

1 MS. BARTOLETTI: Yeah.

2 CHAIRMAN SEMENZA: Gets bigger and bigger  
3 every year; right?

4 MS. BARTOLETTI: Yeah.

5 MR. NOTARI: School-aged kids?

6 MS. BARTOLETTI: Kindergarten up.  
7 Usually falls off at around 13, age 13 they stop  
8 coming.

9 MR. NOTARI: Stop coming and becomes a  
10 counselor. Have to be 13 to be a counselor.

11 MR. FEBBO: Stealing bikes and stuff.

12 MS. BARTOLETTI: Only thing is, if it's a  
13 hundred degrees, we don't get as many.

14 MR. NOTARI: Should put a pool in.

15 MS. BARTOLETTI: Otherwise, they just  
16 keep coming and coming.

17 CHAIRMAN SEMENZA: Mayor, anything else?

18 THE MAYOR: I just have July 21st is our  
19 snow forge fundraiser for adults. Only fundraiser that  
20 we have throughout the year.

21 CHAIRMAN SEMENZA: July 21st?

22 THE MAYOR: July 21st at Acaro and  
23 Genell's. It's the only fundraiser that we have that  
24 makes the December event a free event. So, the public  
25 is welcome.

1 Council is more than welcome. Everyone  
2 is welcome. July 22nd is the Lion's Club bocce ball  
3 tournament at Acaro and Genelle's.

4 I know they're looking for teams. So, a  
5 lot of people here. I should expect three or four  
6 teams to night, so sign up, especially you, Lenceski.

7 The Lion's Club, they're a great  
8 community group. And they're doing a bocce tournament  
9 as a fundraiser but also as a way to get information  
10 out there on the Lion's Club.

11 So, even if you can't play, just try to  
12 stop and visit throughout the day. That's all.

13 CHAIRMAN SEMENZA: Councilman Brown.

14 MR. BROWN: The only thing I have, Steve,  
15 when you have a chance, Gray Street, where the stop  
16 sign is, there's a house, like they have hedges,  
17 people were complaining.

18 I don't know if they're obstructing the  
19 line of sight from the stop sign there.

20 MR. BIERLYA: You said Grace?

21 MR. BROWN: G-r-a-y.

22 That's the only thing I have.

23 CHAIRMAN SEMENZA: Thank you. Councilman  
24 Notari.

25 MR. NOTARI: Nothing.

1 CHAIRMAN SEMENZA: Councilman Rinaldi.

2 MR. RUSSELL RINALDI: No.

3 CHAIRMAN SEMENZA: Councilman Ferrett.

4 MR. FERRETT: I have nothing to say.

5 CHAIRMAN SEMENZA: Councilman Febbo.

6 MR. FEBBO: I'm good.

7 CHAIRMAN SEMENZA: Councilman Lenceski.

8 MR. LENCESKI: I'm good tonight. Thank

9 you.

10 CHAIRMAN SEMENZA: I've got nothing  
11 myself, I don't think. I'm going to go to public  
12 comments. Patrick Lavelle.

13 MR. LAVELLE: Good evening, everyone.  
14 I'm Attorney Patrick Lavelle. I'm here this evening on  
15 behalf of Louis Ciuccio and The Villa Inc.

16 In May, I prepared and presented a  
17 petition to Judge Carmen Minora, who, as you know, has  
18 been supervising the activities of the proposed  
19 dedication of the roads at Rosemont Estates and  
20 Mountain Road.

21 The purpose that I had in mind was  
22 attempting to streamline getting these roads dedicated  
23 to Old Forge Borough, because we have been at this  
24 since, really, July of 2014.

25 Judge Minora chatted us to continue with

1 the process. So, on behalf of Mr. Ciuccio and Villa  
2 Inc, George Parker and I attend the June 1 meeting of  
3 your Planning Commission.

4 At that Planning Commission, it was  
5 maintained by members of the Planning Commission that a  
6 completed final set of plans had not been submitted.

7 I can assure this Council that, following  
8 that meeting, a complete set of plans was submitted to  
9 the Borough.

10 There was an issue with respect to the  
11 fencing. The fencing has been an issue because we  
12 maintain that the fencing was erected in order to  
13 satisfy a requirement with PennDOT.

14 The long and short of it is, we were  
15 successful, with Mr. Rinaldi's assistance, in speaking  
16 with a fellow by the name of Bob Kopaz. Mr. Kopaz is  
17 assistant chief counsel to PennDOT.

18 Mr. Kopaz gave us some written authority  
19 to remove a portion of the fence. As a consequence of  
20 receiving the written authority from Mr. Kopaz, a  
21 portion of the fence is started to be removed.

22 I want to make it clear that the fabric  
23 of the fence has been removed. We just have not been  
24 able to get a contractor to come in and to remove the  
25 posts.

1                   I have been told what we can do is,  
2 we can cut the posts. I thought they had -- honestly,  
3 never participated in removal of a fence like this  
4 before. And the length of the fence, I thought that  
5 all the apparatus had to be removed.

6                   Apparently, they can just be cut. We're  
7 prepared to do that. I want to make it clear that the  
8 fabric itself that created the barrier has been  
9 removed.

10                   Next issue as the ponding of water  
11 located at the exit lane of Mountain Road and Milwaukee  
12 Avenue. It's remained outstanding. It was very  
13 difficult to address primarily because the area in  
14 which the ponding was occurring was, for all intents  
15 and purposes, a level area.

16                   Admittedly, it was at the bottom of  
17 Mountain Road, immediately adjacent to the right-of-way  
18 for Milwaukee Road, which is a state highway. And what  
19 happened was that Mr. Parker met with Dave Lopatka,  
20 your engineer, and decided that they would do some  
21 cutting in the pave which, in essence, allowed the  
22 water to be redirected to an area where it would no  
23 longer pond.

24                   The next set of issues were the necessity  
25 of -- we were told to address primarily to this Borough

1 Council, a proposal for an easement area, which would  
2 provide an emergency exit, if you will, or exit way,  
3 off of the area of the ball field and in the vicinity  
4 of Villa Drive.

5 We have submitted to, I believe, Mr.  
6 Rinaldi and we have submitted to do, I believe, Mr.  
7 Lopatka copies of a drawing which I would like to share  
8 with you right now.

9 I have a small version of it. But, in  
10 any event, I believe that there's ten copies here. And  
11 I think there's ten of you. So, if we can take them  
12 and pass them down, I'd be most grateful.

13 What it depicts is, and I think it's  
14 better if you're looking at it, while I'm explaining it  
15 to you, this is a drawing which Mr. Parker prepared.

16 The essence of the drawing on the first  
17 sheet in a very abstract way, shows the ball field,  
18 emergency entrance and exit, which is a ten-foot wide  
19 easement and it is past the end of what I will call the  
20 building lots in Rosemont Estates.

21 It shows the area, a cross-hatch fashion  
22 of the proposed easement, which would go from Villa  
23 Drive into the ball field. And that I think replaces  
24 what you've been missing since the storm in 2006. And  
25 that was our understanding what we were being asked to

1 do.

2 I think the remaining issues that I just  
3 bring to your attention are that there's necessity for  
4 formal acceptance of the roads.

5 And I have previously prepared and  
6 submitted copies to your engineer of proposed deeds of  
7 dedication for all of these roads.

8 And I think that would probably be the  
9 last piece of business that you want, want the other  
10 issues resolved first.

11 Then the other issue is the posting of a  
12 bond by Villa in the payment of the sums to Villa Inc.  
13 Now, Mr. Ciuccio maintains that these roads have been  
14 in existence since 2015.

15 Here we are in 2017. In most instances,  
16 a road, if it's asked to be bonded, is bonded for a  
17 year or two, at the most.

18 We were required to post a bond at this  
19 time that we would be bonding, in essence, for the  
20 third year of its existence, which we think is  
21 unreasonable.

22 But I will be very candid with you. If  
23 you read the fourth paragraph of the stipulation, from  
24 July of 2014, the handwritten language which is  
25 supplied in it specifically states that the bond is to

1 be posted. So, if that's what is to be done, it is to  
2 be done.

3 What has been the delay? Well,  
4 obviously, the delay has been getting any kind of  
5 approval of these roads by the Planning Commission.

6 And the last issue to be resolved would  
7 be the financial issue which remains for the payment of  
8 sum through Villa Inc, as agreed by the parties, and I  
9 have submitted something previously to Mr. Rinaldi.  
10 And I think that's something that will require some  
11 negotiation.

12 CHAIRMAN SEMENZA: Anybody have any  
13 questions for Mr. Lavelle on any of these matters?

14 MR. NOTARI: Attorney Lavelle, this  
15 easement was presented today?

16 MR. LAVELLE: Yes.

17 MR. NOTARI: To our solicitor and to our  
18 engineer?

19 MR. LAVELLE: Yes.

20 MR. NOTARI: Have you received it, Dave?

21 MR. LOPATKA: I received it from Bill.

22 MR. NOTARI: I guess my question is, why  
23 has it taken so long for us to be --

24 MR. LAVELLE: To receive the easement.

25 MR. NOTARI: Why have we been given it



1 today?

2 MR. LAVELLE: Giving it to you today  
3 because it was as a result of one of the issues that we  
4 raised in front of Judge Minora. There was a proposal  
5 that we had a 50-foot wide easement here.

6 Why was that given to us at the last  
7 minute?

8 MR. NOTARI: I'm not sure. I don't know  
9 what the footage was for the easement. But I know, in  
10 October, that we asked for an easement. And I thought  
11 we had come to an agreement, as Council, to ask for  
12 this section. I don't know how much. I don't know how  
13 wide. I've never heard a number thrown around.

14 I've only heard that we asked for an  
15 easement at that area. And, again, I'm thrilled if  
16 we're going to get it because that's where I personally  
17 would like it.

18 And I'm glad it's there. But I'm kind of  
19 curious why it has taken 8 months, 6 months to have  
20 this presented to us. And it's being presented to us  
21 tonight.

22 MR. LAVELLE: For myself, I've only had  
23 knowledge of it since April. In April, what I saw was  
24 a proposed 50-foot wide easement in approximately this  
25 area which --

1 MR. NOTARI: That was something I never  
2 saw.

3 MR. LAVELLE: The reason that would be  
4 unsatisfactory is, it's just too close to the last  
5 building lot.

6 MR. NOTARI: I understand that.

7 MR. LAVELLE: So, this is 50 feet away.

8 MR. NOTARI: That is a road, correct? Is  
9 it not a paper road? It is not a road at all?

10 ATTORNEY RINALDI: No.

11 MR. LAVELLE: I don't think it is.

12 MR. NOTARI: Asking for clarification.

13 CHAIRMAN SEMENZA: I believe we had  
14 talked at one point in time about a pretty wide  
15 easement, believing maybe we could get buses to drop  
16 kids off up there and stuff.

17 I believe, and I don't want to say, Rick,  
18 this is before you were on Council, but I think in our  
19 last couple of discussions, talked about for an  
20 emergency in case kids got hit or -- correct, Mayor?

21 THE MAYOR: Correct.

22 CHAIRMAN SEMENZA: I mean, if that's --  
23 is that good enough, Bill, for what we're looking for,  
24 in your opinion? I'm just asking. I mean --

25 ATTORNEY RINALDI: Up to you guys.

1 Ten-feet wide. Is that wide enough?

2 MR. LOPATKA: To get a vehicle in there  
3 would be tight, 10 feet. Is that what's --

4 CHAIRMAN SEMENZA: Could we get a vehicle  
5 in there?

6 MR. PAPI: Ten feet is the size of a  
7 parking space.

8 MR. LOPATKA: Ten feet is tight for an  
9 ambulance. Probably 15 feet is more appropriate.

10 CHAIRMAN SEMENZA: Mr. Ciuccio or Mr.  
11 Lavelle, I don't know who would speak. Would we be  
12 able to get a 15-foot easement? Would it be an issue?  
13 I don't know if it's something you would want to  
14 discuss.

15 MR. CIUCCIO: If the other issues go  
16 favorable, I don't have a problem with that.

17 CHAIRMAN SEMENZA: So basically that  
18 wouldn't be a deal-breaker, basically?

19 MR. LAVELLE: The goal was to keep it as  
20 far away from the building lot as possible. That is  
21 the goal.

22 CHAIRMAN SEMENZA: I mean, I don't think  
23 that -- I understand. And I don't think that -- I can  
24 only speak for myself, is what I'm saying, I wouldn't  
25 want pedestrian access to that. I think it would be

1 emergency.

2 I think I can speak for residents up  
3 there. They wouldn't want -- I have two sisters that  
4 live there. Wouldn't want traffic for access to that  
5 park up there. I mean, I don't know.

6 MR. LAVELLE: That was the other reason  
7 why the earlier -- Mr. Notari, that was the reason that  
8 the earlier recommendation, which I think may have come  
9 from Council, was not acceptable because we thought it  
10 would create a parking problem and create unwanted  
11 situations for the people that have already invested in  
12 homes in the area.

13 MR. NOTARI: I realize that and I've had  
14 that discussion many times. Once they become public  
15 roads, we aren't going to be able to tell people they  
16 can't park there, just like any other road in the  
17 Borough.

18 ATTORNEY RINALDI: You can make any  
19 street you want no parking.

20 CHAIRMAN SEMENZA: If we don't make it  
21 non-parking.

22 MR. RUSSELL RINALDI: You can make it no  
23 parking one side, no parking the other side. You can  
24 do that.

25 MR. NOTARI: A lot of people that are

1 going to want no parking on their street. Mr. Semenza,  
2 your street is a mess with parking.

3 CHAIRMAN SEMENZA: Absolutely.

4 MR. NOTARI: Tough to navigate.

5 CHAIRMAN SEMENZA: That's why, if we keep  
6 it emergency assess only, I think that would kind of  
7 settle that problem. Maybe.

8 Anything else for Attorney Lavelle?  
9 Anybody have any questions for Attorney Lavelle?

10 MR. FERRETT: Yes, I have a question.

11 MR. LAVELLE: Yes, sir.

12 MR. FERRETT: My understanding, what you  
13 have just said a moment ago, that there's a problem --  
14 one of the problems would be on the end of Mountain  
15 Road, the water problem, said our engineer met with  
16 your engineer and they come up with what should be  
17 done.

18 But, consequently, it seems that  
19 everybody doesn't seem to be satisfied that the problem  
20 is being alleviated.

21 I'm just wondering, at this point, is it  
22 possible that their engineer could get with our  
23 engineer and see if you can come up with some kind of a  
24 solution that we can really try to do something?

25 MR. LAVELLE: Have you seen a depiction

1 of what they came up with?

2 MR. FERRETT: Yes.

3 MR. LAVELLE: You have. Okay. I can't  
4 say that they can't meet. I mean, that's your  
5 pleasure. We can certainly ask them to meet.

6 MR. FERRETT: I'm sure there must be some  
7 solution to the problem. It doesn't have to be a great  
8 solution. It can be a solution that you can count on  
9 your fingers.

10 MR. LAVELLE: Mr. Ferrett, I went up and  
11 looked at this myself. I would say that the longest  
12 width of a puddle that I saw was about 18 inches. It  
13 was no wider than about a foot.

14 And approximately an hour and a half  
15 after a storm, when I visited, it was gone. We're  
16 spending an awful lot of time and effort on a puddle.

17 MR. FERRETT: I don't disagree what  
18 you're saying. The thing is, I'm only going by what  
19 I'm hearing.

20 And I'm just wondering about coming up  
21 with a solution.

22 MR. LAVELLE: I think these are two very  
23 intelligent, well-respected engineers and that's what  
24 they came up with.

25 I don't think either one of them was

1 looking for expediency. It's my understanding that  
2 this area was remilled previously. As a matter of  
3 fact, it was remilled twice.

4 Due to the angle of incidence, and I'm  
5 not an engineer, due to the angle of the incidence at  
6 the bottom there, it's bound to collect some water.

7 MR. FERRETT: Well, I don't believe that  
8 I said anything about remilling the street. I didn't  
9 say anything of that nature whatsoever. I just said,  
10 is it possible that they can come up with a solution  
11 that might be acceptable?

12 MR. LAVELLE: I think that Mr. Parker  
13 would be glad to meet with Mr. Lopatka.

14 MR. FERRETT: Dave, would you meet with  
15 him?

16 MR. LOPATKA: Sure.

17 MR. LAVELLE: Make it clear that they met  
18 at the site after the June 1st Planning Commission  
19 Meeting, and that's what they came up with.

20 MR. FEBBO: It's still puddling.

21 MR. LAVELLE: It is. Okay.

22 CHAIRMAN SEMENZA: Anything else for  
23 Attorney Lavelle?

24 MR. FERRETT: No, it's all I have.

25 MR. RUSSELL RINALDI: I just want to add

1 and I'm no road engineer. But there's about 365  
2 different areas in Old Forge that puddle.

3 Just so everyone is aware of that,  
4 there's puddles everywhere. That's just all I wanted  
5 to add.

6 MR. FEBBO: I think we talked about that  
7 earlier, Russ we don't always have puddles at an  
8 intersection like that, especially in the winter  
9 months.

10 I grant it, we do have puddles all over  
11 the place. But that particular, because it's a slope  
12 coming down and you have black ice in the wintertime,  
13 three months out of the year.

14 We've had many people come to us and  
15 complaining and slide into the intersection. That  
16 being said, that creates dangerous --

17 MR. RUSSELL RINALDI: We had people  
18 coming and complaining that they slid in the  
19 intersection?

20 MR. FEBBO: Yes.

21 MR. RUSSELL RINALDI: Just started  
22 puddling three months ago.

23 MR. FEBBO: No. It's been there. Been  
24 there constantly.

25 MR. RUSSELL RINALDI: It's been there?



1 How long has it been there?

2 MR. FEBBO: Address Planning in the back  
3 there.

4 MR. RUSSELL RINALDI: Who complained to  
5 us?

6 MR. FEBBO: Residents down there.

7 MR. RUSSELL RINALDI: No one came to the  
8 meetings though, you mean?

9 MR. FEBBO: No. Planning.

10 MR. RUSSELL RINALDI: People came to the  
11 Planning meetings and complained?

12 MR. FEBBO: People told me, yes.

13 MR. RUSSELL RINALDI: Are they on the  
14 record?

15 MR. FEBBO: We didn't keep records on  
16 these.

17 MR. RUSSELL RINALDI: There's minutes.

18 MR. LAVELLE: There's a stenographic  
19 record of all the Planning Commission meetings. I'd be  
20 glad to review them.

21 MR. RUSSELL RINALDI: Me too.

22 MR. FEBBO: Let's put it this way, I've  
23 had complaints to me about it, okay, myself. And I'm  
24 sure Planning has the same thing. 10 months out of the  
25 year the road is fine up there in a rainstorm.

1 MR. LAVELLE: Like I said at the outset,  
2 we have a stipulation which was entered into in July of  
3 2014.

4 And I have no idea how much money Council  
5 has spent on lots of activities to try to satisfy what  
6 was agreed to in that stipulation.

7 MR. RUSSELL RINALDI: Too much.

8 MR. LAVELLE: I can assure you that Mr.  
9 Ciuccio and Villa Inc. have spent a considerable amount  
10 of money. I believe well in excess of what Council has  
11 in an attempt to satisfy what we believe was a very  
12 unjust situation, roads that were previously dedicated  
13 with a deed, handed to the Borough and never recorded.

14 As a consequence of inaction by this  
15 Borough Council, Mr. Ciuccio is still suffering the  
16 consequences.

17 And, now, we feel that we have satisfied  
18 or addressed very fairly all the issues which were  
19 recently addressed by the Planning Commission, I'm  
20 first to admit to, very unsatisfied with what we did.  
21 I can't help that they're unsatisfactory.

22 I'm telling you that we put a lot of time  
23 and effort. We are trying to resolve this, but we  
24 don't seem to be able to get to a solution.

25 Now, I maybe jumped the gun in going --

1 in no way threatening by saying this, jump the gun by  
2 going to see Judge Minora in May.

3 I honestly believed in May that this  
4 would not be resolved. Unfortunately, my opinion  
5 hasn't changed. I think the only way we're going to  
6 get it resolved is down there, unless somebody takes  
7 the bull by the horns here and let's come to a final  
8 understanding and get this resolved.

9 You have four good roads and a new road  
10 already put in. They're built to the best  
11 specifications that the Borough wanted. We've done  
12 that.

13 I'm doing this for 46 years, Planning  
14 Commission meeting. I've never had a struggle like  
15 this getting four roads, three built and a new one  
16 built. Never anything like this.

17 And I just think that we're at a point  
18 now, what other choice do we have? We're here seeking  
19 your support to get this job completed to give these  
20 roads to you.

21 I think all the people that live up in  
22 Rosemont Estates, they deserve to have these roads  
23 dedicated. They do.

24 Right now, they're still private roads,  
25 eighteen years after they should have been dedicated.

1 Really just look to your assistance. Thank you.

2 CHAIRMAN SEMENZA: Attorney Rinaldi, have  
3 the July '14, July of 2014 stipulations been met that  
4 Attorney Lavelle is representing July what --

5 MR. LAVELLE: I think July 17th, 2014.

6 MR. NOTARI: 2014.

7 ATTORNEY RINALDI: I think we're down to  
8 the last --

9 CHAIRMAN SEMENZA: Down to the fence  
10 post, correct?

11 ATTORNEY RINALDI: When we went back to  
12 court, there were nine remaining. So, without going  
13 back to that one there, we had the widening of the  
14 right-of-way, the remnant piece descriptions.

15 MR. NOTARI: Is that work that the  
16 Borough had to do?

17 ATTORNEY RINALDI: No. That was what  
18 they had to do.

19 MR. NOTARI: All due respect, you're  
20 questioning the time line of the stipulations, whereas,  
21 it was not work that the Borough had to do to meet  
22 those stipulations.

23 MR. LAVELLE: Roads have been built since  
24 2015.

25 MR. NOTARI: It was the developer. Were

1 there stipulations from that? You're the one that  
2 said, Attorney Lavelle, that the Court handed down  
3 stipulations of July --

4 MR. LAVELLE: We agreed.

5 MR. NOTARI: You agreed on stipulations

6 --

7 MR. LAVELLE: Yes, sir.

8 MR. NOTARI: -- July of 2014.

9 MR. LAVELLE: Yes.

10 MR. NOTARI: Who had -- we agreed to those  
11 stipulations. Those stipulations had to be carried  
12 out. Who did they have to be carried out by?

13 MR. LAVELLE: Both parties.

14 MR. NOTARI: Both parties?

15 MR. LAVELLE: Yes.

16 MR. NOTARI: What stipulations did the  
17 Borough have to carry out?

18 ATTORNEY RINALDI: Borough had to approve  
19 Mountain Road, preliminary plan, final plan.

20 MR. NOTARI: So, approvals. So work that  
21 needed to be done was work that had to be done by the  
22 developer.

23 MR. LAVELLE: Supervised the construction  
24 pursuant to the terms of the stipulation.

25 MR. NOTARI: The work had to be done by

1 the developer. We could approve until the work --

2 MR. LAVELLE: Excuse me. Done by a  
3 private contractor. Who was approved by the Borough.

4 MR. NOTARI: Correct. When was that  
5 work completed?

6 MR. LAVELLE: 2015.

7 MR. NOTARI: The work was completed in  
8 2015?

9 MR. LAVELLE: Yes, sir.

10 ATTORNEY RINALDI: I believe so.

11 MR. LOPATKA: Somewhere around there.  
12 I'm not sure the exact date.

13 MR. NOTARI: Why are we waiting on  
14 stipulations then to be met if the work was done in  
15 2015 and completed in 2015?

16 MR. LAVELLE: I said --

17 MR. NOTARI: I'm here 8 months. Right?

18 MR. LAVELLE: I say that we satisfied  
19 them.

20 MR. NOTARI: Okay. Okay.

21 CHAIRMAN SEMENZA: Council, at this time,  
22 the Chair is going to put a motion to the floor,  
23 looking for a motion to approve final approval of  
24 Mountain Road Subdivision contingent the posts from the  
25 fence get cut down.

1 MR. RUSSELL RINALDI: Make that motion,  
2 Mr. Chairman.

3 CHAIRMAN SEMENZA: Motion on the floor by  
4 Councilman Rinaldi.

5 MR. BROWN: Mr. Chairman, I'll second  
6 that motion.

7 CHAIRMAN SEMENZA: Seconded by Councilman  
8 Brown on the question.

9 MR. NOTARI: I have a question. Mr.  
10 Lopatka, has the ponding issue at the bottom of  
11 Mountain Road been addressed to your satisfaction?

12 MR. LOPATKA: It has. Based on a work  
13 session meeting in which we represented an option in  
14 which Council --

15 MR. NOTARI: You've been down there since  
16 the work has been complete and you're happy with the  
17 results?

18 MR. LOPATKA: I haven't seen -- I was --

19 MR. NOTARI: Let Mr. Lopatka answer.

20 MR. LOPATKA: I haven't been there when it  
21 rained. I was out of town yesterday.

22 MR. NOTARI: So you haven't been there  
23 since the work has been completed.

24 MR. LOPATKA: I've been there. I was  
25 there today. I saw that it was complete.

1 MR. NOTARI: Okay. To your satisfaction?

2 MR. LOPATKA: Yeah.

3 MR. NOTARI: Mr. Potosky.

4 CHAIRMAN SEMENZA: State your name for  
5 the record.

6 MR. POTOSKY: Mr. Potosky, Bob Potosky,  
7 chairman of the Planning Commission. I'd like to make  
8 a few comments.

9 First of all, Attorney Lavelle,  
10 straighten out some things. Attorney Lavelle said on  
11 the June 1st meeting, final prints were presented.  
12 That's not true.

13 The plans were not available on the June  
14 1st meeting. He did not have them available. We  
15 extended our meeting because nothing was available at  
16 that time, for two additional weeks.

17 At that time, we gave two additional  
18 weeks to present final plans, because he did not remove  
19 the fence as required by numerous extensions that we  
20 had given.

21 And Attorney Minora said you have, and I  
22 was at the hearing, you have one more week to get  
23 everything in order and get it done. You better hurry  
24 up. And he didn't do it.

25 So, at that time, we were ready to vote



1 to deny him. So we granted him two more weeks to get  
2 it done. We extended our meeting.

3 And then when he came back in two more  
4 weeks, he said that he had removed the fence but not  
5 the piping.

6 We asked Dave if he had gone there and  
7 witnessed, he said no, he didn't, to see if it was done  
8 properly. And we asked about the ponding. He said  
9 that it was cut and that should resolve the issue. He  
10 did not go up there and see it.

11 Based on those two answers, decided to  
12 deny it. And that's what we did, we denied it. In  
13 addition to that, I was there yesterday, after the  
14 rainstorm.

15 I was there at 6:00. The rain had  
16 stopped for quite a bit of time. There was a lot of  
17 water there.

18 CHAIRMAN SEMENZA: Lot of water  
19 everywhere, with all due respect, Bob.

20 MR. POTOSKY: If that happens in the  
21 wintertime, that water is not going to dry up.

22 MR. RUSSELL RINALDI: Do you have any  
23 pictures?

24 MR. POTOSKY: No, I do not. I just drove  
25 by and said, hum, a lot of water. So, I'm just telling

1 you. That's my opinion.

2 You people want to vote on it, that's  
3 fine. I'm telling you what I saw. I'm surprised Dave  
4 didn't go up there. I really am.

5 MR. NOTARI: Mr. Potosky, how many  
6 extensions has the Planning Commission granted?

7 MR. POTOSKY: An awful lot. Even  
8 Attorney Minora was making the comments, Judge Minora.  
9 More than any other developer we ever had.

10 MR. RUSSELL RINALDI: So he finally met  
11 all the conditions.

12 MR. POTOSKY: I'm electrical background,  
13 not mechanical or civil. Dirt is going to fill in  
14 those cracks. That's my opinion.

15 So, if unless you have any questions for  
16 me, it's up to you people now. Okay.

17 MR. NOTARI: Mr. Potosky, the motion has  
18 been made that the Mountain Road be accepted contingent  
19 on the poles being removed or cut down.

20 MR. POTOSKY: Yes.

21 MR. NOTARI: Would that satisfy Planning  
22 in terms of accepting Mountain Road?

23 MR. POTOSKY: As long as it's up to the  
24 spot that they said it should be. As far as the fence  
25 is, that would be fine, yes.

1                   MR. NOTARI: But still a concern about  
2 the ponding, ponding of the water?

3                   MR. POTOSKY: That would be up to our  
4 engineer.

5                   MR. STASSI: Louis Stassi, senior member  
6 of the Planning Commission. Gentlemen, we've done  
7 everything for this Borough.

8                   Take a look up and down Main Street. We  
9 don't hold no grudges or nothing. You were at the  
10 meeting, Bob, when the guy came from Burger King and we  
11 told him, you have to get the sewer cleaned. We held  
12 him up. And he's a businessman. Look at Main Street.  
13 We do everything for you. We do everything right. And  
14 the Mountain Road --

15                  CHAIRMAN SEMENZA: For me? Everything  
16 for me?

17                  MR. STASSI: No, not for you, for the  
18 Borough. We try to do everything for Council and Old  
19 Forge. And I can't say nothing else. But me and my  
20 friends and partners on the Planning Commission are not  
21 happy with that road. Looking at the well-being of the  
22 people that live there.

23                  Sure they dry up in the summer. You get  
24 the winter when it's 10 degrees and turn into ice and  
25 be right on Keyser Avenue. Thank you, gentlemen.

1 COURT REPORTER: Hold on one second.  
2 I'm having a problem and need a break. One second.

3 (Off the record.)

4 MR. MANCUSO: Louis Mancuso. Member  
5 of the Planning Commission.

6 Just trying to make a simple point.  
7 If you hired a contractor, you have a  
8 concern and find someone to do a driveway  
9 for your home for yourself, your own home.

10 You hire the contractor who comes in  
11 and puts your driveway in and you have a  
12 puddle laying in front of your garage door.

13 And you have a puddle laying in  
14 front of your garage door. So you call him  
15 about it and the repairman then comes back  
16 with a saw and cuts slits in the blacktop  
17 driveway. And that's the resolution. And  
18 that's something that the taxpayers paid  
19 for.

20 The Borough is now going to maintain  
21 these roads and half of that money is  
22 taxpayer money.

23 CHAIRMAN SEMENZA: I agree. But you  
24 know what the problem is, it was the  
25 Borough's engineer that either made the

1 mistake or Council messed up.

2 It's the seven guys that sit back  
3 here to blame for that, because you're  
4 right, you're absolutely right.

5 And I'll take the blame for it.  
6 I'll take the blame for that, me, president  
7 of Council, I'll take the blame for that.  
8 Not you, not our engineer. I'll take the  
9 blame for it.

10 Mr. Ciuccio was told -- his  
11 contractor was told to do that, our engineer  
12 that we paid for. Whether we made the  
13 mistake --

14 MR. MANCUSO: I'm just saying, I'm  
15 speaking as a taxpayer.

16 CHAIRMAN SEMENZA: Right. And I  
17 agree with you.

18 MR. MANCUSO: If I paid for it, if I  
19 had to pay for that out of my own --

20 CHAIRMAN SEMENZA: I agree with  
21 you. Wouldn't want it done. Want it ripped  
22 out. I understand.

23 And I agree with you. And like I  
24 said, I'll take the blame for it. My fault.  
25 Whether we up here didn't understand what

1 the fix totally was when Dave presented it  
2 to us, it was our mistake.

3 I mean, like I said, and I said this  
4 back to everybody, I said, our engineer told  
5 the developer's contractor what his thought  
6 was for the best way to do the fix.

7 Gentlemen, I understand what you're  
8 saying, but I'm sorry. I mean, I'll take  
9 the blame for that.

10 But my opinion on this whole thing  
11 is it's been going on way too long. You  
12 talk about water laying. You drive around  
13 town. We're focused on one situation, It's  
14 Rosemont and Mountain Road right now. You  
15 drive around town --

16 MR. MANCUSO: It's a new road --

17 CHAIRMAN SEMENZA: You drive around  
18 town. We just did a million-dollar paving  
19 project, Lou.

20 We just did a million-dollar paving  
21 project in this Borough. There's water all  
22 over it. There's water all over it.

23 MR. POTOSKY: That's your opinion.

24 CHAIRMAN SEMENZA: It's a fact. Not  
25 opinion. It's a fact. It's a fact.

1 MR. DIANDRIOLE: Can I say  
2 something?

3 CHAIRMAN SEMENZA: Yes, you can.

4 MR. DIANDRIOLE: Guy Diandriole. I  
5 lived at their estates for the last 20  
6 years. And ten years of that, I've lived  
7 with roads that were unbelievably bad.

8 I came here to this Council meeting  
9 over and over and over and fought to try to  
10 get you to pave the roads.

11 Finally, the roads, in my opinion,  
12 are perfect. I don't have a problem. I go  
13 in and out of there everyday. It rains when  
14 it rains.

15 I haven't had any problem. I  
16 haven't had any problems whatsoever of  
17 what's going on.

18 All of a sudden, a full Planning  
19 Commission tells you that the roads  
20 shouldn't be sanctioned because of a puddle.  
21 Come on.

22 I've waited and waited. And we all  
23 waited forever. And finally happy with what  
24 we got. And I think it's time that this  
25 should be completed.

1                   And I think it's about time. These  
2                   guys don't live there. We're satisfied.  
3                   Where are the people from complaining that  
4                   live there now? Why aren't they here  
5                   complaining about it?

6                   Because the roads are good.  
7                   Everything is okay. Let's get it finished.  
8                   It's about time.

9                   CHAIRMAN SEMENZA: Councilman  
10                  Notari, any more on the question?

11                  MR. NOTARI: No.

12                  CHAIRMAN SEMENZA: Public input,  
13                  Joe? I'm sorry. Joe, on the question.

14                  MR. FERRETT: Yeah. I was going to  
15                  ask you a question that I asked Mr. Lavelle  
16                  when he spoke before.

17                  People are complaining about the  
18                  water on the Mountain Road, that they're not  
19                  satisfied with the cuts that are being made.

20                  Would it be possible for his  
21                  engineer to meet with our engineer to see if  
22                  there's some way that we could alleviate  
23                  this problem so we can move forward and do  
24                  what we have to do and have the answers  
25                  that's actually necessary?



1 Dave, do you think there's a  
2 possible way that we can get rid of that  
3 water, other than what's being done?

4 MR. LOPATKA: Sure.

5 CHAIRMAN SEMENZA: Okay.

6 MR. FERRETT: Okay. Why can't their  
7 engineer meet with our engineer and resolve  
8 this problem and keep everybody satisfied  
9 and get this over with and let them have the  
10 roads and everything?

11 CHAIRMAN SEMENZA: I don't have an  
12 issue with it, Joe.

13 MR. FERRETT: What's the problem?

14 MR. RUSSELL RINALDI: I'm not saying  
15 there's water or not water. Does anybody  
16 have a picture of this water? Where is the  
17 picture of the water? It's 2017. Made of  
18 camera phones. No one has a picture of  
19 this.

20 VOICE: Dave Lopatka has it.

21 MR. LOPATKA: Of prior.

22 MR. RUSSELL RINALDI: Prior. I mean  
23 of yesterday, after the fix. Nobody has a  
24 picture?

25 VOICE: Right here.

1 MR. RUSSELL RINALDI: Wait. I'm not  
2 in charge of the meeting. Chairman Semenza  
3 is. I'm just asking if there is a picture.  
4 Everyone is talking about water. He said 18  
5 inches and 12 inches.

6 He said the hole opening. I haven't  
7 seen one picture of water yet.

8 MR. DIANDRIOLE: You know, Mountain  
9 Road has been paved. And then they came  
10 back and milled it and then they paved it  
11 again.

12 Then they put the divider in the  
13 road, was put in in concrete. They tore it  
14 out and put it back in again. Come on.

15 When does it come to an end? When?  
16 That's a shame what's going on because this  
17 is -- it's no longer just, let's do it the  
18 way things are supposed to be done.

19 It's, let's see what we can do to go  
20 aggravate and create this turmoil forever.  
21 And the turmoil is all I'm asking.

22 CHAIRMAN SEMENZA: Public input.  
23 Joe first.

24 MR. RUSSICK: Joe Russick. Before the  
25 Council will accept any road, ordain a road,

1           okay, it must meet a standard, which is  
2           outlined in the Pennsylvania Municipal  
3           Planning Act of 1968, with subsequent  
4           revisions.

5                     In saying that, the Borough engineer  
6           has to okay every aspect of that development  
7           or any development, any infrastructure, the  
8           Borough engineer has to okay it. Am I right,  
9           Dave?

10                    MR. LOPATKA: Correct.

11                    MR. RUSSICK: Also, your solicitor  
12           has to review any legal aspects of that  
13           development or any development in this town.

14                    And that goes for the whole  
15           Commonwealth of PA. It's the Pennsylvania  
16           Municipal Planning Act that drives land  
17           development. It's not Old Forge code. Old  
18           Forge adopted this code.

19                    So, if you look at your code, land  
20           development guarantees, it's going to state  
21           exactly that he has to sign off as a Borough  
22           engineer and the solicitor has to sign off  
23           on it before you can accept it.

24                    They're guaranteeing that it meets  
25           all the standards not only for a puddle in

1 the road, every infrastructure part that  
2 goes into that development or any  
3 development in this town.

4 So, just take a peak at past  
5 developments. I'm telling you the law is  
6 the law. If you do it any other way, you're  
7 in violation. Thank you.

8 CHAIRMAN SEMENZA: Thank you, Joe.

9 MR. FERRETT: Bobby, go ahead.

10 CHAIRMAN SEMENZA: State your name  
11 for the record, please.

12 MS. WIERNUSZ: Fran, F-r-a-n,  
13 Wiernusz, W-i-e-r-n-u-s-z. And I would just  
14 like to say I've lived in Rosemont for about  
15 nine years.

16 The roads were horrendous. My dog  
17 loved them because she loved the deep mud  
18 puddles. She misses them.

19 And believe me, we walked those  
20 roads a couple times a day. I drive in and  
21 out of there sometimes two or three times a  
22 day.

23 I just have never seen water at the  
24 end of Mountain Road. And I'll be happy to  
25 give somebody my phone number so they can

1 call me when it's there.

2 I probably have the worst car on the  
3 planet for the winter. It goes nowhere.  
4 It's a 1996 Mercedes, and it doesn't matter  
5 if you put snow tires or what on it.

6 So, believe me, if there were ever  
7 going to be an issue on that road in the  
8 winter, I'd be the first one to complain.

9 And I really agree with Guy.  
10 Enough is enough. This is totally nonsense.  
11 How much money has been spent on this?

12 You're talking about putting a  
13 policeman part-time at the park. Like,  
14 hello. How many policeman could you add if  
15 you weren't spending money wastefully?

16 Could you have built a community  
17 center? Could you have given senior citizens  
18 a rebate on garbage? Think about it.

19 I would really like to know how much  
20 money, tax dollars has been spent. So, get  
21 it settled.

22 CHAIRMAN SEMENZA: Thank you.

23 MR. FERRETT: Bobby.

24 CHAIRMAN SEMENZA: Yes, Joe.

25 MR. FERRETT: A moment ago we heard

1 the engineer say that he thinks there's a  
2 solution to get rid of this water.

3 A moment ago, we heard Mr. Lavelle  
4 say that his engineer is willing to meet  
5 with our engineer.

6 CHAIRMAN SEMENZA: Correct.

7 MR. FERRETT: I just want for myself  
8 a clear understanding. I'm going to go by  
9 what our engineer says.

10 And if that's possible, that it can  
11 be done, then I will accept the road based  
12 on that. Because the fence and contingent  
13 upon the removal of the thing and the  
14 easement to the park, I don't think is a  
15 problem.

16 The problems that everybody seems to  
17 be talking about is a water problem. And we  
18 got the engineer. We got our engineer  
19 saying there's a way to fix it. And their  
20 engineer is willing to meet. What is the  
21 problem?

22 CHAIRMAN SEMENZA: I don't think  
23 anybody has a problem with it, Joe.

24 MR. FERRETT: Then why are we going  
25 to put a motion on the floor to accept the

1 roads now?

2 CHAIRMAN SEMENZA: There already is  
3 a motion on the floor and seconded.

4 MR. FERRETT: There is?

5 CHAIRMAN SEMENZA: Yes.

6 ATTORNEY RINALDI: The motion is  
7 approve the final plan. We didn't get to  
8 the road acceptance yet. Motion to approve  
9 the final plan for Rosemont.

10 The motion for the acceptance of the  
11 deeds would come at the next meeting. So,  
12 we're moving the ball down the field.

13 MR. FERRETT: Okay. In other words,  
14 there's enough time for the two engineers to  
15 meet together and resolve that. At the next  
16 meeting, there wouldn't be a problem with  
17 whatsoever. Correct?

18 ATTORNEY RINALDI: If you were going  
19 to add -- right now, the only motion that's  
20 contingent upon the poles being removed.

21 You would have to add -- somebody  
22 who have to amend the motion or move to  
23 amend that you would include the puddle to  
24 be resolved.

25 MR. LAVELLE: Again, I would like to

1 point out, Mr. Ferrett, you've already heard  
2 an explanation as to what it took with this  
3 road.

4 And this was remilled twice. This  
5 is the third coat that's there. The puddle  
6 is there. It's approximately 18 inches wide  
7 by a foot long.

8 MR. RUSSELL RINALDI: Does anybody  
9 have a picture of this puddle again? I need  
10 to see this puddle. This is crazy.

11 MR. DIANDRIOLE: Send it to the  
12 Smithsonian, baby. You're stopping it for a  
13 puddle. Come one.

14 MR. RUSSELL RINALDI: Oh my God.

15 MR. STASSI: Louis Stassi,  
16 S-t-a-s-s-i. One year on the Planning  
17 Commission, we heard from Dave Lopatka, the  
18 only way it can be fixed, you got to mill it  
19 up and pitch it. Are you sure, Dave? Yeah.

20 Okay. We went by that. All at  
21 once, everything has changed. Why? We only  
22 went by what our engineer said. And then he  
23 goes down and puts five cuts in it. And we  
24 don't know nothing about it.

25 And we're the ones that are taking



1 the beating. So what do you want, guys? Do  
2 you want us to do things right, or do you  
3 want it to be a slipshot outfit? That's  
4 all. That's all we ask. Have some  
5 consideration for us.

6 MR. RUSSELL RINALDI: Shouldn't we  
7 have some consideration for the engineer,  
8 Lou?

9 MR. STASSI: What?

10 MR. RUSSELL RINALDI: Shouldn't we  
11 have some consideration for the engineer?

12 MR. STASSI: Yeah, we have  
13 consideration for the engineer. We listened  
14 to him for one year.

15 MR. RUSSELL RINALDI: No. But  
16 shouldn't we have some for him as well?

17 MR. STASSI: Yeah.

18 MR. RUSSELL RINALDI: Okay. We have  
19 consideration for both of you, at least I  
20 do.

21 MR. STASSI: I have nothing against  
22 Dave. But I just flipped out because  
23 everything was done. There's cuts in the  
24 road. There's everything and nobody tells  
25 anything to the Planning Commission.

1 MR. MINELLO: Jim Minello. The cuts  
2 were puddles. The cut and all the other  
3 puddles, even in the concreting going out to  
4 the road.

5 MR. RUSSELL RINALDI: Jim, do you  
6 have a picture?

7 MR. MINELLO: No, I don't have  
8 pictures. The next time it rains, go down  
9 and see it.

10 We're all gonna meet. It's not a  
11 12-inch puddle.

12 CHAIRMAN SEMENZA: Roll call,  
13 please.

14 COURT REPORTER: Gentlemen, I can't  
15 take everybody. Thank you.

16 CHAIRMAN SEMENZA: Roll call.

17 MS. BARTOLETTI: Councilman Brown.

18 MR. BROWN: Restate. Solicitor,  
19 restate the motion.

20 ATTORNEY RINALDI: The last motion  
21 that was put out was motion to approve  
22 Mountain Road -- motion to approve final  
23 approval of Mountain Road division  
24 contingent upon the poles being removed.

25 Poles being the fence poles. That

1 was the last motion that was made.

2 MR. LAVELLE: Excuse me. I have a  
3 photograph which has a depiction on it as to  
4 what these cuts are.

5 I think that the copy of this was  
6 given to Mr. Loptaka earlier. If I may, why  
7 don't I give this to the Chairman.

8 Simply shows the area where the cuts  
9 were made. I believe that it came from Mr.  
10 Lopatka.

11 MR. LENCESKI: I am no engineer, but  
12 I think that that was a terrible solution.  
13 If we had a program where we tarred and  
14 patched, those would get filled in  
15 instantly. All that is going to create is a  
16 pothole.

17 MR. MANCUSO: This road, they could  
18 have went --

19 MR. LENCESKI: I used it as an  
20 example and --

21 COURT REPORTER: I didn't hear what  
22 he said. I don't know your name.

23 MR. MANCUSO: Louis Mancuso. I just  
24 asked, where was the last time you saw this  
25 for a new road, someone went and put sawdust

1 in it? Would that work in a state  
2 application?

3 Did any other Borough ever do this  
4 for a solution on a brand new road?

5 MR. LENCESKI: No one would accept  
6 it at their own house if you did that,  
7 right? No one would even pay you. Get  
8 lost. Get going.

9 MR. LOPATKA: Brought through the  
10 Council meeting and work sessions. And you  
11 guys --

12 MR. LENCESKI: We did --

13 MR. LOPTAKA: It was a suggestion on  
14 my part. And that was what was approved.

15 MR. LENCESKI: But I couldn't -- I  
16 would never fathom that you would actually  
17 saw cut the road like that.

18 MR. LOPATKA: That right there in  
19 front of you was brought to Council meeting.

20 MR. LENCESKI: Not that picture.

21 ATTORNEY RINALDI: That's part of  
22 the saw cut.

23 MR. LOPATKA: We talked about that  
24 at the work session. It was a suggestion  
25 that we made that was approved by Council.

1 It wasn't -- did I say it was ever the  
2 perfect fix? It's not the perfect fix.

3 And I think that I even said that in  
4 the minutes. You even read that.

5 MR. FEBBO: You said we were going  
6 to try that, the cut.

7 MR. LOPATKA: Right. That was what  
8 we talked about in the work session.

9 MR. LENCESKI: And that's my fault.  
10 I must have misunderstood it. I just can't  
11 see that being a solution.

12 MR. LOPATKA: I never said it was  
13 the perfect solution.

14 MR. LENCESKI: The cheapest  
15 solution.

16 MR. LOPATKA: Doing this without  
17 spending a ton of money, that was what we  
18 talked about at the work session.

19 And that was presented to you guys  
20 as an option, and that was what was  
21 approved.

22 MR. DIANDRIOLE: So, what's the  
23 answer? What's the right answer?

24 MR. LOPATKA: Wasn't going over your  
25 head and wasn't meant to go over.

1 MR. DIANDRIOLE: What's their answer?  
2 They're the Planning Commission. What's the  
3 answer for that?

4 MR. MANCUSO: For what?

5 MR. DIANDRIOLE: The roads.

6 MR. BROWN: Mr. Chairman, I have a  
7 quick question or two for the engineer.

8 COURT REPORTER: Excuse me. I have  
9 to take this down. You have to pay  
10 attention.

11 MR. BROWN: Quick question. There  
12 seems to be an issue with this puddling,  
13 correct?

14 Prior to the roads being  
15 constructed, was there a plan presented for  
16 Mountain Road?

17 MR. LOPATKA: Yes. I wasn't here at  
18 the time.

19 MR. BROWN: The Planning Commission,  
20 Chairman Potosky, did the Planning  
21 Commission accept the plans for Mountain  
22 Road, the detailed plans that laid out  
23 Mountain Road?

24 MR. POTOSKY: Yes. The plans were  
25 approved and Council approved them.

1 MR. BROWN: I'm getting there. And  
2 then they came before us, so they went  
3 before two boards, two governing bodies.

4 CHAIRMAN SEMENZA: One governing  
5 body.

6 MR. BROWN: And one recommending  
7 board, two boards that were both approved by  
8 I don't know how many, seven members are on  
9 your board, Mr. Potosky? Seven members are  
10 on your board?

11 MR. NOTARI: Bob, come to the  
12 microphone.

13 MR. POTOSKY: Yes.

14 CHIEF DUBERNAS: Doesn't have his  
15 hearing aid.

16 MR. BROWN: And there's seven  
17 members here. So, there's 14 people. It  
18 went by 14 people. No one had any  
19 objections with the plans that were drawn  
20 out and presented for Mountain Road.

21 Now there's an issue. And the issue  
22 is rectifying that. It shouldn't be -- yes,  
23 it should be with rectifying it. But it  
24 should be on both bodies for not having a  
25 detailed plan.

1 I mean, if there was a detailed  
2 plan, there would be no puddle. We both  
3 approved a plan that had no detail. And now  
4 there's a puddle.

5 MR. PICCOLINI: Vince Piccolini.  
6 There was a detailed plan given to the  
7 Planning Commission on a preliminary basis  
8 approved by the engineer.

9 That plan was supposed to work. It  
10 doesn't -- our opinion and Dave's opinion  
11 was that it didn't work. That's where the  
12 puddling came from.

13 It wasn't designed to have puddles  
14 there. Simple as that.

15 MR. BROWN: We shouldn't have  
16 approved the plan, if it wasn't going to  
17 work.

18 MR. PICCOLINI: You have to approve  
19 what your engineer asked you to approve.

20 MR. BROWN: I totally get that.

21 MR. STASSI: The bases weren't right  
22 on the --

23 MR. BROWN: So why --

24 COURT REPORTER: Hold on, hold on a  
25 second. I can't remember everybody's name.



1                   What did you say about the plans? Wait a  
2                   minute.

3                   MR. BROWN: My issue is --

4                   COURT REPORTER: Okay. I'm not  
5                   getting any of this. You realize that,  
6                   right, because everybody is talking. I  
7                   don't know everybody's name. I do know your  
8                   name. Go ahead.

9                   MR. BROWN: So, to Mr. Stassi,  
10                  Stassi is in the blue.

11                  MR. STASSI: As we passed it on, the  
12                  recommendation from Dave Lopatka that the  
13                  elevations would work and the pitch was  
14                  there, we said okay.

15                  MR. LOPATKA: I didn't --

16                  MR. STASSI: Comes back once, came  
17                  back and it's still not right. So, we  
18                  couldn't approve it.

19                  MR. MANCUSO: Harold Ash.

20                  MR. STASSI: Harold Ash.

21                  MR. BROWN: So, it went through two  
22                  engineers. It went through two sets of  
23                  millings to rerectify this issue.

24                  MR. STASSI: Right.

25                  MR. BROWN: And there still seems to

1 be an issue.

2 MR. STASSI: Right.

3 MR. BROWN: Mr. Lopatka, we tried  
4 with your cuts, correct --

5 MR. LOPATKA: Yes.

6 MR. BROWN: -- with the newest plan  
7 presented here. We have residents here today  
8 who live in the development, who are saying  
9 that there's no puddle.

10 You guys are saying there's a  
11 puddle. This guy, Mr. Lavelle, the attorney  
12 is saying there's a puddle. Residents who  
13 don't live there have reached out to me,  
14 called me. I could use their names.

15 Ben Tomasetti, saying there's no  
16 puddle. What is the issue with this puddle?

17 MR. PICCOLINI: I live there. There  
18 is a puddle.

19 MR. STASSI: All looking for the  
20 safety of the people.

21 MR. BROWN: I totally get you.

22 MR. STASSI: That's all. We rest our  
23 case.

24 MR. RUSSELL RINALDI: Quick question.  
25 Bill, quick question. If this motion gets

1 passed tonight and there's still a puddle  
2 tomorrow and the Borough owns that road, can  
3 we go in and fix it?

4 ATTORNEY RINALDI: You don't own the  
5 road yet. All that means is it's one step  
6 closer to getting the roads.

7 So once you own the roads, you can  
8 go in and do whatever you want to them.

9 MR. RUSSELL RINALDI: Okay. So that  
10 if -- if it were to be passed tonight, and  
11 maybe it's not going to be passed, I'm just  
12 saying, if it were to be passed and then the  
13 Borough could go in and fix it or no?

14 ATTORNEY RINALDI: Correct.

15 MR. RUSSELL RINALDI: So, if the  
16 puddle happens afterwards, since we can't  
17 see the puddle --

18 MR. STASSI: You married it. You  
19 married the problem.

20 MR. RUSSELL RINALDI: Nobody has  
21 proof or evidence of a puddle, Lou. So if  
22 the puddle comes afterwards, then we can fix  
23 it. And if there's no puddle, we don't got  
24 to fix it.

25 MR. STASSI: Fix it at our money.

1 And the Planning Commission is telling you  
2 it's not right. So fix it.

3 MR. RUSSELL RINALDI: Show me the  
4 puddle.

5 MR. DIANDRIOLE: You're not going to  
6 repave the whole road just to fix the  
7 puddle. How much is it going to cost to fix  
8 the puddle?

9 MR. RUSSELL RINALDI: Dave, if this  
10 puddle showed up, what would it cost to fix  
11 it? Put in a manhole or a storm drain?

12 MR. LOPATKA: You'd have to tie into  
13 something. Figure out where it would need  
14 to go.

15 MR. RUSSELL RINALDI: 2 bucks or  
16 3,000 bucks?

17 MR. LOPATKA: Just to purchase the  
18 inlet, talked earlier, probably, 6,  
19 somewhere in that range.

20 MR. RUSSELL RINALDI: 6,000?

21 MR. FERRETT: Mr. Lavelle, would that  
22 be a problem for your client? Would that be  
23 a problem with your client? If the problem  
24 with the engineer said that it would cost  
25 less than \$5,000.00, would that be a problem

1 with your client getting involved?

2 MR. LAVELLE: Yes. I mean, let's  
3 assume we try that. We spend \$5,000.00 and  
4 you still have a puddle. What do we do  
5 then?

6 MR. FERRETT: No, no. We're saying  
7 this, that if what the engineer says is  
8 going to work and we do -- if your client  
9 does what has to be done, that's it. That's  
10 the end. There is no more fix.

11 MR. LAVELLE: I'm no engineer. But  
12 they remilled this previously.

13 MR. FERRETT: We're not talking  
14 about remilling the road.

15 MR. LAVELLE: What else are you going  
16 to do?

17 MR. LENCESKI: Storm water drain and  
18 put a pipe into the Saint John's Creek. Get  
19 it connected to the other one, right where  
20 that puddle is.

21 MR. LAVELLE: Water going in the  
22 other direction.

23 MR. CIUCCIO: 18 by 12, the puddle.  
24 You put a quart of water in it. It drains.  
25 It's saw cut. They said it works.

1 MR. LENCESKI: That's going to fall  
2 apart.

3 MR. CIUCCIO: Why would it fall  
4 apart?

5 MR. LENCESKI: Water is going to get  
6 in there and expand and contract and the  
7 thing is going to blow apart.

8 MR. CIUCCIO: The road is two-foot  
9 thick. What do they do when they put the  
10 rumble strips on the highways, when you go  
11 off the side of the road?

12 These are a half to a quarter inch,  
13 those slits.

14 MR. DIANDRIOLE: The road is 2 feet.  
15 That's what they forced him to build. This  
16 deep when you build this road.

17 MR. LENCESKI: Supposed to be.

18 MR. CIUCCIO: Approved by PennDOT.  
19 The PennDOT inspectors were there. The  
20 Borough had full-time inspectors there for  
21 the whole project. It was approved. Nobody  
22 said anything.

23 You know, now there's a puddle. Put  
24 a quart of water, probably that bottle right  
25 there and it drains right off, with the

1           slit, a quick solution Dave came up with.  
2           We did what he said. And he said it works.  
3           MR. LENCESKI: Can't see it working.  
4           MR. LOPATKA: I haven't been there  
5           since it rained. So, I'm not saying that it  
6           works.  
7           MR. CIUCCIO: Maybe you, Joe, maybe  
8           you should go up there.  
9           MR. LENCESKI: Seen pictures of  
10          puddles. Everyone has seen pictures of  
11          puddles. They brought it here to Council.  
12          MR. LAVELLE: The analogies that  
13          they used, if something is in front of  
14          somebody's garage door, not in an area where  
15          you have two feet thick of a road. That's  
16          what we have. We have a much different  
17          situation.  
18          The erosion that you have in a paved  
19          driveway is substantially different than  
20          what you would have here.  
21          MR. LENCESKI: Got your base and  
22          your ware. How many inches are those,  
23          blacktop?  
24          MR. LAVELLE: I can't answer that.  
25          MR. LENCESKI: All I know,

1 completely redone, about two feet thick of  
2 new road.

3 MR. DIANDRIOLE: 8 to 10 inches of  
4 blacktop at least.

5 MR. LENCESKI: Is that true?

6 MR. LOPATKA: No.

7 MR. DIANDRIOLE: They did it twice,  
8 there's maybe eight inches of gravel.

9 MR. LOPATKA: Six and a half inches.

10 MR. LENCESKI: Of blacktop?

11 MR. LOPATKA: According to the plan,  
12 yes, that was installed. 8 inches of  
13 subbase. So the total structure is --

14 MR. LENCESKI: 14.

15 MR. LOPATKA: 14 inches.

16 MR. LENCESKI: All right.

17 CHAIRMAN SEMENZA: Motion on the  
18 floor. Second. Marylynn, roll call,  
19 please.

20  
21 MS. BARTOLETTI: Councilman Brown.

22 MR. BROWN: Yes.

23 MS. BARTOLETTI: Councilman Notari.

24 MR. NOTARI: I'm not comfortable  
25 right now with our engineer, Mr. Lopatka,



1 not seeing if the solution works.

2 He did give us that solution. We  
3 gave him the go-ahead at the last meeting.  
4 There's no doubt about that. It's in the  
5 minutes.

6 But I can't, in good conscience,  
7 vote yes if we don't know if that solution  
8 works or not.

9 If you come back and tell me that  
10 solution works and we're ready to go, I'm  
11 ready to accept the roads. There's nobody  
12 more than me that wants this over with.  
13 Maybe you, Mr. Ciuccio.

14 But I can't, in good conscience,  
15 until Dave tells me it works, vote yes. So  
16 I vote no.

17 MS. BARTOLETTI: Councilman Febbo.

18 MR. FEBBO: I'm not ready to throw  
19 all these guys in the back under the bus,  
20 the Planning Commission.

21 Mr. Diandriole, you mentioned being  
22 in and out of there. These guys don't live  
23 there. You're right, they don't live there.  
24 But these guys put a lot of time in studying  
25 it.

1                   We go to all the Planning meetings.  
2                   It's a thankless job that they have. They  
3                   get nothing for their time and services.

4                   That being said, I'm not going to  
5                   throw them under the bus tonight. But,  
6                   because of the nature my situation, I'm  
7                   going to abstain from voting on that  
8                   issue.

9                   MR. DIANDRIOLE: Okay. They've been  
10                  fighting this situation --

11                  CHAIRMAN SEMENZA: Mr. Diandriole,  
12                  vote on the table.

13                  MR. DIANDRIOLE: I'm not allowed to  
14                  speak?

15                  CHAIRMAN SEMENZA: Not when there's a  
16                  vote on the table.

17                  MS. BARTOLETTI: Councilman  
18                  Ferrett.

19                  MR. FERRETT: I'm going to abstain  
20                  and base my opinion on the fact of what I  
21                  said before that based on what the  
22                  engineer's opinion was on the matter, I  
23                  would like to see it tried one time to see  
24                  if that works.

25                  MR. BROWN: Joe, is there a conflict

1 of interest for your vote?

2 MR. FERRETT: The what?

3 MR. BROWN: Conflict of interest for  
4 your vote?

5 MR. FERRETT: Is my --

6 MR. FEBBO: Conflict of interest.

7 MR. BROWN: He'd had to vote if  
8 there's not conflict of interest.

9 MR. FERRETT: Do you have a conflict  
10 of interest?

11 MR. FEBBO: Yes or no. You can't  
12 abstain.

13 MR. FERRETT: I vote no.

14 MS. BARTOLETTI: No. Okay.

15 Councilman Rinaldi.

16 MR. BROWN: Joe, I couldn't hear your  
17 vote for the record.

18 MR. FERRETT: No.

19 MR. BROWN: No.

20 MR. RUSSELL RINALDI: Bill, why  
21 couldn't he abstain? I'm just curious.

22 ATTORNEY RINALDI: He doesn't have a  
23 real reason to abstain. And what he was  
24 saying was pretty much a no. He abstained.  
25 He doesn't have a conflict. He was not --

1 he was at all the meetings. I mean, I can't  
2 --

3 MR. RUSSELL RINALDI: No. I mean,  
4 I'm fine with how he wants to vote,  
5 whichever way.

6 I'm just saying, I don't understand  
7 if he has a right to abstain, why he  
8 couldn't enforce his right.

9 ATTORNEY RINALDI: Normally abstain  
10 when you have a conflict of interest, okay,  
11 or you don't have enough information to make  
12 a decision.

13 If his reason is he doesn't have  
14 enough information, then he can abstain. If  
15 his reason is --

16 MR. RUSSELL RINALDI: But that was  
17 his reason.

18 ATTORNEY RINALDI: No, he didn't  
19 really get through it. He got interrupted.

20 MR. RUSSELL RINALDI: I know. But  
21 his reasoning was going to be that he didn't  
22 have enough information on it.

23 ATTORNEY RINALDI: No, I think he  
24 said --

25 MR. RUSSELL RINALDI: Joe, what was

1                   your reasoning going to be?

2                   ATTORNEY RINALDI: He wanted to know  
3 if it worked, I guess it was.

4                   MR. RUSSELL RINALDI: Joe, could I  
5 ask you before I vote, what was your  
6 reasoning?

7                   MR. FERRETT: I already cast my vote  
8 already. I can't say nothing. So what I say  
9 doesn't mean anything.

10                  MR. RUSSELL RINALDI: I'm curious  
11 though what your reasoning was going to be  
12 for abstaining.

13                  MR. FERRETT: I've been sitting here  
14 listening to you guys going on for this  
15 thing for 15 years that I sat on this  
16 Council.

17                  And you know what? It's the same  
18 thing over and over and over again. And you  
19 know what, all it is is a little simple  
20 thing to go ahead and try what the engineer  
21 said is going to work and nobody wants to  
22 listen.

23                  And now you're asking me a question  
24 why I abstained. Why don't put it in your  
25 motion.

1 MR. RUSSELL RINALDI: You did  
2 abstain.

3 MR. FERRETT: Why don't you put it  
4 in your motion that you're going to accept  
5 it based on this and based on what the  
6 engineer is going to try to do to make it  
7 work?

8 MR. RUSSELL RINALDI: Let's see how  
9 this motion goes first.

10 MR. FERRETT: You put it on and I'll  
11 vote my way. I'm just telling you.

12 MR. RUSSELL RINALDI: Are you voting  
13 no or are you abstaining?

14 MR. FERRETT: What's that?

15 MR. RUSSELL RINALDI: Are you voting  
16 no or abstaining?

17 MR. FERRETT: I can't abstain,  
18 that's what he just got finished saying.

19 MR. RUSSELL RINALDI: Okay.

20 CHAIRMAN SEMENZA: Councilman  
21 Rinaldi.

22 MR. RUSSELL RINALDI: Bill, before I  
23 vote, all stipulations have been met,  
24 correct, except the poles are still in the  
25 ground?

1 ATTORNEY RINALDI: Poles.

2 MR. RUSSELL RINALDI: Mr. Ciuccio did  
3 what the engineer told him to do. Mr.  
4 Ciuccio took the fence down. The poles are  
5 only thing there?

6 ATTORNEY RINALDI: Poles and up to  
7 you guys to accept the puddle resolution.

8 MR. RUSSELL RINALDI: As of right  
9 now, there is no puddle resolution. No  
10 offense to the guys in the Planning  
11 Commission, but I didn't see no puddle.

12 I asked everyone to show me, not you  
13 guys, even myself or anyone here. So, if all  
14 the stipulations have been met, I'm going to  
15 have to vote yes.

16 MS. BARTOLETTI: Councilman  
17 Lencieski.

18 MR. LENCESKI: I'm voting no.

19 MS. BARTOLETTI: Councilman Semenza.

20 CHAIRMAN SEMENZA: I vote yes. I'm  
21 voting yes, because this has gone on way too  
22 long.

23 The Borough -- this is on the  
24 Borough's dime, this litigation and going to  
25 get drug on for years and years more. You

1 know what? I say shame on everybody that  
2 voted no. Next one.

3 MR. NOTARI: Mr. Semenza, shame on  
4 you, shame on you. For the way you acted  
5 earlier tonight, shame on you. Shame on you.  
6 You're not going to pretend to be my father.

7 CHAIRMAN SEMENZA: I'm not your  
8 father.

9 MR. NOTARI: One person yells at me.

10 CHAIRMAN SEMENZA: I will never --

11 MR. NOTARI: One person yells at me.

12 CHAIRMAN SEMENZA: Did I yell at  
13 you?

14 MR. NOTARI: Oh yeah, you did. You  
15 yelled at all of us earlier.

16 CHAIRMAN SEMENZA: You're damn right  
17 I did.

18 MR. NOTARI: Did you or did you not?

19 CHAIRMAN SEMENZA: You're damn right  
20 I did, because our engineer --

21 MR. NOTARI: Did you or did you not?

22 CHAIRMAN SEMENZA: You're damn right  
23 I did.

24 MR. NOTARI: Okay.

25 CHAIRMAN SEMENZA: Our engineer --



1 MR. NOTARI: Nobody yells at me.

2 CHAIRMAN SEMENZA: -- gave him the  
3 fix.

4 MR. NOTARI: We don't know if that  
5 fix works.

6 CHAIRMAN SEMENZA: It's our fault.  
7 Our fault. You're faulting this developer  
8 for them --

9 MR. NOTARI: I'm not.

10 CHAIRMAN SEMENZA: You want to know  
11 --

12 MR. NOTARI: Did you listen to what  
13 I said? Did you listen to -- do you listen  
14 to what anybody says?

15 CHAIRMAN SEMENZA: Yeah, I do.

16 MR. NOTARI: What did I say?

17 CHAIRMAN SEMENZA: A lot of people  
18 --

19 MR. NOTARI: What I did say? If he  
20 comes back and says that it works, I'm  
21 voting --

22 CHAIRMAN SEMENZA: Next motion I'm  
23 putting to the table.

24 MS. BARTOLETTI: Wait. You're tied.  
25 You have 3 yeses, 3 nos. And you have one

1 abstain.

2 CHAIRMAN SEMENZA: I thought it  
3 failed. I apologize.

4 MS. BARTOLETTI: 3 to 3, with one  
5 person abstaining.

6 CHAIRMAN SEMENZA: So what does it  
7 go to, the Mayor?

8 MR. BROWN: Go to the Mayor.

9 THE MAYOR: I vote no.

10 MR. FERRETT: Mr. Chairman.

11 CHAIRMAN SEMENZA: Yes.

12 MR. FERRETT: If I may. Bill, being  
13 that we voted no on the subject, I  
14 understand that it's a dead issue. Can we  
15 resurrect this issue with the understanding  
16 we tried two engineers getting together, and  
17 if this is going to cost less than  
18 \$5,000.00, you're making a million dollars  
19 and you're afraid of \$5,000.00 to do a  
20 little project that we're going to accept  
21 your road based on this thing? Shame on  
22 you.

23 MR. CIUCCIO: Joe, spent over  
24 \$700,000.00.

25 MR. FERRETT: I understand that.

1 MR. CIUCCIO: No, you don't.

2 MR. FERRETT: I understand that. All  
3 these arguments here back and forth.

4 MR. CIUCCIO: Okay.

5 MR. FERRETT: For what?

6 MR. CIUCCIO: We'll split it. Put  
7 \$2,500.00 towards the fix. Right? We're  
8 partners in it. I have no problem with that.

9 Approve it and I'll give you the  
10 \$2,500.00. We're partners in it, 50/50.

11 MR. FERRETT: I just told you to put  
12 it in the resolution and he didn't put it  
13 in. So what are we going to do?

14 CHAIRMAN SEMENZA: Motion on the  
15 floor.

16 ATTORNEY RINALDI: Already first and  
17 seconded, Joe. Now you can make a new --

18 MR. RUSSELL RINALDI: Make a motion.

19 MR. CIUCCIO: You can make a motion.

20 MR. RUSSELL RINALDI: Joe, you can  
21 make a motion now. Add it in. Joe, you  
22 don't want to make it?

23 MR. FERRETT: You make the motion.  
24 You made the first motion.

25 MR. RUSSELL RINALDI: I didn't make

1 the first motion.

2 MR. FERRETT: You didn't? Who did?

3 MR. RUSSELL RINALDI: The Chairman  
4 called the motion. I just -- I just made the  
5 motion -- I didn't word the motion.

6 The Chairman worded the motion the  
7 way the solicitor gave it to him.

8 CHAIRMAN SEMENZA: Chair put a  
9 motion to the floor to approve final  
10 approval of Mountain Road, contingent to the  
11 poles getting cut down and both engineers  
12 get together to come to a suitable solution  
13 to get rid of all water that lays in the  
14 bottom of Mountain Road.

15 MR. RUSSELL RINALDI: With a little  
16 bit of God's help, I'll make that motion.

17 CHAIRMAN SEMENZA: Motion on the  
18 floor by Councilman Rinaldi.

19 MR. NOTARI: I'll second it.

20 CHAIRMAN SEMENZA: Seconded by  
21 Councilman Notari on the question.

22 MR. BROWN: What is this motion going  
23 to -- what's going -- what's the outcome  
24 going to be?

25 CHAIRMAN SEMENZA: That the

1           puddling, if it goes away and the poles get  
2           cut down.

3                   ATTORNEY RINALDI: Means you  
4           approved it. Okay.

5                   MR. BROWN: The outcome, if it  
6           doesn't happen?

7                   ATTORNEY RINALDI: No. Explain it to  
8           you. This means that you're giving final  
9           approval contingent upon two things being  
10          finished.

11                   And those, when your engineer tells  
12          you those two things are finished, the  
13          Chairman then signs the final plan so that  
14          they can be recorded.

15                   MR. BROWN: Basically the  
16          stipulation. Why would we need a motion for  
17          what the stipulation is?

18                   ATTORNEY RINALDI: Moving the ball  
19          down the field is the best way to describe  
20          it.

21                   MR. BROWN: We're just talking to  
22          hear ourselves talk. I have a motion, when  
23          this motion is gone. I don't know if  
24          you'll like it. Go on.

25                   CHAIRMAN SEMENZA: Public input,

1 roll call, please.

2 MS. BARTOLETTI: Councilman Brown.

3 MR. BROWN: Since the previous motion  
4 did not pass, it would automatically go to  
5 the stipulations which were met. So we  
6 don't need a motion on the table to vote on  
7 to follow the rest of the stipulation.

8 ATTORNEY RINALDI: Yes, you do. You  
9 still have to get final approval of the  
10 plans. So it's coming back here no matter  
11 what you do.

12 MR. BROWN: The motion died. Still  
13 have to get final approval.

14 ATTORNEY RINALDI: He's making a new  
15 motion with another contingency on it. Okay?  
16 So it was same as your motion with one more  
17 contingency.

18 MR. RUSSELL RINALDI: He's right. We  
19 got to vote one way or the other.

20 MR. BROWN: Yes.

21 MS. BARTOLETTI: Councilman  
22 Notari.

23 MR. NOTARI: Would Planning be  
24 satisfied if those conditions are met?

25 MR. MANCUSO: That's what we've been

1 looking for.

2 MR. POTOSKY: We just recommend to  
3 you people, yeah.

4 MR. NOTARI: Yes, yes.

5 MS. BARTOLETTI: Councilman Febbo.

6 MR. FEBBO: Abstain.

7 MS. BARTOLETTI: Councilman Ferrett.

8 MR. FERRETT: Yes.

9 MS. BARTOLETTI: Councilman Rinaldi.

10 MR. RUSSELL RINALDI: Yes.

11 MS. BARTOLETTI: Councilman  
12 Lenceski.

13 MR. LENCESKI: Yes.

14 MS. BARTOLETTI: Councilman Semenza.

15 CHAIRMAN SEMENZA: Yes.

16 The next motion that the Chair is  
17 going to put to the floor is that Council  
18 accepts the roads in Rosemont Estates.

19 ATTORNEY RINALDI: Can't do that.

20 CHAIRMAN SEMENZA: Why can't we do  
21 that?

22 ATTORNEY RINALDI: Because the final  
23 plan isn't done yet. Okay?

24 MR. FERRETT: Can't do it.

25 ATTORNEY RINALDI: Got to get

1 Mountain Road squared away. That will come.  
2 That will come.

3 CHAIRMAN SEMENZA: Next motion  
4 Council will to put the floor is, send a  
5 letter to Civil Service Commission to start  
6 the process of the Civil Service test for a  
7 full-time police officer.

8 MR. LENCESKI: Chairman, I'll make  
9 that motion.

10 CHAIRMAN SEMENZA: Does there have  
11 to be a number?

12 MR. MINELLO: Not really. But I  
13 think the discussions we all had, I don't  
14 think you need a number now, no. But I  
15 think we have to sit down.

16 CHAIRMAN SEMENZA: Get you one in  
17 the near future. Motion on the floor by  
18 Councilman Lenceski. Could I have a second?

19 MR. NOTARI: Make the second.

20 CHAIRMAN SEMENZA: Second by  
21 Councilman Notari on the question. Public  
22 input. Roll call, please.

23 MS. BARTOLETTI: Councilman Brown.

24 MR. BROWN: Yes.

25 MS. BARTOLETTI: Councilman



1                   Notari.

2                   MR. NOTARI:    Yes.

3                   MS. BARTOLETTI:  Councilman

4                   Febbo.

5                   MR. FEBBO:    Yes.

6                   MS. BARTOLETTI:  Councilman Ferrett.

7                   MR. FERRETT:    Yes.

8                   MS. BARTOLETTI:  Councilman Rinaldi.

9                   MR. RUSSELL RINALDI: Yes.

10                  MS. BARTOLETTI:  Councilman

11                  Lenceski.

12                  MR. LENCESKI:   Yes.

13                  MS. BARTOLETTI:  Councilman Semenza.

14                  CHAIRMAN SEMENZA:  Yes.

15                  The next motion the Chair is going  
16                  to put to the floor is to hire Sandy Capasso  
17                  as administrative assistant to the Borough  
18                  manager.

19                  MR. LENCESKI:  Chairman, make that  
20                  motion.

21                  CHAIRMAN SEMENZA:  On the floor by  
22                  Councilman Lenceski.

23                  MR. FEBBO:  Second that motion.

24                  CHAIRMAN SEMENZA:  Seconded by  
25                  Councilman Febbo on the question.

1 MR. BROWN: What's the question?

2 MR. FEBBO: Wait.

3 MR. BROWN: Hiring her full-time,  
4 right?

5 CHAIRMAN SEMENZA: Yes. Full-time,  
6 yes. No pay ratio, just receive full  
7 benefits?

8 MS. BARTOLETTI: Benefits, right.

9 MR. NOTARI: Her title has not  
10 changed, right? No. Okay.

11 CHAIRMAN SEMENZA: Administrative  
12 assistant.

13 MR. RUSSELL RINALDI: What's her  
14 pay?

15 MS. BARTOLETTI: \$15.50 an hour.

16 CHAIRMAN SEMENZA: Roll call.

17 MS. BARTOLETTI: Councilman Brown.

18 MR. BROWN: Yes.

19 MS. BARTOLETTI: Councilman  
20 Notari.

21 MR. NOTARI: Yes.

22 MS. BARTOLETTI: Councilman Febbo.

23 MR. FEBBO: Yes.

24 MS. BARTOLETTI: Councilman Ferrett.

25 MR. FERRETT: Yes.

1 MS. BARTOLETTI: Councilman Rinaldi.

2 MR. RUSSELL RINALDI: Yes.

3 MS. BARTOLETTI: Councilman  
4 Lenceski.

5 MR. LENCESKI: Yes.

6 MS. BARTOLETTI: Councilman Semenza.

7 CHAIRMAN SEMENZA: Yes.

8 That's it, right, Mary?

9 ATTORNEY RINALDI: No. Work session  
10 and special meeting.

11 CHAIRMAN SEMENZA: The Chair will  
12 entertain to change the work session -- what  
13 was the date again?

14 ATTORNEY RINALDI: July 7 -- 11.

15 CHAIRMAN SEMENZA: From July 4 to  
16 7/11/17 at 7 p.m.

17 MR. RUSSELL RINALDI: Make that  
18 motion.

19 CHAIRMAN SEMENZA: Motion on the  
20 floor by Councilman Rinaldi.

21 MR. NOTARI: Second.

22 CHAIRMAN SEMENZA: Second by  
23 Councilman Notari on the question. Public  
24 input. Roll call, please.

25 MS. BARTOLETTI: Councilman Brown.

1 MR. BROWN: Yes.

2 MS. BARTOLETTI: Councilman Notari.

3 MR. NOTARI: Yes.

4 MS. BARTOLETTI: Councilman Febbo.

5 MR. FEBBO: Yes.

6 MS. BARTOLETTI: Councilman Ferrett.

7 MR. FERRETT: Yes.

8 MS. BARTOLETTI: Councilman Rinaldi.

9 MR. RUSSELL RINALDI: Yes.

10 MS. BARTOLETTI: Councilman

11 Lenceski.

12 MR. LENCESKI: Yes.

13 MS. BARTOLETTI: Councilman Semenza.

14 CHAIRMAN SEMENZA: Yes.

15 What was the other one, Bill?

16 ATTORNEY RINALDI: You want to have  
17 a special meeting to adopt the Lackawanna  
18 County Kohler Avenue agreement and the  
19 paving.

20 CHAIRMAN SEMENZA: Chair put a  
21 motion to the floor to have a special  
22 meeting on the 11th to pass the agreement  
23 with Lackawanna County Kohler Avenue  
24 Improvement Project and what?

25 MR. FERRETT: And the paving.

1 CHAIRMAN SEMENZA: And the  
2 paving.

3 MR. NOTARI: Didn't you say open,  
4 kind of an open meeting or no?

5 CHAIRMAN SEMENZA: Yes, a special  
6 meeting.

7 MR. NOTARI: Special.

8 MS. BARTOLETTI: You have to say  
9 exactly what it's for and then any and all  
10 other business.

11 MR. NOTARI: Any and all other  
12 business. I'm just saying, if Rosemont is  
13 done, it can get approved that night,  
14 correct?

15 CHAIRMAN SEMENZA: Right.

16 MR. LENCESKI: Make that motion.

17 CHAIRMAN SEMENZA: Motion on the  
18 floor by Councilman Lenceski.

19 MR. FEBBO: I'll second that.

20 CHAIRMAN SEMENZA: Seconded by  
21 Councilman Febbo on the question. Public  
22 input. Roll call, please.

23 MS. BARTOLETTI: Councilman Brown.

24 MR. BROWN: Yes.

25 MS. BARTOLETTI: Councilman

1 Notari.

2 MR. NOTARI: Yes.

3 MS. BARTOLETTI: Councilman Febbo.

4 MR. FEBBO: Yes.

5 MS. BARTOLETTI: Councilman Ferret.

6 MR. FERRETT: Yep.

7 MS. BARTOLETTI: Councilman Rinaldi.

8 MR. RUSSELL RINALDI: I'm abstaining,  
9 and I'm not telling anybody why.

10 MS. BARTOLETTI: Councilman  
11 Lenceski.

12 MR. LENCESKI: Yes.

13 MS. BARTOLETTI: Councilman Semenza.

14 CHAIRMAN SEMENZA: Yes. At this  
15 time, the Chair would entertain a motion to  
16 adjourn.

17 MR. RUSSICK: Excuse me. What's the  
18 latest on the roads on the senior --  
19 Lackawanna County Housing?

20 CHAIRMAN SEMENZA: Bill is working  
21 on it. Bill. We spoke about it in this  
22 meeting, Joe.

23 MR. RUSSICK: Do you know how long  
24 you're working on it?

25 CHAIRMAN SEMENZA: Spoke in the

1 meeting, Joe.

2 COURT REPORTER: I can't hear  
3 anybody. Thank you.

4 CHAIRMAN SEMENZA: Chief, don't talk.

5 MR. RUSSICK: Lackawanna Housing but  
6 was not addressed, where we're at with this.  
7 This is a saga, this whole thing is. I'm  
8 finished for today.

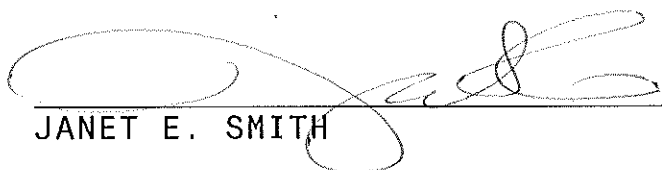
9 MR. FEBBO: Second that motion.

10 CHAIRMAN SEMENZA: All in favor.  
11 We're adjourned.

12 (Whereupon, at 9:35 p.m., the  
13 meeting was concluded.)  
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C E R T I F I C A T E

I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me on the hearing of the above cause and that this copy is a correct transcript of the same to the best of my ability.



JANET E. SMITH

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