

1 OLD FORGE BOROUGH COUNCIL

2 OLD FORGE, PENNSYLVANIA

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4
5 IN RE: COUNCIL WORK SESSION
6
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8
9 SEPTEMBER 7, 2021

10 7:00 P.M.

11 EAGLE MCCLURE HOSE COMPANY

12 MILWAUKEE AVENUE

13 OLD FORGE, PENNSYLVANIA
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18 COUNCIL MEMBERS:

19 RUSSELL RINALDI, PRESIDENT

20 RICK NOTARI, VICE-PRESIDENT

LOUIS FEBBO

21 JAMES HOOVER

MICHAEL LETTIERI

22 MICHELLE AVVISATO

MICHAEL KOMENSKY

23 WILLIAM RINALDI, ESQUIRE, SOLICITOR

24 ROBERT LEGG, MAYOR

25 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
10 Komensky?

11 MR. KOMENSKY: Here.

12 MS. BARTOLETTI: Councilwoman
13 Avvisato?

14 MS. AVVISATO: Here.

15 MS. BARTOLETTI: Councilman Febbo?

16 MR. FEBBO: Here.

17 MS. BARTOLETTI: Councilman Hoover?

18 MR. HOOVER: Present.

19 MS. BARTOLETTI: Councilman
20 Lettieri?

21 MR. LETTIERI: Present.

22 MS. BARTOLETTI: Councilman Notari?

23 MR. NOTARI: Present.

24 MS. BARTOLETTI: Councilman Rinaldi?

25 MR. RUSSELL RINALDI: Here. Once

1 again, ladies and gentlemen, welcome to
2 tonight's meeting of the Old Forge Borough
3 work session for Tuesday, September 7, 2021.
4 The purpose of our meeting is we'll go to
5 our department heads, we'll go down the
6 table, hear from our council.

7 There's a public sign-in sheet if
8 anyone from the public would like to address
9 us at the end of the meeting.

10 We'll hear from our mayor, our
11 solicitor and our borough manager.

12 We'll start off with -- and he's not
13 here this evening -- our street
14 commissioner. Joe said he was attending
15 somewhere else tonight. So we'll send Joe
16 an e-mail and we'll see if he has anything
17 for the agenda coming up.

18 We'll go to our code enforcement
19 office, zoning officer, Chris Hart.
20 Anything for the agenda?

21 MR. HART: No, nothing at this time,
22 unless you guys have anything you want to
23 ask me about.

24 MR. RUSSELL RINALDI: Anybody have
25 any questions for the zoning officer?

1 MR. NOTARI: One. I noticed a sign
2 on the corner of Dunn and Main Street and I
3 saw the sign permit in your report. There's
4 a business there? What is that?

5 MR. HART: That is Melucci. Ricky's
6 daughter-in-law. That went through planning
7 and everything, the sign permit is done.

8 MR. NOTARI: What kind of business
9 is it?

10 MR. HART: She's a nutritionist.
11 It's only one on one. It was approved,
12 everything's done.

13 MR. NOTARI: The sign doesn't
14 interfere with traffic?

15 MR. HART: No, it was set back
16 enough. It's clear.

17 MR. FEBBO: Chief, do you want to
18 fill him in on the Fallon Street episode?

19 CHIEF DUBERNAS: I will.

20 MR. NOTARI: Chris, I talked to one
21 of the pharmacists at CVS. They talked to
22 the regional manager today.

23 MR. HART: Friday it's being done.
24 I got the phone call today. All of Main
25 Street. I spoke with Chris Gilchrist,

1 Dunkin Donuts, Dollar General, the empty
2 lot, CVS, Frank Serafini. He did his over
3 the weekend for me. The old UPS. That was
4 done. There's a restaurant going in there
5 in the future, within the next two months.
6 The old Medicine Shoppe is supposed to be
7 done as well.

8 MR. NOTARI: That's a Gilchrist
9 property.

10 MR. HART: The beer distributor, I
11 notified them. They're a little tough to
12 deal with. Then Convenient, where Michelle
13 is, they keep telling me it's clean, it's
14 spotless. So I am hoping within the next
15 two weeks all of Main Street should be
16 cleaned up and we can move forward.

17 MR. NOTARI: Thank you very much.

18 MR. RUSSELL RINALDI: Thanks, Chris.
19 Anyone have anything for Chris? Thanks,
20 Chris.

21 Dave Lopatka, engineer, anything for
22 the agenda?

23 MR. LOPATKA: Nothing for the
24 agenda.

25 MR. RUSSELL RINALDI: Anything to

1 update us on?

2 MR. LOPATKA: Still waiting for the
3 blue stone. I did submit the change order
4 for the front stucco. So that's something
5 that you guys need to discuss, I guess, so
6 we can kind of get that moving if you want
7 to do that.

8 MR. NOTARI: What needs to get
9 moving besides the stone?

10 MR. LOPATKA: That change order for
11 the stucco in front. I think the majority
12 of the inside is in pretty good shape.
13 There's a couple items the chief brought up
14 that we had to make a couple changes on.
15 The one door into the cell had to be
16 swinging out, so we're trying to make an
17 adjustment on that. There was some issues
18 with code just flipping the door around and
19 opening it out. Couple other things.
20 There's the floor or something, there was
21 some electrical and communication stuff that
22 he wanted in the interview room that wasn't
23 proposed there initially.

24 MR. NOTARI: So is the plan to move
25 everybody into the remodeled inside even if

1 the outside isn't done yet?

2 MS. BARTOLETTI: That was not my
3 plan. I would rather have it all done, then
4 once it's complete -- because right now it's
5 considered still in the hands of the
6 contractor. So I really didn't want to have
7 to move into there and still have it as
8 being under control of the contractor. I
9 would rather do everything all at one time
10 in case there are problems.

11 MR. LOPATKA: I'm going to have a
12 meeting with him next week and get a final
13 schedule.

14 MR. NOTARI: I would like, for our
15 next meeting, to have a schedule in hand
16 because I believe -- and you tell me if I'm
17 wrong. They had a date that they needed to
18 be done by. I know some of the change
19 orders added some time to that date. Are we
20 past that date, the new date with the change
21 orders?

22 MR. LOPATKA: We're probably getting
23 close, yes. I'll verify it with them. I'll
24 go over it with them.

25 MR. NOTARI: I mean, I realize we're

1 waiting on the blue stone, but we have to
2 find it somewhere, and if that's the
3 contractor's cost, that's the contractor's
4 cost. They bid on this project knowing full
5 well -- maybe not knowing full well that
6 they might have problems getting supplies,
7 but this project needs to be done. We need
8 to push this onto the contractor and say,
9 you know, we're already in September. I
10 know I joked with you all spring about
11 mid-July, but we are now way past mid-July.

12 MR. LOPATKA: Agreed.

13 MR. FEBBO: What about the exterior
14 colors?

15 MR. LOPATKA: That's all been done.

16 MR. FEBBO: But it hasn't been put
17 on. Right? The white's not the color.

18 MS. BARTOLETTI: No, it's gray.

19 MR. LOPATKA: They actually painted
20 all the way around to where they were. They
21 need to get the front done.

22 MR. NOTARI: And the water problems
23 we had two weeks ago?

24 MR. LOPATKA: The big water problem
25 wasn't their fault. It was in an area that

1 they hadn't touched. What they did find
2 out, there was an old cap on a sewer that
3 must have rusted, and when the sewer backed
4 up it blew the cap right off. They found
5 the cap. We had their plumber fix that
6 issue.

7 MR. FEBBO: That was the basement.

8 MR. LOPATKA: It wasn't part of
9 their contract. Some of the issues they had
10 in the front of the building were because
11 the windows weren't flashed yet. So the
12 windows are getting flashed. Once the
13 finish coat goes on we'll be okay. But the
14 issue in the basement was not part of their
15 contract.

16 MR. FEBBO: That was there since
17 they built the building.

18 MR. NOTARI: I guess I misunderstood
19 the panic.

20 MR. LOPATKA: There were a couple
21 areas that were leaking that we had them
22 fix. There were a couple ceiling tiles we
23 had them fix. Most of that, there was one
24 or two roof leaks that we had to fix. But
25 the issues on the front of the building were

1 because the windows weren't flashed yet.

2 MR. FEBBO: Going forward, do we
3 have a warranty on that after we take over
4 the building?

5 MR. HOOVER: On the roof.

6 MR. LOPATKA: We didn't put a new
7 roof on.

8 MS. AVVISATO: It's not that old.
9 Right?

10 MS. BARTOLETTI: I'm not sure. It
11 was checked and everything.

12 MR. LOPATKA: It was all checked.
13 They did some work on the roof, so there's
14 patching done on the roof. There were new
15 roofs put on all the overhangs. The overall
16 roof, we didn't replace the whole roof.

17 MS. AVVISATO: I remember they did
18 something with the roof 15, 14 years ago.

19 MR. RUSSELL RINALDI: They may have
20 patched it.

21 MR. HOOVER: I just had a thought
22 about fixing the roof. Flat rubber roof,
23 it's bound to leak. I hope not.

24 The streets I gave you for paving,
25 are you going to have them done?

1 MR. LOPATKA: I don't have them
2 done. We talked about putting it off until
3 February.

4 MR. HOOVER: I'd like to see what
5 it's going to cost.

6 MR. LOPATKA: I have a map put
7 together. We'll get them measured and I'll
8 get you a cost.

9 MR. FEBBO: Are we cutting back on
10 the number of streets?

11 MR. HOOVER: We're going to look at
12 the streets that we have. There's 15 of
13 them on that list. So depending on how much
14 money we have, we'll send it to everybody,
15 have them pick out the top streets for
16 whatever, a million, 1.1 million, somewhere
17 around there, million dollars, see how far
18 it's going to go.

19 MS. BARTOLETTI: There's a lot of
20 places that Joe keeps coming across that
21 need either a storm drain or catch basins
22 fixed, repaired, redone. If they're going
23 to be paved we should probably have them
24 rebuilt sometime soon. We could use liquid
25 fuels money for that as well.

1 MR. HOOVER: We can pick the streets
2 that we want to do and then have Joe go in
3 and do those. A million dollars with the
4 price of asphalt isn't going to go far.

5 MR. FEBBO: How much did blacktop go
6 up from last year?

7 MR. LOPATKA: At one point it was
8 \$80 a barrel for oil, which is probably
9 double.

10 MR. HOOVER: Last time we had a
11 meeting it was 69 and it's gone up to 83
12 now.

13 MR. LOPATKA: The cost is all
14 related to oil.

15 MR. HOOVER: There's two huge
16 streets they want to do. One is Dunn Avenue
17 and one is Bennett or Franklin. Spring?
18 That may take the whole thing of just those
19 two long streets, and they're wide. So I
20 don't know.

21 MR. LOPATKA: We'll get them
22 measured.

23 MR. HOOVER: Joe wants to get that
24 pipeline on that one side, that one
25 intersection, one side to the other, in case

1 we want to do the sewer project.

2 MR. FEBBO: That's two, three years
3 in the making.

4 MR. HOOVER: If we decide to do that
5 road we should get that pipe on the other
6 side of the intersection so we don't have to
7 dig it up again. See what happens.

8 MR. RUSSEL RINALDI: Anything else?

9 MR. LOPATKA: No, that's it.

10 MR. RUSSELL RINALDI: Anyone else
11 for Dave? Thanks, Dave.

12 Chief, anything coming up for the
13 agenda?

14 CHIEF DUBERNAS: The only thing
15 is -- I'm not sure of her last name. But
16 the lady and her mom that was here that
17 couldn't make up their mind on the sign.
18 They still can't make up their mind on the
19 sign. They want to block the whole street
20 for their whole family.

21 MS. AVVISATO: She said she's going
22 to let it go.

23 CHIEF DUBERNAS: I told her the best
24 bet was to have the handicap right in front
25 of the house. She don't want people parking

1 on the bridge because her family can't park
2 there.

3 MS. AVVISATO: We discussed it.
4 She's going to let it go. She'll tell you.

5 MR. RUSSELL RINALDI: Anyone have
6 any questions for the chief?

7 MR. NOTARI: I got a call today that
8 there's a 9/11 service on Saturday at the
9 Peckville Assembly of God Church. They're
10 going to have a parade on route 6, I think.
11 They wanted to invite the police chief and
12 somebody from the fire department with a
13 fire truck to participate. So I'll let Bill
14 or Tag know.

15 CHIEF DUBERNAS: I'll try and get a
16 car there.

17 MR. RUSSELL RINALDI: Thanks, Chief.
18 Bill, anything on the solicitor's end?

19 ATTY. RINALDI: With that update I'm
20 only going to do an ordinance for no parking
21 on 825 South Main Street. We'll remove the
22 other one. That will be on the agenda.

23 I've not heard anything back from
24 the school district yet since my last
25 report.

1 I think I'll have a settlement
2 proposal on the Unimac property. The school
3 district finally came to an agreement with
4 the owners and it increased from the last
5 settlement by an assessed value of \$20,000.
6 So I'll have that in writing. You can
7 approved that. There was supposed to be a
8 hearing on Thursday at ten and that was just
9 continued.

10 MR. NOTARI: There's an additional
11 business moving into the Unimac, by the way,
12 according to our planning minutes. Jet
13 Pools. That's a pretty big business.

14 ATTY. RINALDI: If you guys are okay
15 with it I'll put on the agenda and get the
16 contract for the Urban Research and
17 Development Corporation. He met with us,
18 gave us the proposal. I'll get his contract
19 and see what we can do with the fees on it.
20 If somebody wants to look at that proposal,
21 see what services you may not want or want
22 we can check that off as well. I think
23 that's all I have.

24 MR. HOOVER: What about that shutoff
25 notice?

1 ATTY. RINALDI: That's part of your
2 updated amendment to the sewer ordinance. I
3 have it probably 80 percent complete. I'll
4 circulate that to everybody. That's all I
5 have.

6 MR. RUSSELL RINALDI: Anybody have
7 any questions for Bill? Thanks, Bill.
8 Marylynn?

9 MS. BARTOLETTI: Okay. Dave
10 mentioned change orders. We're going to
11 have change order number 31 and 32. You'll
12 be able to read through it. We will also
13 probably have a payment application by then.

14 We will have a CDBG resolution to
15 the 2021 fund which will be \$139,998.

16 We advertised for the open DPW
17 position, so we can possibly interview
18 before the next meeting, possibly hire at
19 the next meeting.

20 And I just wanted to remind that we
21 had discussed the intersection of Oak Street
22 and Marion.

23 CHIEF DUBERNAS: I haven't heard
24 nothing back. I'll send the gentleman
25 another e-mail.

1 MR. NOTARI: Regarding a traffic
2 light?

3 CHIEF DUBERNAS: Something.
4 Flashing light, traffic light.

5 MS. BARTOLETTI: That's all.

6 MR. RUSSELL RINALDI: You said we
7 e-mailed them.

8 MS. BARTOLETTI: They did.

9 CHIEF DUBERNAS: I forget his name.
10 We had to send them an e-mail and then they
11 would do their own traffic study and they
12 would get back to us. That was well over a
13 month ago.

14 MR. RUSSELL RINALDI: Do you want to
15 try giving them a call tomorrow? We're
16 already a month away and school started last
17 week. It's a bad intersection -- three-way,
18 the way it is. Anything else?

19 MS. BARTOLETTI: No.

20 MR. HOOVER: Mike, Russell and Mare,
21 when do you want to meet with the police on
22 Monday?

23 MS. BARTOLETTI: Afternoon?

24 MR. LETTIERI: Fine with me.

25 MR. HOOVER: At the borough

1 building.

2 MR. RUSSELL RINALDI: Anyone have
3 any questions for Marylynn? Thanks,
4 Marylynn. Before we go down the table I'll
5 go into public comment. Adeline?

6 MS. STRAZIK: I'm requesting a storm
7 drain in front of my driveway. I live on
8 Apache. Initially when they paved the
9 street we requested storm drains, which they
10 put three storm drains in but they put them
11 past my house and the rain comes right down.
12 I'm right across from Cheyenne, so I get
13 Cheyenne and I get all of Apache and the
14 drains are past my house. Right at the edge
15 of my property. So if I can have a storm
16 drain in front of my driveway. I've been
17 flooded the last two rains and we're getting
18 rain tomorrow. I can't put any more drains.

19 MR. RUSSELL RINALDI: We'll give the
20 message to the DPW manager, Joe, and he'll
21 come by tomorrow and take a look.

22 MS. STRAZIK: I hope he comes when
23 it's raining.

24 MR. RUSSELL RINALDI: Rain or no
25 rain, he'll come by. He's the one we send

1 out to go look at the streets. We'll give
2 him the message tomorrow. He's not here
3 tonight.

4 MS. STRAZIK: The water is actually
5 eating away the pavement. We also have a
6 curb at the edge of our driveway that's
7 blacktop, and where the curbs meet it's
8 actually missing blacktop because the
9 water's just eating it away.

10 MR. FEBBO: Are you getting water in
11 your basement?

12 MS. STRAZIK: Oh, yeah.

13 MR. RUSSELL RINALDI: Is it that
14 bituminous curbing?

15 MS. STRAZIK: Well, when we had the
16 driveway done we actually had a curb on the
17 end about this high. When they paved the
18 street we asked them put the road in so it
19 would go to the other side of the street.
20 Naturally that didn't happen. So when they
21 paved the road, then we only had about this
22 much of cement. So then they came and put
23 blacktop over it.

24 MR. RUSSELL RINALDI: So the paving
25 company removed the curb? Okay.

1 ATTY. RINALDI: That wasn't our
2 paving job. We haven't paved that.

3 MS. STRAZIK: I know we paid the
4 first time. I don't know if that's the last
5 time it was paved.

6 MR. RUSSELL RINALDI: We'll send
7 Joe. We'll find out if that was our curb or
8 not. Louis?

9 MR. PETTINATO: I just wanted to ask
10 where we were with that property at 201 Main
11 Street, the nuisance property.

12 MR. HART: I mean, there hasn't been
13 any complaints or reports right now. As
14 you're aware, with him just passing and
15 everything it's being transferred to his
16 daughter. She's in the process of doing
17 other things with the property, which is
18 beneficial to you guys. Put it that way.
19 You're aware of what the outcome is going to
20 be. Now it's just be patient about a month
21 or so and it's all going to work out.

22 MR. PETTINATO: Only because the
23 last time we were here we were at 21 days
24 and the cars are still against George's
25 property. There's no fence, nothing.

1 MR. HART: Like I said, we went to
2 the property owner. I'm just waiting.

3 MR. PETTINATO: There's been a gray
4 car -- I know I have a picture. It's been
5 there at least a month. More like two. And
6 there's a brown SUV that's been parked there
7 for a while. They're not moving. It's
8 right down near the -- not past but right
9 down near the no parking from here to
10 corner.

11 MR. RUSSELL RINALDI: Chief, could
12 you check the gray car out first thing?

13 MR. PETTINATO: The batteries got
14 taken care of. Appreciate that.

15 MR. RUSSELL RINALDI: What's the
16 other car?

17 MR. PETTINATO: Brown SUV.

18 MR. JUROSKY: That Nissan has no
19 inspection. That Subaru was towed to that
20 spot and it hasn't moved in three months.
21 We talked to the people who own it and
22 they're mad because they're not fixing it.

23 MR. RUSSELL RINALDI: Anyone else
24 from the public before I go down the table?
25 Mayor?

1 MAYOR LEGG: I have nothing at this
2 time. Thank you.

3 MR. FEBBO: Nothing.

4 MR. NOTARI: Marylynn, I'm just
5 questioning whether you have been alerted to
6 the fact the little league is going to hold
7 a softball tournament at Pagnotti Park and
8 possibly at Miles, too. I think the last
9 weekend in September.

10 MS. BARTOLETTI: No.

11 MR. NOTARI: I told them once
12 already to call you. I will tell them
13 again.

14 MS. BARTOLETTI: Thank you.

15 MR. LETTIERI: Nothing.

16 MR. HOOVER: Nothing.

17 MS. AVVISATO: I'm good.

18 MR. KOMENSKY: One thing. I would
19 just like to thank everybody for their help
20 last week, from Marylynn to all the borough
21 workers who were out. Didn't matter what
22 time. Everybody stayed, got everything
23 cleaned up, and everybody really worked as a
24 team. I just wanted to make sure I pass
25 that along. Everybody did a great job.

1 Thank you. That's all.

2 MR. RUSSELL RINALDI: Also, Mike, to
3 you as well because you were out with them,
4 and the chief, Marylynn and the fire
5 department, DPW workers.

6 My question, Dave -- and I don't
7 even know if it's for you. Who could the
8 borough contact -- or maybe Marylynn would
9 know -- about that river on Lonesome Road?
10 In the same spot it keeps overflowing and
11 keeps hitting the same one business storm
12 after storm after storm.

13 MR. KOMENSKY: I talked to Marylynn,
14 probably on one of our rants during the rain
15 storm. We're going to call Bridget to try
16 to get a FEMA hazard mitigation grant to try
17 to get the river cleaned up, dredged,
18 whatever.

19 MR. HOOVER: Over by Panel Prints,
20 too, way in the back. That's where that
21 water came from, too.

22 MR. KOMENSKY: Bridget, Marty Flynn,
23 try and get them, at least let them look at
24 it now.

25 MR. LOPATKA: That would be more of

1 an Army Corps issue.

2 MR. RUSSELL RINALDI: Who would we
3 contact for that, too? Would that be them?

4 MR. LOPATKA: It might be FEMA, but
5 the Army Corps would be the ones would do
6 maybe the cleaning. To build it up the Army
7 Corps has to do a study. When you build
8 that up you constrict it, where it was
9 flowing before. Now you could create a
10 bigger issue downstream. So it would have
11 to be studied by the Army Corps.

12 MR. KOMENSKY: Then the other thing,
13 the problem up the Heights, which we talked
14 to neighbors while we were there. They're
15 telling us like just these past two rain
16 storms is when that water has gone over. I
17 actually was up in the woods that night with
18 one of the neighbors, and we're going to get
19 Chris, Joe, we're going to try to go up
20 there some day and see if we can determine,
21 number one, whose land it is, and what we
22 can do to divert some of that water.

23 MR. HART: It's Pagnotti's land.

24 MR. KOMENSKY: There's a couple big
25 holes up there. We think they can divert

1 the water and it won't come down. Couple
2 mining holes, strip holes.

3 MR. NOTARI: Mike, while you're at
4 that and possibly have Pagnottis on the
5 call, the land that was just donated to the
6 borough by Pagnottis next to Pagnotti Park,
7 the water comes out of the woods there at
8 times. It wasn't coming out during the rain
9 storm, but after the rain storm, the next
10 day it was coming like a river down through
11 the parking lot and into the park. I think
12 that's pretty much the same thing. The
13 water's coming downhill.

14 MR. KOMENSKY: Looks like the kids
15 are going up there with quads and they have
16 it rutted out, where it used to go down into
17 a strip mine the other way.

18 MR. RUSSELL RINALDI: If no one has
19 anything else, at this time the chair would
20 entertain a motion to adjourn.

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

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

24 (Unanimous. Meeting adjourned.)
25

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 25 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

\$	18:21, 19:5, 19:16, 20:20, 21:3, 21:4, 21:5, 21:6, 21:7, 22:7, 22:23, 22:25, 23:16, 24:7, 24:9, 24:24, 25:10, 25:17, 25:20, 26:6	17:10, 24:1	assessed [1] - 15:5	being [3] - 4:23, 7:8, 20:15
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