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1	OLD FORGE BOROUGH COUNCIL
2	OLD FORGE, PENNSYLVANIA
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5	IN RE: REGULAR MEETING OF COUNCIL
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9	MARCH 28, 2017
10	7:00 P.M.
11	OLD FORGE MUNICIPAL BUILDING
12	314 SOUTH MAIN STREET
13	OLD FORGE, PENNSYLVANIA
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17	
18	COUNCIL MEMBERS:
19	OCCURE TEMPERS
20	ROBERT SEMENZA, PRESIDENT RUSSELL RINALDI
21	DEVON BROWN LOUIS FEBBO
22	RICK NOTARI WILLIAM RINALDI, ESQUIRE, SOLICITOR
23	MARYLYNN BARTOLETTI, BOROUGH MANAGER
24	
25	Mark Wozniak Official Court Reporter

MR. SEMENZA: Good evening, ladies and gentlemen. Welcome to the March 28th meeting of the Old Forge Borough Council.

I'd like to start the meeting with the Pledge of Allegiance.

(The Pledge of Allegiance was recited.)

MR. SEMENZA: Once again, welcome to the Old Forge Borough regular council meeting of March 28, 2017. Roll call, please.

ATTY, RINALDI: Mr. Brown?

MR. BROWN: Here.

ATTY, RINALDI: Mr. Notari?

MR. NOTARI: Present.

ATTY, RINALDI: Mr. Febbo?

MR. FEBBO: Here.

ATTY, RINALDI: Mr. Ferrett is

absent. Mr. Rinaldi?

MR. RUSSELL RINALDI: Here.

ATTY, RINALDI: Mr. Lenceski is

absent. Mr. Semenza?

MR. SEMENZA: Here. First, we'll go through some housekeeping items. The first motion is a motion to approve the minutes.

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1	MR. FEBBO: I'll make that motion.
2	MR. SEMENZA: By Councilman Febbo.
3	MR. RUSSELL RINALDI: I'll second
4	it.
5	MR. SEMENZA: Seconded by Councilman
6	Rinaldi. On the question? Public input?
7	Roll call, please.
8	MS. BARTOLETTI: Councilman Brown?
9	MR. BROWN: Yes.
10	MS. BARTOLETTI: Councilman Notari?
11	MR. NOTARI: Yes.
12	MS. BARTOLETTI: Councilman Febbo?
13	MR. FEBBO: Yes.
14	MS. BARTOLETTI: Councilman Rinaldi?
15	MR. RUSSELL RINALDI: Yes.
16	MS. BARTOLETTI: Councilman Semenza?
17	MR. SEMENZA: Yes. The next motion
18	is a motion to approve the treasurer's
19	reports.
20	MR. RUSSELL RINALDI: I'll make that
21	motion.
22	MR. SEMENZA: By Councilman Rinaldi.
23	Can I have a second?
24	MR. BROWN: I'll second the motion.
25	MR. SEMENZA: Seconded by Councilman

Brown. On the question? Public input? Roll call, please.

MS. BARTOLETTI: Councilman Brown?

MR. BROWN: Yes.

MS. BARTOLETTI: Councilman Notari?

MR. NOTARI: Yes.

MS. BARTOLETTI: Councilman Febbo?

MR. FEBBO: Yes.

MS. BARTOLETTI: Councilman Rinaldi?

MR. RUSSELL RINALDI: Yes.

MS. BARTOLETTI: Councilman Semenza?

MR. SEMENZA: Yes. The chair would entertain a motion to approve invoices for payment. Note that this does not include sewer accounts.

MS. BARTOLETTI: I just want to tell you that there's an invoice that I want to add on that didn't make it in time for the report. It is from the snow cleanup for TSE, Incorporated, and it's for \$8,262.50. If you can include that.

MR. SEMENZA: The chair would entertain a motion to approve invoices for payment, including the invoice that Marylynn just presented to us.

1	MR. RUSSELL RINALDI: I'll make that
2	motion.
3	MR. SEMENZA: Motion by Councilman
4	Rinaldi.
5	MR. FEBBO: I'll second that.
6	MR. SEMENZA: Seconded by Councilman
7	Febbo. On the question? Public input?
8	Roll call, please.
9	MS. BARTOLETTI: Councilman Brown?
10	MR. BROWN: Yes.
11	MS. BARTOLETTI: Councilman Notari?
12	MR. NOTARI: Yes.
13	MS. BARTOLETTI: Councilman Febbo?
14	MR. FEBBO: Yes.
15	MS. BARTOLETTI: Councilman Rinaldi?
16	MR. RUSSELL RINALDI: Yes.
17	MS. BARTOLETTI: Councilman Semenza?
18	MR. SEMENZA: Yes. The chair would
19	entertain a motion to approve sewer
20	department financial reports.
21	MR. RUSSELL RINALDI: I'll make that
22	motion.
23	MR. SEMENZA: Motion by Councilman
24	Rinaldi.
25	MR. BROWN: I'm second that motion.

MR. SEMENZA: Seconded by Councilman Brown. On the question? Public input?
Roll call, please.

MR. NOTARI: I have a question on the sewer bills. All American Rooter, that's for March only or is that a bill for the first three months? The \$10,000.

MS. YEAGER: That's for Corcoran Street.

MR. NOTARI: So that's for March.

I'm assuming, then, that Earthworks is for

Corcoran Street as well, \$4,800.

MS. YEAGER: No, All American Rooter is all for Corcoran, Earthworks is for Corcoran. It's all for Corcoran.

MR. NOTARI: Thank you, and thanks for making that move of the money, you and Marylynn. Moving it over from the checking to the savings. Appreciate that. Thank you.

MR. SEMENZA: Roll call, please.

MS. BARTOLETTI: Councilman Brown?

MR. BROWN: Yes.

MS. BARTOLETTI: Councilman Notari?

MR. NOTARI: Yes.

1	MS. BARTOLETTI: Councilman Febbo?
2	MR. FEBBO: Yes.
3	MS. BARTOLETTI: Councilman Rinaldi?
4	MR. RUSSELL RINALDI: Yes.
5	MS. BARTOLETTI: Councilman Semenza?
6	MR. SEMENZA: Yes. Next motion is a
7	motion to approve sewer department invoices
8	for payment.
9	MR. RUSSELL RINALDI: I'll make that
10	motion.
11	MR. SEMENZA: By Councilman Rinaldi.
12	Can I have a second?
13	MR. FEBBO: I'll second that.
14	MR. SEMENZA: Seconded by Councilman
15	Febbo. On the question? Public input?
16	Roll call, please.
17	MS. BARTOLETTI: Councilman Brown?
18	MR. BROWN: Yes.
19	MS. BARTOLETTI: Councilman Notari?
20	MR. NOTARI: Yes.
21	MS. BARTOLETTI: Councilman Febbo?
22	MR. FEBBO: Yes.
23	MS. BARTOLETTI: Councilman Rinaldi?
24	MR. RUSSELL RINALDI: Yes.
25	MS. BARTOLETTI: Councilman Semenza?
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MR. SEMENZA: Yes. Next I'll go to  $\mbox{our department heads.} \mbox{ Paul Papi, DPW.}$ 

(Mr. Papi read his report, which is attached.)

MR. SEMENZA: Paul, how far down Villa Drive is that pole?

MR. PAPI: About halfway down to where the bridge was, approximately. We just we have it all blocked off. They had to push that all away so the big truck could get through and we changed the light and came back.

MR. SEMENZA: Did you block it back up?

MR. PAPI: Yes.

MR. SEMENZA: Anybody have any questions for Paul?

MR. NOTARI: Paul, I would just like to commend you and the DPW staff for the work they did during the storm. I know we had a lot of -- I don't want to say complaints, but we had a lot of public discussion over how we plow and who plows and yadda, yadda, yadda. But I think overall they worked hard and everybody did a

great job.

My question, I guess, is more or less going forward -- and maybe we do. Do we have a plan in place if this happens?

Obviously this was a once in a decade, two decades, lifetime storm, whatever you want to call it. Is it something that we should do as a borough to put a plan in place to maybe better operate?

MR. SEMENZA: I'll go one step further. We did have a plan in place. We met prior to the snow storm. Weren't you here?

MR. NOTARI: I was here, and I'm not sure that was necessarily a plan down on paper and something for us to follow in the years coming.

MAYOR MULKERIN: You're talking about, like, a snow emergency plan.

MR. NOTARI: Whether it's snow emergency routes, whether it's a plan where other boroughs have on the odd day of the week you park on the left side, on the even day of the week you park on the right side.

MR. SEMENZA: I believe we do have

snow emergency routes. I mean, I think I asked this last meeting. There used to be signs on Grace Street.

MS. WILK: Yes.

MR. PAPI: There's still signs.

MR. SEMENZA: Are they still there?

MR. RUSSELL RINALDI: There's a couple. They're very faded.

MR. SEMENZA: I didn't think they even existed.

MS. BARTOLETTI: We do have an EMA director, and I think what we could stand to do is have a meeting, you know, even if it's in the summertime, with our EMA director, since this was his first snow storm that he was involved in as well, just to get everyone on the same page. Paul and I have been through it before, but I think for the most part no one else has. This one was probably more severe than any storm that Paul and I have been through with the borough.

MR. NOTARI: Just something that if we have in place everything is going to be easier for everybody.

MS. BARTOLETTI: Paul and I have the list of people we're going to call out. We have all that type of stuff together. But I think maybe this time, like I said, work with our EMA director to put something better in place. I know several people asked about when we have to clean the road as well as we did, for example, on Grace Street since it is a snow route and it is a main outlet to the elementary school. What's the plan for that.

And what Paul and the guys did by going to houses and asking people to come out and move their cars, it worked, but that's not always going to be the case.

I think we could definitely stand to do something like that.

MR. PAPI: The biggest thing that we face during a storm that a lot of people don't realize is they start to plow down the street and they make a turn, and then all the sudden there's somebody stuck in the middle of the road and they're gone and they their left car. Now what do we do? We can't back up, we can't turn around, you

can't go forward. Now you're stopped, you got hundreds of pounds of snow in front of you. It was a nightmare for those reasons. If everybody just stayed in their house, not try to get out. This is the very next day. You know how bad it was. That was the big killer.

MS. BARTOLETTI: I think another problem was people who were not contracted through the borough who would go out with their individual plow truck and start trying to plow big areas, and then when their truck couldn't handle it they would just back out of the road and leave the huge blockades in the middle of the road and we were trying to clean that part up. That made the work so much harder.

Then some of those vehicles actually caused damage to people's cars and different areas and fences, and then people came here to complain and I had to explain they're not hired by the borough, they're people who went out on their own.

MR. NOTARI: Is that something we can prevent, Bill? Is there an ordinance we

can put that if you're not contracted by the borough, a certain size plow, that you're not allowed to plow borough streets?

MS. WILK: I disagree with you. I have a disabled husband. He can barely walk. I had to have somebody come and plow my front out to get him in and out of the car. I don't expect somebody from the borough to dig me out. Put restriction on that --

MR. NOTARI: I'm going to disagree with you to the extent the road is not your property. The road is borough property.

MS. WILK: But if I can't get my husband out of that house because he's ill it is my responsibility.

MR. SEMENZA: There's a handicap parking spot in front of her house that she uses for those purposes. I mean, I understand. The same thing with me. I'll go down in front of my mom's house and in front of Ms. Wilk's house with my quad and swipe the snow to clean in front of the property there. It's just courtesy for my mother, elderly, to park and like that.

MR. NOTARI: I understand why you're doing it.

MR. SEMENZA: If I couldn't plow in front of my mom's house it's not fair to me.

MS. BARTOLETTI: I want to clarify what I was saying. I meant the people actually trying to clear roads. I know probably they were trying to be helpful.

MR. SEMENZA: I understand what Rick's saying, too.

MS. BARTOLETTI: I didn't mean individual driveways.

 $$\operatorname{MR}.$$  SEMENZA: I see what you are saying.

MR. NOTARI: Just suggestions.

MR. PAPI: We have an ordinance that says you can't blow your snow out into the street. Everybody does it. That's difficult, too. We don't have a snowstorm like this all the time. Once every 15 years.

MR. NOTARI: Thank you, Paul.

MR. RUSSELL RINALDI: Paul, the alleyway that runs the same direction with Sussex and Main, Oak and Main, the alleyway

in the back from Doctor Dunay's to Dooley's, there's an intersection back there. It's a four-way intersection. I'm sure you're familiar with it. There's no stop signs at all. Do we need stop signs back there?

Because one alleyway runs from Doctor Dunay's to Dooley's, the other one runs from, like, the Chelland property to the alleyway to behind Burger King. There's absolutely no stop signs at either one.

MR. SEMENZA: I believe this was brought up once before.

MR. PAPI: I think maybe it's a question to the Chief to do a study.

CHIEF DUBERNAS: I know where he's talking about.

MR. RUSSEL RINALDI: I don't think I ever saw --

CHIEF DUBERNAS: I thought there was a stop sign coming from Dooley's --

 $\label{eq:mr.RUSSELL RINALDI: No, it's in} % \begin{subarray}{ll} \textbf{MR. RUSSELL RINALDI: No, it's in} \\ \textbf{The alleyway.} \end{subarray}$ 

MAYOR MULKERIN: He's talking about if you're coming from --

CHIEF DUBERNAS: I know exactly

MR. SEMENZA: I don't think there's 2 3 CHIEF DUBERNAS: From Marion to CVS 4 in both directions I thought there was a 5 6 MR. SEMENZA: Chief, take a look at 7 it and will you do a study on it? 8 MR. RUSSELL RINALDI: It's actually 9 right behind Gigliotti's old paint store. 10 The alley behind it. Ιt 11 12 MR. SEMENZA: Correct. It runs 13 14 MR. RUSSELL RINALDI: Pan Court is 15 16 17 MAYOR MULKERIN: Are you talking 18 about going from Sussex to Oak and to 19 MR. RUSSELL RINALDI: Dooley's and 20 21 PAPI: We just installed three 22 brand new no parking this side signs on 23 Grace Street heading south, right towards 24 the light at Main. They were cut by plow 25

trucks or the front-end loaders.

MR. SEMENZA: Anybody have any other questions for Paul? Thanks, Paul. Steve, zoning code enforcement.

(Mr. Bieryla read his report, which is attached.)

MR. SEMENZA: Bill, this may be for you also. The Chelland property, Mary Ann Chelland, they said the social worker was taking her to the property to --

MR. BIERYLA: She wanted two items.

MR. SEMENZA: Since that is posted by you that it's unsafe, dangerous building could we be liable for anything happening, somebody going into that building, Bill?

ATTY. RINALDI: It's posted. She's the owner, she's taking the risk upon herself.

MR. NOTARI: I thought the same thing. We have it posted no trespassing.

MR. BIERYLA: Unsafe for human habitation.

MR. SEMENZA: I just want to make sure we can't be held liable if she falls through the floor or whatever. You can't

even walk in the front door, basically.

MR. BIERYLA: Well, the structure about 20 feet back from the door -- not even. Maybe 12 feet back from the door is where it really starts to get a little -- so I really don't know if they were just walking in and going to the left or she wanted some end table from in there. I believe that's in the front room.

MR. SEMENZA: Anybody have any questions for Steve?

MR. BROWN: Do we know what letter we're on for the rental property inspection license? What letter to send out the applications for the property owners to fill out?

MR. BIERYLA: Right off the top of my head I really couldn't tell you. I know you're somewhere probably around M, N, O, but that came to a halt just because of Amanda leaving. So we have to get somebody else to start putting things together.

MR. NOTARI: Steve, you had called me in a reference to looking for some CDBG funds, and I had spoken with people in the

office at the county. Did Lou Stassi reach out to you?

MR. BIERYLA: He was there, and I do believe where it's at right now is in his office there is a new supervisor, and I do believe that the supervisor was going to get back to Lou on releasing funds. I believe the amount was one for \$7,000 and another for \$20,000. I'm really not sure which one he needed to get back to. I know we did go over and inspect the property and Lou needed to confirm that the venting for the sewer line was improperly done and that it needed to be corrected before he can advance.

That's kind of where we're --

MR. NOTARI: He had called me after he met with you, and then he had mentioned it was going to be quite a number above that 27. So they were looking into some other programs, I guess, as well. I guess that's what they're still doing.

MR. BIERYLA: I know it's like that right up to the supervisory level and he doesn't make the decision. Thank you for your help.

MR. NOTARI: No problem. Thank you.

MR. RUSSELL RINALDI: Steve, I was
looking through your report. I was reading
the e-mail, so I apologize for that. The
property on Oak Street, the yellow apartment
building, the fire one --

MR. BIERYLA: He's waiting for

PP&L -- and it was right before the storm.

PPL was to raise their line above a

communications line on the Stewart Street

side because the excavator won't go in there

until that was done. That's the big hold

up.

MR. RUSSELL RINALDI: We're all set? We have the insurance check?

MR. BIERYLA: We have the check. He was waiting on PPL.

MR. RUSSELL RINALDI: Just because I was getting a lot of calls from some of the residents. I'm sure a lot of members were.

MR. BIERYLA: You reached out to Mrs. --

MR. BROWN: She called me.

MR. BIERYLA: I called her back when
I spoke with Sean Quinn, who is the

contractor who is going to be knocking it down. He has all his Pa-1 calls and he was waiting on PPL.

MR. RUSSELL RINALDI: In your report you mention about George Parker and the Rosemount development. That's supposed to be completed by June 1st.

MR. BIERYLA: Weather permitting, he was supposed to address all of Dave's comments, and all of the items were to be completed by the June 1st planning meeting for dedication.

MR. RUSSELL RINALDI: So if that punch list is met, somewhere in June or July we're possibly looking at taking those roads over if everything was done up to --

MR. LOPATKA: Yes. At this point we've reviewed deeds and -- reviewed descriptions for roads and all that other stuff. All that was adequate. They needed to do a few things on the property, add shoulders and some other items, to get everything finalized.

MR. RUSSELL RINALDI: Steve, on the permit report, on the last page, the third

one down under Brian Kelly, is that another permit for him? There's no name or address. There's a blank in the name, blank in the address, contractor's -- there's a permit number, \$100, but it has no name. Was that carrying down to him?

MR. BIERYLA: I don't have it in front of me.

MR. RUSSELL RINALDI: I was wondering if that was somebody else's permit or if that's his as well?

MR. BIERYLA: No, that's not his permit. That was failure by me to put it in. I put it in so I didn't forget to put it in, and I do believe that was a contractor that came in and I stuck it in there, and then I wanted to --

MR. RUSSELL RINALDI: I wasn't sure if you carried it over with him, if he got a third one.

MR. BIERYLA: I think that was for somebody for Domino's that came in about the same time and I printed that out. But probably my new one has it on.

MR. SEMENZA: Would you print it off

and put it in everybody's mailbox.

MR. BIERYLA: Because I do have it done. I printed out this prior to that.

MR. RUSSELL RINALDI: I was curious.
That's all.

MR. SEMENZA: Anybody have any questions for Steve? Thanks, Steve. Dave, engineer's report, please.

MR. LOPATKA: I just want to update you on a few items. The Old Forge paving project, we were hoping to have that completed for today, but due to the snowstorm everything got backed off probably about a week or two. We're working on that now.

Also on the same topic, I sent all the roads we're looking to pave, potentially, to Jim Hoover from the water company. He looked at it and there's two or three roads that he's going to be taking care of, putting a new water line in at some point. He'll overlay those roads, so we'll take them off of our list.

Kohler Avenue, I believe I reported last month that that was complete. I talked

to John Petrini from the county, and he's actually going to be putting that out to bid shortly. So that will be something that should be getting done relatively soon.

There was a meeting, actually, the other day, with the county housing authority with regards to Eisenhower. I did receive a call from them today setting up a meeting Thursday to meet with their engineer to review what some of the issues are out there and make sure that they take care of what they need to do to bring the roads up to standard prior to the borough accepting them for dedication.

There were a few items out that we were looking to get some survey on. There were some questions at Burger King with regard to where the sewer went. We were also looking for some possible elevations up on Sampson.

MR. PAPI: Corcoran and Sampson.

MR. LOPATKA: So I actually contacted Nick Piccini and requested that he go out and take some shots for us to verify some of those elevations. He has not done

that as of yet. I did reach out to him today and left a message. I didn't hear back from him. I'll check with him on where those are at.

The borough building, we did meet with the architect about two, three weeks ago now about the master plan for the borough building itself. He needs to get out and do a building survey, which is scheduled for tomorrow. So once he has the building surveyed, then he'll put an exiting conditions plan together, and on top of that he'll start to, based off that existing condition plan, kind of do a layout that may work for the borough with interior and possibly the exterior building.

That's all that I really have to report. If anybody has questions I would be happy to answer.

MR. SEMENZA: Anybody have any questions for Dave?

MR. RUSSELL RINALDI: Kohler Avenue, if the county's going to put it out to bid and we're going to be doing a paving project is there any way to coincide it?

MR. LOPATKA: No. They bid it separate. They'll bid a number of projects under the same --

MR. RUSSELL RINALDI: But they're using our grant money.

MR. LOPATKA: They're using your money. You guys are the owners, they're the facilitators.

MR. RUSSELL RINALDI: My only question would be if we're going to do a pretty big paving project, we talked in the range of \$500,000 \$600,000, if that company also did that there would probably be thousands of dollars saved in mobilization, stuff like that, possibly.

MR. LOPATKA: Potentially.

MR. RUSSELL RINALDI: That would save us some of our grant money.

MR. LOPATKA: I don't think they can be bid together. Yours is capital fund money.

MR. RUSSELL RINALDI: It could definitely save us some of our grant money that could be used for something else.

MR. LOPATKA: Hopefully whoever gets

that project will be low bidder for your project. I don't think they can be bid together. The county actually takes care of the OECD projects and we'll take care of the bidding process for the borough.

MR. RUSSELL RINALDI: That's all.

MR. SEMENZA: Anybody else? Thanks,

Dave. Lucille, sewer report, please.

MS. YEAGER: None.

MR. SEMENZA: Anybody have any questions for Lucille? Thanks, Lucille. Chief?

chief Dubernas: Good evening. I only have a few things. The first thing is Councilman Ferrett was talking about the intersection of Dunn Avenue and Church Street in regard to a three-way stop sign. It's currently a three-way stop sign, so I'm not sure exactly what he was looking for there. Coming into the new development, out of the new development you have a stop sign. Coming from the area of Casey Avenue there's a stop sign. There's just no stop sign on Church Street coming from Hillcrest, which you would not need one there because of the

line of sight there of probably well over 200 feet and you already have three other traffic control devices there. So even if you wanted a four way, there's really no reason for a four-way stop sign there because you already have three traffic control devices there.

Second, I got notification from

Toyota of Scranton, our bicycles are ready.

If you didn't happen to see them, they're on their website. They match our police cars identical, all black. Same exact writing and lettering as our police cars. We're receiving two, Taylor's receiving two,

Carbondale, Blakely, the county sheriff and,

I think, Archbald.

MR. SEMENZA: Do you have certain people willing to be on bike patrol?

CHIEF DUBERNAS: I do. Also for tonight, I'd like for you to fill the 32-hour position that's been vacant since January.

MR. SEMENZA: In new business I'll ask for your recommendation.

CHIEF DUBERNAS: That's all I have.

MR. SEMENZA: Anybody have any questions for the Chief? Thanks, Chief. Bill, solicitor's report, please.

ATTY. RINALDI: In my report and for this evening are the Genell tax appeal. I'm going to ask for a resolution since all the other lawyers signed it for the school district and for the county. I'm just going to ask for a resolution authorizing me to execute the stipulation to settle the tax appeal for Angelo and Mark Genell. They came to an agreement with the county and the school district to reduce the assessed value down to \$15,000, and we are the last party to sign.

MR. NOTARI: What address is that for?

ATTY. RINALDI: That's for 445 South Main street.

MR. NOTARI: That's the restaurant?
MR. FEBBO: New addition.

ATTY. RINALDI: Everybody should have gotten a copy of the findings of fact and decision for the Chelland property.

I'll give you an update. I did attend a

hearing on the 16th. Nobody appeared to object. She did not pay any taxes, nobody appeared on her behalf to pay any taxes or render any payment plan. However, it was continued to April 24th because there was still service that wasn't received back by the county on one of the mortgage holders. As I explained last time, there's two mortgages on that property.

So that sale is continued until
April 24th. Once the sale goes through that
will be free and clear of all liens,
including mortgages, sewer liens, any liens
that are on that property.

with that being said, we could issue our decision. Since we had a hearing we have to do it within 60 days. Basically the decision is the findings are by the borough that she's the owner of the property and we're asking to either demolish or tear down the dwelling located on the property or, in the alternative, make substantial repairs to the dwelling immediately using an experienced contractor to brace up and shore the dwelling, secure the dwelling from

weather and access by the public in accordance with the standards set forth by the borough code.

We also ask that the garage in the rear of the property be demolished and torn down because that does not look like it can be salvaged.

So if the borough wants to entertain that order and adopt those findings of fact we can send that out to her. I did get contacted by an attorney representing her. He said keep him apprised but he doesn't come up with any solutions.

RFP for third-party inspectors, we're actually at the 60 days. If you want to reject that bid we should do it at tonight's meeting.

We have the DPW contract to approve.

That's been approved by the DPW union.

MS. BARTOLETTI: We voted on that initially. What do we have to do tonight? It was voted on by council at the meeting in --

ATTY. RINALDI: Actually all we did is outline the terms. This is the actual

stipulation, in other words, of what hourly wages, how many hours and so on?

ATTY. RINALDI: Yeah, you have to know what you're offering. The personnel committee can come up with that package or plan. I think it was a part-time position before.

MR. NOTARI: Why the personnel committee? Why not the sewer committee?

ATTY. RINALDI: Well, the personnel committee does all the personnel in the building. If the chairman wants to give it to the sewer committee, that's fine.

MR. NOTARI: I'm just asking.

ATTY. RINALDI: I always say when it's hiring or firing or suspending or discipline it's always personnel committee.

MR. NOTARI: I would just like to go on record and say I do believe we need to replace that person in the sewer department office.

MR. FEBBO: I agree with that.

MS. BARTOLETTI: Rick, when Amanda was working there it was definitely a part-time position, but at the time it had

hired it was considered a temporary position. The temporary position ended up being how many years?

MS. YEAGER: A lot of years.

MS. BARTOLETTI: When you're putting it together take all that into consideration so it's done the right way.

MR. FEBBO: Part-time. Does it stay part-time or does it become something else?

MS. BARTOLETTI: No, it has to be part-time because Lucile is only part-time. But the thing is, it was categorized in the beginning as a temporary spot that was only going to be for a certain amount of time, certain amount of months, but it never went away.

MR. NOTARI: I think this is something we really need to work on quickly. Lucille is entering the busy part of her year in the office. I mean, obviously I guess the quickest we would be able to do it would be the meeting in April. So that gives us three or four weeks, I guess. Hopefully we can accomplish that.

MR. SEMENZA: Anybody have any other

questions for Bill? Thanks, Bill.

Marylynn, borough manager's report, please.

MS. BARTOLETTI: First we'll start with anyone have any questions on any of the financial reports?

MR. RUSSELL RINALDI: The only question I would have is did we get all the bills in from the snow removal?

MS. BARTOLETTI: Yes.

MR. RUSSELL RINALDI: Do we have it in there?

MS. BARTOLETTI: The only one is that I added on. Everything else is included in. You'll see there were some different names. Are you looking for a total?

MR. RUSSELL RINALDI: Yes.

MS. BARTOLETTI: The total of all the contractors is \$33,061. Any other questions for finances before I go into anything else? Okay.

MR. NOTARI: Mare, could you talk about that we're trying to get reimbursed for those dollars?

MS. BARTOLETTI: As Rick just

mentioned, we're trying to get reimbursement, so there was a meeting a few days ago at the 911 center in regard to reimbursement put together by Mr. O'Malley.

MR. NOTARI: The commissioners and the public safety team, 911 team.

MS. BARTOLETTI: So what they're trying to do is put together a dollar figure for the entire county, which then turns into a dollar figure for the state that would hopefully qualify for everyone to get some reimbursement.

What it will be is -- what we're trying to put together right now is the worst 48 hours of the storm. We have to figure out continuous 48 hours when we spent the most money, then put all our figures together and fill out the forms and get it back to the county, hopefully by tomorrow.

They're hoping that if it all goes through we would get paid .75 on each dollar that we spent based on those 48 hours. I'm working on it. I'm going to try to get it all put together. I wish it was a little more than 48 hours because we had several

days of a lot of hours, but 48 still will help.

I also wanted to mention about our streetlight conversion. That's all complete, finally. We haven't been able to tell a difference in our invoicing yet, but for the April invoice you will see a difference.

For those who haven't gone by Miles Street, the new lights are being put up and they're looking good so far. Also, the conversion that we planned on doing there for the lights that the borough owns, the ones that used to lean and all that, they're also being replaced as well.

On April 4th, I believe it is, our work session, John Petrini is going to come to discuss CDBG money. So he'll be at the meeting. Initially we said 7:00. He may want to make it 6:30, but I'm letting everyone know just in case.

And we had a liquid fuels audit last week, which went very well.

I have something to ask everybody because I don't know how to answer this

question. I had a question from someone who said there's a fox terrorizing the neighborhood. I never ran into something like this.

MR. RUSSEL RINALDI: Anyone say it was white?

MS. BARTOLETTI: It's on Morton

Street. It's eating people's chickens. I

didn't know they had chickens there.

MR. RUSSELL RINALDI: I heard it was a white fox, mother fox with a baby fox. It was around the snowstorm. They said it was on West Morton Street, on Drake Street. It was in that neighborhood behind UPS.

MS. BARTOLETTI: It was on the other part of Morton. People that complain who were asking for help called, and they were told that the game commission doesn't handle foxes, that you have to do it on your own.

MR. SEMENZA: I don't think that's true.

MR. NOTARI: I think that is true.

MAYOR MULKERIN: Call the golf

course.

MR. NOTARI: They would have to trap

them and then call the game commission.

MS. BARTOLETTI: That's all I have.

MR. SEMENZA: Anybody have any questions for Marylynn?

MR. RUSSELL RINALDI: The new lights are awesome. They look great, they're going to save. I did have some people ask me, they said in some areas in their neighborhoods it seems that it's really bright on one side, but now it's darker where it used to be light on one. They said is there any way that the borough would come out and possibly -- how do you put a streetlight on a pole that doesn't have one on it now, if it's even possible? Is that the borough or PPL?

MS. BARTOLETTI: PPL would have to do it but the borough would have to request it, and then we would have to take over -- add it to our invoice for payment.

MR. RUSSELL RINALDI: Let's say on George Street and it is pole 325 that didn't have one on, but the neighbor's saying can we get one on here. Do we have to have the neighbor mark the pole number down for us?

MS. BARTOLETTI: Probably you would check it out first.

MR. RUSSELL RINALDI: I told them
I'll check next meeting. I don't know how
to go about that.

MR. PAPI: As a rule of thumb, we have one on every other pole.

MR. SEMENZA: I think what a lot of people see is a difference in the light itself and they're saying wow, this is darker or brighter. They're not used to it.

MR. RUSSICK: Those lights can be focused.

MR. RUSSEL RINALDI: If you look at some of them they do look like they shine out a lot brighter or a lot wider and others look like they're more condensed into a spot. Maybe that's what a few of them need. I only had two people ask me. Maybe just have them mark the pole numbers down, call the borough.

MR. SEMENZA: Anybody have any other questions?

MR. NOTARI: Mare, how many outside vendors did we hire for snow removal?

MS. BARTOLETTI: Five.

MR. NOTARI: Also, I got a report that there are little league baseball teams practicing on the tennis courts over at Marion Street. I'm not sure that's good.

MS. BARTOLETTI: That's bad. That will ruin the finish.

MR. NOTARI: Especially if they have spikes on. Can we get word out to the little league -- I don't know who else we would contact -- that we don't want them practicing on the tennis courts?

MS. BARTOLETTI: Because technically the --

MR. NOTARI: The park's not open.

MR. SEMENZA: They've ripped the locks off many times.

MR. PAPI: We need another tennis post.

MR. SEMENZA: Did we order that?

MS. BARTOLETTI: No. We'll

definitely look into that. That will ruin
the whole surface.

MR. NOTARI: Are we anywhere with a park director? Has anybody talked about

that?

MS. BARTOLETTI: Yes. In fact, we thought that we would try to have another personnel meeting about that this week and possibly try to have a special meeting to be able to hire somebody for that position. So we can just start right off the bat with it. Obviously our guys haven't started working yet. I've put them off for a month now.

MR. NOTARI: Obviously the weather, but typically April 1st was the day we opened the parks. We're going to postpone that?

MS. BARTOLETTI: Think we're going to be ready to go. April 1st is Saturday.

Monday is more like it because that will be the day the guys get started.

MR. SEMENZA: Anybody else have anything for Marylynn? Thanks, Mare. I'll go down the table.

MAYOR MULKERIN: Nothing.

MR. BROWN: Just one question for the chief and code enforcement. I know last year we brought up Sussex Street, nuisance property. Steve, I don't know if you know

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where I'm talking about.

CHIEF DUBERNAS: Forest Swaydes' house?

MR. BROWN: Yeah. Last year there was a letter going out, but you guys couldn't get a hold of the owner because of the work schedule, he was never there. I was just wondering if we ever followed up on sending him the letter.

CHIEF DUBERNAS: Regarding the incident we just had, I reached out to that gentleman, the state parole agent, and he says it's a valid address. They live in Scranton, not here in Old Forge. He gets checked down there. He has eight months left on state parole, the guy that was cleaning the snow.

MR. BROWN: Two days ago I know another state parole was there looking for a female. I know over the years there's been complaints and violations, and last year we talked about a letter going out. So I just wanted to know if we ever sent a letter out to the property owner.

MR. BIERYLA: All I know is on the

right hand side nobody was living, on the left-hand side somebody was living. We were over there to verify that and I did speak to Mr. Swaydes, but I have to check to see the letters from last year and then I can give you an answer.

MR. BROWN: If we can send that
letter just that it was in violation. I
know it states in the letter that he has to
have a landlord/tenant license and an
inspection is due. So I don't know what
letter that may be or if that has to come
from the solicitor. But if we can
definitely get on that. There was an
incident two weeks ago, most recent
incident, and these incidents with the state
parole officers coming.

MR. BIERYLA: Was that the incident with the guy that was shoveling the snow with you?

MR. BROWN: No, not with me.

MR. BIERYLA: With somebody.

CHIEF DUBERNAS: We can't stop

people from moving into that residence. If
they're giving state parole that residence

address to live there and it's clear to state parole and whoever the landlord is -- the only thing is state parole does come to us to monitor, do you have any contacts with these people that they're going to stay with or are they going to rent there by themselves. We can't tell them they can't allow a parolee to go there.

MR. BROWN: My only issue is that state parole has to notify you guys. So within this department we have the code enforcement and the police department. So working together --

CHIEF DUBERNAS: And we do that. I sent the state parole agent to Steve I don't know how many times.

MR. BROWN: It's about the violations with the property. The property's being rented out as a boarding house with two separate instances last week, and then two weeks ago in the snow there was parole officers for two different people there, state parole officers. The number of violations that have been there for nuisance police calls, and then the dog incident that

evicted. We haven't been there in a while.

MR. BIERYLA: We'll look into it this week.

MR. SEMENZA: Steve, let me ask you a question. Regardless of who moves in and out of the property, if it's a nuisance property, it's a nuisance property. X amount of police calls get called there it doesn't matter. If you're living there and then I move in there it's still going to be considered a nuisance. Right?

MR. BIERYLA: Well, it's a nuisance property until you get rid of the nuisance. Then they kind of punch the button and start over again. If you have bad tenants, you get rid of the bad tenants. Now you start over again, so now you have to go with the three times with new tenants because you can't hold it against the new tenants from the past bad tenants.

MR. RUSSELL RINALDI: So tenant A gets three strikes, gone. Then tenant B moves in --

MR. BIERYLA: Three strikes, gone.

MR. BROWN: But in order for us to

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know which tenant they have to file with us. We don't have an application for the tenant. So in my mind it would be with the property, because how do we know who's occupying at what time. Yeah, Joe, Tom and Kevin could be in here now, but tomorrow it could be Joe, Devon and Russell. We don't know.

MAYOR MULKERIN: Isn't the issue here the nuisance property ordinance? talking about the nuisance property ordinance? We don't have anything on the We're not enforcing it -- like, we're not enforcing it at all. We're not at That's when you asked about -step one. when Councilman Brown asked about the letters that went out, we're on M. Like, no permits were issued. We've been talking about this for over three years now. permits have been issued, so how can you enforce the rest of the ordinance when we didn't enforce -- we're not beyond step one of the ordinance.

This ordinance was passed when, in 2011? We're not even at step -- we're not past step one of the ordinances, so we can't

enforce step six, seven and eight when you're talking about three strikes and that.

MR. NOTARI: It should be three strikes against the property.

MAYOR MULKERIN: There's a repeat offenders portion of the nuisance property ordinance. How can we enforce that part, that stipulation of the ordinance? There's not even a permit issued. We all know this. We've been talking about it for three and a half years that I've been here. So how can you do it?

MR. SEMENZA: If we have a code on the books you absolutely can enforce it. If there's three police calls to a residence it's a nuisance property.

MAYOR MULKERIN: And the consequence is you can pull the permit, a renter's permit that the borough issues. How many renter's permits do we have? How many has the borough issued since 2011?

MR, BIERYLA: Zero.

MR BROWN: So letters that he sent out --

MAYOR MULKERIN: That's just a

registration. That's saying register your address. Is it registering tenants?

MR. BIERYLA: Yes.

MAYOR MULKERIN: So we're saying we're 60 percent for that. In three and a half years we're 60 percent through sending letters. And I'm agreeing with you that this nuisance property ordinance has been on the books since 2011. We've talked about it ad nauseam. All we do is talk about it. We haven't gotten past step one of there's a repeat offender stipulation in the ordinances which I think deals with owners that are just renting out to constant nuisance issues. But that's further down the ordinance.

MR. NOTARI: You're vacated and not allowed to rent until --

MR. BROWN: Even with the violation --

CHIEF DUBERNAS: Every time we have an issue with a nuisance property --

MR. RUSSELL RINALDI: According to what the mayor's saying, haven't we had people evicted before?

MAYOR MULKERIN: We're doing it, but not per the terms of the ordinance. We're just doing it. We're calling the landlords and saying hey, we have to do this, and it's done. It's on the books that we could do it.

MR. RUSSELL RINALDI: Well, you have been called to the property three times.

Correct?

CHIEF DUBERNAS: More than three times.

MR. RUSSELL RINALDI: And then you call the landlord. You're not calling after the first time and saying you have to leave.

We're following the law. Correct?

MR. BROWN: For example, this property owner owns several properties, so the one property that was also in question in past years with nuisance police calls and activity was actually shut down, but it was shut down because the bank came due to foreclosure and closed it up.

So those people that were occupying that house moved across the street to the other property that he owns, along with

other people that are in there. So it's like the people that were in this house just moved across the street because the bank came and closed it up. I mean, I'm thankful the bank did that. It's revolving. It goes around and around. But one property, because the bank came and foreclosed, they paddled it up. I know we have a sign that says it's uninhabitable.

MR. BIERYLA: That was long before the bank --

MR. BROWN: But there was people in there.

MR. BIERYLA: He got taken to jail, we put the padlock on, then whoever tried to reclaim that property and not the bank were the ones that busted the lock off.

MR. BROWN: In order to rectify this to get this issue with this said property now to the solicitor, are you able to draft a letter or send a letter to the landlord, the property owner right now, for the said property in question on Sussex Street, the said nuisance property, saying that there have been X amount of nuisance calls, per

the ordinance, for over X amount of years?

It should have been shut down pertaining to the ordinance and an inspection should have been done along with application for --

MAYOR MULKERIN: Bill, if we shut down -- and I agree with you that it should be done. If we shut it down there's no renter's permit. We're not following the ordinance to the T. Can we be liable for anything if they come back and say well, wait, you said we had to shut it down per this ordinance, I never got a registration, I never registered, I never got a permit, I never got any of the other steps leading up to shutting it down? Could the borough be held liable for something like that?

ATTY. RINALDI: If they had to get prior notices -- did they get any written prior notices?

MR. BROWN: They were supposed to.

As of last year a letter was supposed to go
out.

MAYOR MULKERIN: I think these are just letters. We're not following the terms of the ordinance. Something like that has

to be done not per the terms of the nuisance property ordinance but maybe inspection or --

MR. NOTARI: Like Steve said, he'll go visit the property, and if they're not following the codes of the borough, then we can get that process started.

MAYOR MULKERIN: It's just not per the terms of the nuisance property.

MR. NOTARI: It's not exactly what we want, but it's a temporary fix until we can get to the permit fix.

MR. SEMENZA: I'd like to break into a brief executive session.)

(A brief recess was taken at this time.)

MR. SEMENZA: I apologize, and thank you, everyone, for waiting while we excused ourselves. I'm going to assure you that we're going to have something done one way or the other. Mainly, we do have to revisit our code and follow that strictly for this ordinance because it is a little rough around the edges. But we are going to do some things, help Steve out in the process

and within the next couple days or so the property on Sussex Street will get some sort of a letter. I can't tell you exactly what it will be. We'll discuss it with the solicitor and we'll go from there. But we're going to do our best, send the chief down there.

MS. CUDDEY: My question is, now, I don't know how the nuisance works, whether -- because last year there were so many calls, he got rid of the one guy. He basically shuffles them around to different properties.

Now, my question is that house is a two-family house. Is he allowed to just rent rooms out and the garage and the basement? Like, it's like a flop house.

Two people just moved in again. Two new people moved in the other day, and nobody's been able to get into the residence as far as when the parole officers, they come knocking on the door. Children and youth was there a few weeks ago. They were asking about the property. I sent them to the owner's house because he lives behind us.

But one side seems to be they're the ones hiding out, the other side seems to be all different issues and the drug activity. We've been there ten years. We had a meeting with all of our neighbors, and they have just completely ruined the neighborhood. It was a nice, quiet neighborhood. It's been destroyed now. There's people in and out all night long. I have a two year old and a three year old.

That incident we had last week, he doesn't even live there. He visits there.

And he threatened to pull a gun out on my husband and my two-year-old son was standing right there. So I called police.

It's not even just the residents, it's the people in and out constantly. I know there's drug activity going on on one side. I know this has been brought up constantly as far as somebody going over to inspect it, but I know nothing so far. We were told there wasn't the manpower to do it.

So I'm just wondering when or if there's a way that they can maybe talk to

Forest, the owner of the house, and go in and look at it. There's a woman, her daughter is five years old. She leaves her in the house by herself all the time and there's five or six other guys in there. She doesn't know them because they're constantly moving these guys around.

MR. SEMENZA: Chief, could you get in contact with state parole or whatever agency you can think that would be involved with these? And even you guys talk to the chief and see who is in there and out of there and we'll start there. Like I said with Steve, within the next couple days we're going to do something.

MS. CUDDEY: I know they were there about a week ago and he had a picture of a girl, and he said he was told by the owner that that side is not occupied. But that girl, we see her only at nighttime. She comes out to the driveway, somebody picks her up and that's it. But she's there. She must be staying in the basement.

Now, the sheriffs knocked on our door quite a few times asking about who is

there. We don't know names, anything.

Then, like I said, Children and Youth.

Nobody answers the door and they go. So

nobody's actually been in the home recently.

MR. BIERYLA: Last year I was on both sides. We had the people in the garage. They were people working in the garage with trailers. We had them evicted. The side on the right, there was nobody in there when I was there. The other side, they only have those two people in there.

Since then, I mean, things do reoccur, so we will definitely look into it.

MS. CUDDEY: Every day the windows are shut like there's nobody there, but there's at least six people.

MR. NOTARI: We don't have a list of tenants. Correct?

MAYOR MULKERIN: No. We do register them but we haven't at that address.

MS. CUDDEY: I know a few of them are from New York that are wanted in new York state. It seems like one side is almost a halfway house and the other side's like he's hiding out people.

MR. SEMENZA: Chief, if there's an out-of-state warrant we can't do anything?

CHIEF DUBERNAS: She just told me that now. She didn't have a name or I could pull --

MS. CUDDEY: I didn't ask.

MR. SEMENZA: Don't get yourself involved.

MS. CUDDEY: If they come to the door I'll tell them. I stay home with my two year old and three year old, and now I have this guy, he was threatening us after they came the following day. Then he's out there taking pictures. Now he's not saying anything but he'll just stand there. It's just not even the residents, it's the people in and out constantly.

MR. SEMENZA: You believe there's drug activity there?

MS. CUDDEY: Oh, yeah. My mother -actually there's an undercover detective
that was parked outside for a couple of
nights and my mother knows him. He's a good
friend of hers. He said they had been
watching a few people there that they felt

were selling drugs out of the back or -- but other than that --

MR. SEMENZA: Chief, if a resident knows that there's drug activity in their neighborhood can we do anything with the cops? Put a patrolman in the area quite often or --

CHIEF DUBERNAS: Yes.

MR. SEMENZA: People walking in and out of a house constantly.

MS. CUDDEY: Before the snowstorm guys were pulling -- within a half-hour there was six people there. They go in the garage, they come out. A few times -- they're pulling in the right side. They're in the garage. Since the snowstorm we've noticed that one light goes on, and then that's when all the people start coming.

MAYOR MULKERIN: Chief, why don't you meet with them privately and get a lot more information.

MS. CUDDEY: We're having surveillance cameras installed on the property because we're -- the threats he made to us were concerning.

MR. FEBBO: By doing that, that may help the chief out also. Then he has something concrete to go on.

MR. SEMENZA: We'll do our best to try to settle this situation for you as soon as we can. I'm sorry that you have to go through this in this town.

MS. CUDDEY: Well, I told the owner, Forest. He came running over to apologize. He doesn't want problems. I said we're ready to sell the house and so are two of our neighbors, and his response was well, if you put your house up for sale let me know. I'll like to buy it. He's just looking for more property. It's really gotten bad.

MR. FEBBO: The only way we know what's happening in the community is through people like yourself coming and reporting it. We need more people throughout the community to come to meetings and tell us what's happening. The police can only do so much, Steve can only do so much. Even if you pick up the phone and make a phone call to the borough building.

MS. CUDDEY: I did last year. I was

told there wasn't enough manpower to have somebody -- because I know that the way they're renting it it's like a flophouse and it's constant revolving. I just -- you know, I don't think that should be legal.

MR. FEBBO: As the chairman said here, we will act on that.

MR. SEMENZA: Councilman Notari?

MR. NOTARI: No, I think I'm good.

MR. RUSSELL RINALDI: No items.

MR. FEBBO: One item. Street light on the alley down from Marylou Verdetto that we talked about last week, Foster Street and Lenape. At the work session we said we would consider bringing it up at tonight's meeting.

MR. SEMENZA: Now, is it basically right behind their property they want it?

MR. PAPI: I know exactly where.
We'll call it in to PPL. Then when they get
time. It usually takes a couple weeks to
install a new light. It's very dark at the
end of that alley and there's a house right
there on the corner.

MR. FEBBO: Before we do that, the

house on the corner, inform them what we plan to do so we don't have any problems.

MR. PAPI: I'll take care of that tomorrow.

MS. BARTOLETTI: I just wanted to tell everyone also that John Hambrose, when we had the storm I called him and asked him if they had any equipment that they might be able to help us out with, and the big, huge loader we had on Saturday was compliments of Alliance Landfill. They sent a big machine and the driver, and that's how we got all of Sussex Street cleaned. I want to thank them in the minutes, and also they're going to be getting a thank you letter as well.

MR. SEMENZA: Anything else, Councilman Febbo?

MR. FEBBO: No.

MR. SEMENZA: I really have nothing, but I'm going to echo off what a couple other people said that just left. I believe that our DPW did the best job that we could with what we had. With 30 inches of snow, you don't get that in this area often. The contractors we hired out did a great job

cleaning up the streets, the routes going to the school. That's about it.

I'll go to public comment. Joan Wilk?

MS. WILK: I'm here again on the disabled parking right at my house. Two weeks ago, Bobby, I told you about it. I had a guy -- I was trying to get my husband out of the house to take him down for a CAT scan. There was a car with a handicap plate in front of the house. The ironic thing is there was a young man who was driving the car. It wasn't his car, it was his father's. That number one.

Under the borough code any person other than the applicant for which the parking space has been established found to be parking in a handicap space or owns a vehicle parked in such space should be in violation.

The sign in front of my housing is illegal. You do not have the fines underneath, you do not have this is for the tenant or the resident of the house. I have a husband that had a brain tumor and it's

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hard for him to walk. I have to pull the car up closer to the front door to get him I'm not going to -- I can't get him -if somebody's parked in front of the house and me parked further up, should he fall would I be able to get him up? No. wind up in a nursing home because of if he goes down he's dead weight.

That sign -- I've been here before about this sign. Last year I was here about the sign. You need to put the proper sign there.

MR. FEBBO: Paul, do we have proper signs?

> I don't know. MR. PAPI:

MR. SEMENZA: Stating the fines.

MS. WILK: There's different signs. You can even get permits.

MR. SEMENZA: What I'd like to do is -- and I spoke with Joan about this a week or so ago. There's spots around town, like out here, that handicap parking spot, and anybody can use it. Now, there's spots in town that residents need like Ms. Wilk, and if somebody has a handicap plate they

can park in their spot. But that's not fair to her. She requested that. She applied for that for her own. Can we do something like a permit number for that spot, for that person only?

MR. FEBBO: That's what I'm asking for.

MR. SEMENZA: Bill, can we do something like that?

ATTY. RINALDI: We can come up with something.

MR. PAPI: I'll make any kind of sign you want.

MR. NOTARI: Can't we just say it's permitted handicap parking?

MR. SEMENZA: No. Say I'm handicapped and I have a plate on my car. I pull in Mrs. Wilk's spot because nothing's saying I can't.

MR. NOTARI: We have a sign saying permitted handicap parking.

MR. SEMENZA: She leaves the house and she comes back and somebody's parked in her spot that says handicapped on their license plate.

MR. FEBBO: Handicap parking for residents only.

MR. SEMENZA: Paul, do us a favor. Get a list of the handicap -- I don't know how many. Are there quite a few handicap places in town? Can we start looking into it?

MS. WILK: They can park on the one on Main Street, on the road or what. But in front of a residence --

MR. PAPI: Can't you say specific for the address?

MR. FEBBO: Handicap parking for resident only.

MR. NOTARI: It should not be hard.

Is Ms. Wilk able to call the police?

MAYOR MULKERIN: No. The sign she currently has --

MR. FEBBO: Anybody with a handicap placard can park there.

MR. SEMENZA: Actually I can park
there without a handicap license plate
because it's an illegal sign. It doesn't
have the fines listed. We need all handicap
spots in town to have fines listed, and the

residents that apply for handicap spots, we need to have them permitted for the resident only.

ATTY. RINALDI: You can have permit parking. The city has it. We just put handicap signs on it but it's really a permit.

MR. SEMENZA: If that's the case, state law supercedes our borough. We can look into permit parking only for that residence. Instead of a handicap spot you get a permit for your residence.

MR. RUSSELL RINALDI: The person parking there, is it the same person continuously?

MS. WILK: They go to Loicano's house once in a while. But that's not even his car. It's his dad's car.

MR. RUSSELL RINALDI: Let's get you what you need and every other residence, but also maybe that person needs one in front of their house.

MS. WILK: They're not from here.

MR. SEMENZA: Bill, can you look into what we can do here?

ATTY. RINALDI: We just have to change the sign.

MR. NOTARI: Chief, if the driver's illegally using a handicap placard or driving a car that has a plate and he's not the person registered on the car is there anything you can do?

absolutely not, but according to the ordinance handicap plates are for the resident only. It was brought up at one point if there's a handicap placard a person can park -- that has a plate or placard can you park in any designated handicap parking spot. Especially here in Old Forge, all of our handicap placards on the curb doesn't have a residence address, doesn't have the house address, it doesn't have a placard number.

MR. NOTARI: If I take my mother's handicap placard and put it in my car --

CHIEF DUBERNAS: If you block a handicap spot you're in violation, according to the ordinance. She has the ordinance.

MR. SEMENZA: It's not really

because it's not a legal sign. We'll take care of it ASAP. Let's look into having it for resident only. If we can't do that we'll issue a permit for that spot for the resident a 305 West Grace, and if anybody else would like the same courtesy in the borough we can do the same for them.

But we have to look into a permit for a handicap spot, because then you're going to get everybody coming in and saying I want a permit for in front of my house.

MR. NOTARI: The handicap spot, we can't do anything for the person parking in Mrs. Wilk's spot because the sign is an improper sign because 328-33, unauthorized use of parking spot, "any person other than the applicant for which this parking space has been established..." yadda, yadda, yadda..."is in violation of this article."

That space is designated for Mrs. Wilk. So anybody who's parking in that spot other than Mrs. Wilk, my interpretation -- tell me if I'm wrong, Bill -- under 328-33 is in violation.

MR. RUSSEL RINALDI: You need it

signed properly. Right?

MR. SEMENZA: Fine has to be posted.

With that there should be --

MR. LOPATKA: There is a book of signs that are required. They have to be out of that book to be legal. It can't just be an arbitrary sign.

MR. SEMENZA: If our code says any person other than applicant for which the parking space has been established, what you need to do, if this person applied for that spot we need to issue some kind of number or plaque or resident address, 305 West Grace Street. Our code says that.

MR. FEBBO: Why don't we let Bill get some clarity on that.

MR. SEMENZA: Joan, I don't have to tell you this, but if you see somebody park there that doesn't have a plate --

MS. WILK: I don't want to bother Jason.

MR. SEMENZA: Joe Russick?

MR. RUSSICK: Joe Russick, 642 Clark Street. Last meeting I presented information about HUD. Did anybody have an

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opportunity --

MR. SEMENZA: Yes, I did actually speak with Martina Washington. Pretty good, actually. She gave me some information.

Basically the same stuff she had spoken to you about. But in the meantime, Marylynn had spoken with Pat Padula from the housing authority in Lackawanna County, and we had a meeting yesterday with the housing authority, a representative from Lackawanna County, their solicitor, our solicitor and council, and the ball's going to move forward now.

MR. RUSSICK: So Ms. Washington's phone call to Mr. Padula was productive.

MR. SEMENZA: To say the least.

Something is going to be done shortly.

They're going to meet. Dave and their engineer are going to meet on Thursday and come up with a plan.

MR. RUSSICK: Another subject, in regard to the pedestrian crosswalk, we have those signs in the middle of the road.

Recent visit up in Honesdale, they eliminated all those that are in the road.

What they have is signs, and it shows -- the electronics with the lights. They're solar powered. Subsequent to that, I think it's a great idea.

My point is, we have various spots in town, including in front of the borough building that people use quite a bit. There might be monies available through the state for it.

MR. SEMENZA: They're a very nice item. Down in Florida they have them all over. Good idea.

Let's go into new business. I'm going to ask the chief of police for a recommendation for the 32-hour position for police officer.

CHIEF DUBERNAS: I have two things.

First, I ask for a personnel meeting. Up to you guys. I'm flexible.

MR. SEMENZA: Is it ASAP? Do you need it tomorrow? Couple days? I'd like to find out from Councilman Lenceski because he's not here tonight. Can we get back to you? We're going to have a personnel meeting on other issues, too, so maybe we'll

just combine them.

CHIEF DUBERNAS: And the second, a recommendation for the vacant 32-hour officer. Officer Dennis Terhune.

MR. SEMENZA: At this time the chair is going to put a motion to the floor, taking the chief's recommendation as hiring Dennis Terhune as a 32-hour officer for the Old Forge Borough Police Department.

MR. RUSSELL RINALDI: I'll make that motion.

MR. SEMENZA: By Councilman Rinaldi.

MR. FEBBO: I'll second that one.

MR. SEMENZA: Seconded by Councilman Febbo. On the question?

MR. NOTARI: How long has he been with us?

CHIEF DUBERNAS: Almost three years.

MR. NOTARI: What was the process?

Did you interview certain officers?

CHIEF DUBERNAS: Myself and the mayor interviewed him. A little background on him, he was a sergeant in Forest City.

He's currently a mechanic at Hornbeck

Chevrolet. He works every weekend for us.

He's always here 5:00 to 1:00 in the morning on Friday, and he always works second shift on Saturday and Sunday. He would just get an additional day. He still wants to maintain his three days if he was picked, and he said he would actually pick third shift on a Thursday because Friday is the slowest day at Hornbeck.

MR. FEBBO: He's also looking for a house in Old Forge to move here.

CHIEF DUBERNAS: He has multiple certifications. He's been on the job five or six years.

MR. SEMENZA: He's a good cop, too. Public input? Roll call, please.

MS. BARTOLETTI: Councilman Brown?

MR. BROWN: Yes.

MS. BARTOLETTI: Councilman Notari?

MR. NOTARI: Yes.

MS. BARTOLETTI: Councilman Febbo?

MR. FEBBO: Yes.

MS. BARTOLETTI: Councilman Rinaldi?

MR. RUSSELL RINALDI: Yes.

MS. BARTOLETTI: Councilman Semenza?

MR. SEMENZA: Yes. At this time the

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1	MR. NOTARI: I'll make that motion.
2	MR. SEMENZA: By Councilman Notari.
3	MR. FEBBO: I'll second that one.
4	MR. SEMENZA: Seconded by Councilman
5	Febbo. On the question?
6	MR. RUSSELL RINALDI: What was it
7	at?
8	ATTY. RINALDI: It was \$34,200. We
9	actually get the smallest amount of taxes.
10	The school board approved it, the county
11	approved it. They always put us last
12	because we get the least.
13	MR. SEMENZA: Roll call, please.
14	MS. BARTOLETTI: Councilman Brown?
15	MR. BROWN: Yes.
16	MS. BARTOLETTI: Councilman Notari?
17	MR. NOTARI: Yes.
18	MS. BARTOLETTI: Councilman Febbo?
19	MR. FEBBO: Yes.
20	MS. BARTOLETTI: Councilman Rinaldi?
21	MR. RUSSELL RINALDI: Yes.
22	MS. BARTOLETTI: Councilman Semenza?
23	MR. SEMENZA: Yes.
24	ATTY. RINALDI: I need you to
25	approve the findings of fact and decision of
ı	II

RFP, move to table it? Do you want to just

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to permit the properties also inspect properties, those same properties? There's no conflict of interest there?

ATTY. RINALDI: Well, they're doing inspections for the permits that are pretty much identical.

MR. RUSSELL RINALDI: Inspection company Jane Doe works for the borough of Old Forge. Inspection company Jane Doe applies to be the inspector for the rental properties of Old Forge. Inspection company Jane Doe goes to a property and says you need to fix this roof, and then also the same inspection company comes back and they can issue the permit and also inspect it and violate -- it just seems the same company would be a conflict, to me. Jane Doe being the inspection company --

MR. BIERYLA: Dunbar does it right now with BIU. Dunbar does the property inspection through BIU and BIU --

MR. RUSSELL RINALDI: So it's the same. So it's not a conflict?

MR. BIERYLA: Because one is enforcing the UCC and the other one is

# CERTIFICATE

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 83 pages, is a true and correct copy, done to the best of my ability, of same and the whole thereof.

Mark Wozniak

Official Court Reporter

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