennsylvania to
14 appropriate money for fire companies and
15 rescue units for construction, for
16 maintenance of a building for the housing of
17 the equipment for the fire companies and
18 rescue units located at 375 Milwaukee Avenue
19 in the Borough of Old Forge, Lackawanna
20 County, Pennsylvania.

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

22 MR. NOTARI: I'll second it.

23 MR. RUSSELL RINALDI: Motion by
24 Councilman Hoover, seconded by Councilman
25 Notari. On the question? Public input?

1 Roll call, please.

2 MS. BARTOLETTI: Councilman Butler?

3 MR. BUTLER: Yes.

4 MS. BARTOLETTI: Councilman Hoover?

5 MR. HOOVER: Yes.

6 MS. BARTOLETTI: Councilman

7 Lettieri?

8 MR. LETTIERI: Yes.

9 MS. BARTOLETTI: Councilman Notari?

10 MR. NOTARI: Yes.

11 MS. BARTOLETTI: Councilman Rinaldi?

12 MR. RUSSELL RINALDI: Yes. Third
13 item is for consideration, a request from
14 Officer Boback, full time police officer who
15 requested a six month extension on his
16 residency.

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

18 MR. RUSSELL RINALDI: By Councilman
19 Butler.

20 MR. HOOVER: I'll second it.

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

24 MS. BARTOLETTI: Councilman Butler?

25 MR. BUTLER: Yes.

1 MS. BARTOLETTI: Councilman Hoover?

2 MR. HOOVER: Yes.

3 MS. BARTOLETTI: Councilman

4 Lettieri?

5 MR. LETTIERI: Yes.

6 MS. BARTOLETTI: Councilman Notari?

7 MR. NOTARI: Yes.

8 MS. BARTOLETTI: Councilman Rinaldi?

9 MR. RUSSELL RINALDI: Yes. The

10 fourth item is a motion to hire a full time

11 DPW employee. The personnel committee met

12 this evening, as stated a little earlier.

13 We did our interview. We had one applicant,

14 James Piza. At this time the personnel

15 committee would recommend James Piza to be

16 hired as a full time DPW employee.

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

18 MR. RUSSELL RINALDI: By Councilman

19 Butler.

20 MR. LETTIERI: I'll second the

21 motion.

22 MR. RUSSELL RINALDI: Seconded by

23 Councilman Lettieri. On the question?

24 Public input? Roll call, please.

25 MS. BARTOLETTI: Councilman Butler?

1 MR. BUTLER: Yes.

2 MS. BARTOLETTI: Councilman Hoover?

3 MR. HOOVER: Yes.

4 MS. BARTOLETTI: Councilman

5 Lettieri?

6 MR. LETTIERI: Yes.

7 MS. BARTOLETTI: Councilman Notari?

8 MR. NOTARI: Yes.

9 MS. BARTOLETTI: Councilman Rinaldi?

10 MR. RUSSELL RINALDI: Yes.

11 Congratulations, Mr. Piza. Bill, the next
12 few items, would you like me to add these to
13 the agenda first?

14 ATTY. RINALDI: Sure.

15 MR. RUSSELL RINALDI: So number
16 five, this is just going to be a motion to
17 add. It's a motion to authorize the borough
18 manager to apply for an LSA grant for park
19 improvements.

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

21 MR. BUTLER: I'll second it.

22 MR. RUSSELL RINALDI: Motion by
23 Councilman Hoover, seconded by Councilman
24 Butler. On the question? Public input?
25 Roll call, please.

1 MS. BARTOLETTI: Councilman Butler?

2 MR. BUTLER: Yes.

3 MS. BARTOLETTI: Councilman Hoover?

4 MR. HOOVER: Yes.

5 MS. BARTOLETTI: Councilman

6 Lettieri?

7 MR. LETTIERI: Yes.

8 MS. BARTOLETTI: Councilman Notari?

9 MR. NOTARI: Yes.

10 MS. BARTOLETTI: Councilman Rinaldi?

11 MR. RUSSELL RINALDI: Yes. Item six

12 is now going to be a motion to authorize the

13 borough manager to apply for an LSA grant

14 for park improvements. Mare, over at Marion

15 Street Park?

16 MS. BARTOLETTI: Yes.

17 MR. RUSSELL RINALDI: Motion on the

18 floor?

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

20 MR. RUSSELL RINALDI: By Councilman

21 Notari.

22 MR. BUTLER: I'll second that.

23 MR. RUSSELL RINALDI: Seconded by

24 Councilman Butler. On the question? Public

25 input? Roll call, please.

1 MS. BARTOLETTI: Councilman Butler?

2 MR. BUTLER: Yes.

3 MS. BARTOLETTI: Councilman Hoover?

4 MR. HOOVER: Yes.

5 MS. BARTOLETTI: Councilman

6 Lettieri?

7 MR. LETTIERI: Yes.

8 MS. BARTOLETTI: Councilman Notari?

9 MR. NOTARI: Yes.

10 MS. BARTOLETTI: Councilman Rinaldi?

11 MR. RUSSELL RINALDI: Yes. Item

12 seven is going to be a motion just to add.

13 This is a motion to add for a special

14 meeting December 5th at 7 p.m., 2023, for

15 the purpose of the proposed tentative budget

16 for 2024 for Old Forge Borough.

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

18 MR. RUSSELL RINALDI: By Councilman

19 Butler.

20 MR. LETTIERI: I'll second the

21 motion.

22 MR. RUSSELL RINALDI: Seconded by

23 Councilman Lettieri. On the question?

24 Public input? Roll call, please.

25 MS. BARTOLETTI: Councilman Butler?

1 MR. BUTLER: Yes.

2 MS. BARTOLETTI: Councilman Hoover?

3 MR. HOOVER: Yes.

4 MS. BARTOLETTI: Councilman

5 Lettieri?

6 MR. LETTIERI: Yes.

7 MS. BARTOLETTI: Councilman Notari?

8 MR. NOTARI: Yes.

9 MS. BARTOLETTI: Councilman Rinaldi?

10 MR. RUSSELL RINALDI: Yes. Item

11 seven is motion to authorize the borough

12 manager to advertise for the special meeting

13 on December 5, 2023, at 7 p.m.

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

15 MR. RUSSELL RINALDI: By Councilman

16 Notari.

17 MR. HOOVER: I'll second it.

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

21 MS. BARTOLETTI: Councilman Butler?

22 MR. BUTLER: Yes.

23 MS. BARTOLETTI: Councilman Hoover?

24 MR. HOOVER: Yes.

25 MS. BARTOLETTI: Councilman

1 Lettieri?

2 MR. LETTIERI: Yes.

3 MS. BARTOLETTI: Councilman Notari?

4 MR. NOTARI: Yes.

5 MS. BARTOLETTI: Councilman Rinaldi?

6 MR. RUSSELL RINALDI: Yes. Next

7 item is, once again, motion to add. We're
8 going to add conditional approval of Select
9 Realty of NEPA preliminary land development
10 plan. This is just to add.

11 MR. NOTARI: I'll make a motion to
12 add.

13 MR. RUSSELL RINALDI: By Councilman
14 Notari.

15 MR. BUTLER: Second it.

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

19 MS. BARTOLETTI: Councilman Butler?

20 MR. BUTLER: Yes.

21 MS. BARTOLETTI: Councilman Hoover?

22 MR. HOOVER: Yes.

23 MS. BARTOLETTI: Councilman

24 Lettieri?

25 MR. LETTIERI: Yes.

1 MS. BARTOLETTI: Councilman Notari?

2 MR. NOTARI: Yes.

3 MS. BARTOLETTI: Councilman Rinaldi?

4 MR. RUSSELL RINALDI: Yes. Next

5 item is motion to approve the conditional

6 approval for Select Realty of NEPA for the

7 Old Forge Terminal at North Keyser Avenue

8 with the following conditions: A letter

9 received from the Lackawanna County

10 Conservation District approving the

11 submission of a PennDOT HOP application and

12 letter of credit posed for the HOP work that

13 needs to be done, construction of the

14 driveway.

15 MR. BUTLER: I'll make the motion.

16 MR. RUSSELL RINALDI: By Councilman

17 Butler.

18 MR. HOOVER: I'll second it.

19 MR. RUSSELL RINALDI: Seconded by

20 Councilman Hoover. On the question?

21 MR. NOTARI: On the question, they

22 will need to have the HOP before we grant

23 them final approval to use it?

24 ATTY. RINALDI: Yes.

25 MR. RUSSELL RINALDI: On the

1 question? Pubic input? Roll call, please.

2 MS. BARTOLETTI: Councilman Butler?

3 MR. BUTLER: Yes.

4 MS. BARTOLETTI: Councilman Hoover?

5 MR. HOOVER: Yes.

6 MS. BARTOLETTI: Councilman

7 Lettieri?

8 MR. LETTIERI: Yes.

9 MS. BARTOLETTI: Councilman Notari?

10 MR. NOTARI: Yes.

11 MS. BARTOLETTI: Councilman Rinaldi?

12 MR. RUSSELL RINALDI: Yes. Unless

13 anyone else has anything for the agenda,

14 we'll move out of new business and go down

15 the table before we adjourn. Mayor Legg?

16 MAYOR LEGG: Thank you. The only
17 thing, I would like to wish everyone a very
18 happy Thanksgiving. Don't eat too much.

19 MR. LETTIERI: I'm good, sir.

20 MR. NOTARI: Couple things. I want
21 to let everybody know about Snow Forge
22 December 3rd, from 1:00 to 5:00. It is our
23 ninth year. I'd also like to invite all of
24 our officials and borough employees and, of
25 course, the public. We'll light the

1 Christmas tree around 4:45 with brief
2 fireworks to follow. It's been a great
3 event. It's gotten bigger every year. I
4 think everyone in the town really enjoys a
5 couple hours out in the wintertime. So we
6 hope to see everybody.

7 One oddball question. We complained
8 about that shed over on Kohler Avenue that's
9 too close to the corner. I drove by the
10 other day. It's kind of like just thrown in
11 the middle of the yard. Have you seen it?
12 Like, how it's set up?

13 MR. BUTLER: He pushed it back.

14 MR. NOTARI: It's not very
15 appealing.

16 MR. SOKOLOWSKI: He's got the corner
17 lot. It's kind of behind his house but it's
18 not.

19 MR. NOTARI: But it's not in is back
20 corner because he already had a shed there.
21 The way it's set up now it's less appealing
22 to the eye than what it was. You know, I'm
23 just pointing that out. Maybe there's
24 something we can do in our code in order to
25 prevent that from happening in the future.

1 Other than that, Happy Thanksgiving,
2 everybody.

3 MR. BUTLER: I have nothing. Happy
4 Thanksgiving.

5 MR. HOOVER: Just want to let the
6 members know that our paving program for
7 next year, I have about nine streets
8 already. If you see any streets you want
9 paved let me know. I want to get this out
10 early next year, January or February, if
11 possible.

12 MR. LOPATKA: Sooner the better.

13 MR. HOOVER: Hopefully -- we want to
14 do about 14 or 15 streets this year. That's
15 all.

16 MR. RUSSELL RINALDI: The only item
17 I have is to echo off the Mayor. Happy
18 Thanksgiving. Enjoy family and friends.

19 If there's no more items, the chair
20 would entertain a motion to adjourn.

21 MR. NOTARI: Motion.

22 MR. RUSSELL RINALDI: By Councilman
23 Notari. All in favor?

24 (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 49 pages, is a true and correct copy, done to the best of my ability, of same and the whole thereof.


Mark Wozniak
Official Court Reporter

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