

1 OLD FORGE BOROUGH COUNCIL

2 OLD FORGE, PENNSYLVANIA

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4
5 IN RE: REGULAR MEETING OF COUNCIL
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9 OCTOBER 18, 2016

10 7:00 P.M.

11 OLD FORGE MUNICIPAL BUILDING

12 314 SOUTH MAIN STREET

13 OLD FORGE, PENNSYLVANIA
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17 COUNCIL MEMBERS:
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19 ROBERT SEMENZA, PRESIDENT
20 JOSEPH LENCESKI, VICE-PRESIDENT
21 JOSEPH FERRETT
22 RUSSELL RINALDI
23 DEVON BROWN
24 LOUIS FEBBO
25 RICK NOTARI
WILLIAM RINALDI, ESQUIRE, SOLICITOR
MARYLYNN BARTOLETTI, BOROUGH MANAGER

Mark Wozniak
Official Court Reporter

1 MR. SEMENZA: Good evening, ladies
2 and gentlemen. Welcome to the Old Forge
3 Borough meeting. I'd like to start the
4 meeting with the Pledge of Allegiance.

5 (The Pledge of Allegiance was
6 recited.)

7 MR. SEMENZA: Once again, welcome to
8 the Old Forge Borough Council meeting.
9 We'll hear from our department heads, go
10 down the table, listen to anything council
11 has to address.

12 There's a public sign-in sheet for
13 anyone that wants to address council. Roll
14 call?

15 MS. BARTOLETTI: Councilman Brown?

16 MR. BROWN: Here.

17 MS. BARTOLETTI: Councilman Notari?

18 MR. NOTARI: Present.

19 MS. BARTOLETTI: Councilman Febbo?

20 MR. FEBBO: Here.

21 MS. BARTOLETTI: Councilman Ferret?

22 MR. FERRETT: Here.

23 MS. BARTOLETTI: Councilman Rinaldi?

24 MR. RUSSELL RINALDI: Here.

25 MS. BARTOLETTI: Councilman

1 Lenceski?

2 MR. LENCESKI: Here.

3 MS. BARTOLETTI: Councilman Semenza?

4 MR. SEMENZA: Here. We'll go to
5 some housekeeping. The first motion is a
6 motion to approve the minutes from the prior
7 meeting.

8 MR. FEBBO: I'll make that motion.

9 MR. SEMENZA: By Councilman Febbo.
10 Can I have a second?

11 MR. NOTARI: Second.

12 MR. SEMENZA: Second by Councilman
13 Notari. On the question? Public input?
14 Roll call, please.

15 MS. BARTOLETTI: Councilman Brown?

16 MR. BROWN: Yes.

17 MS. BARTOLETTI: Councilman Notari?

18 MR. NOTARI: Yes.

19 MS. BARTOLETTI: Councilman Ferrett?

20 MR. FERRETT: Yes.

21 MS. BARTOLETTI: Councilman Febbo?

22 MR. FEBBO: Yes.

23 MS. BARTOLETTI: Councilman Rinaldi?

24 MR. RUSSELL RINALDI: Yes.

25 MS. BARTOLETTI: Councilman

1 Lenceski?

2 MR. LENCESKI: Yes.

3 MS. BARTOLETTI: Councilman Semenza?

4 MR. SEMENZA: Yes. The second

5 motion is a motion to approve the

6 treasurer's reports. Note that this does

7 not include sewer accounts.

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

9 MR. SEMENZA: Motion by Councilman
10 Notari. Can I have a second?

11 MR. LENCESKI: I'll second that.

12 MR. SEMENZA: Seconded by Councilman
13 Lenceski. On the question? Public input?
14 Roll call, please.

15 MS. BARTOLETTI: Councilman Brown?

16 MR. BROWN: Yes.

17 MS. BARTOLETTI: Councilman Notari?

18 MR. NOTARI: Yes.

19 MS. BARTOLETTI: Councilman Ferrett?

20 MR. FERRETT: No.

21 MS. BARTOLETTI: Councilman Febbo?

22 MR. FEBBO: Yes.

23 MS. BARTOLETTI: Councilman Rinaldi?

24 MR. RUSSELL RINALDI: Yes.

25 MS. BARTOLETTI: Councilman

1 Lenceski?

2 MR. LENCESKI: Yes.

3 MS. BARTOLETTI: Councilman Semenza?

4 MR. SEMENZA: Yes. The third motion
5 is a motion to approve invoices for payment.
6 Note this did not include sewer accounts.

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

8 MR. SEMENZA: Motion by Councilman
9 Notari. Can I have a second?

10 MR. FEBBO: I'll make that motion.

11 MR. SEMENZA: Seconded by Councilman
12 Febbo. On the question? Public input?

13 MR. NOTARI: I have some questions
14 on the bills. Alaska Company, who is that
15 for?

16 MS. BARTOLETTI: They have a lot of
17 specialty nuts and bolts that are very
18 helpful to the DPW, so we get them from
19 them.

20 MR. NOTARI: Block Communications,
21 \$3,900?

22 CHIEF DUBERNAS: That's the printers
23 for our cars.

24 MS. BARTOLETTI: That's being
25 covered by a grant.

1 MR. NOTARI: James Murtha?

2 MS. BARTOLETTI: What he does is a
3 couple times a year we have to have back
4 flow devices checked, and James Murtha is
5 one of the only people around that can do
6 that.

7 MR. NOTARI: So it's on borough
8 property?

9 MS. BARTOLETTI: Yeah, our stuff.

10 MR. NOTARI: Old Forge Auto and
11 Truck?

12 MS. BARTOLETTI: That is Billy
13 Manganaro. We don't pay for towing. That's
14 just for work that he does on the cars.
15 Inspections, oil changes, a lot of that kind
16 of stuff. He stockpiles invoice and gives
17 them to us once or twice a year.

18 MR. SEMENZA: Public input? Roll
19 call, please.

20 MS. BARTOLETTI: Councilman Brown?

21 MR. BROWN: Yes.

22 MS. BARTOLETTI: Councilman Notari?

23 MR. NOTARI: Yes.

24 MS. BARTOLETTI: Councilman Ferrett?

25 MR. FERRETT: Yes.

1 MS. BARTOLETTI: Councilman Febbo?

2 MR. FEBBO: Yes.

3 MS. BARTOLETTI: Councilman Rinaldi?

4 MR. RUSSELL RINALDI: Yes.

5 MS. BARTOLETTI: Councilman

6 Lenceski?

7 MR. LENCESKI: Yes.

8 MS. BARTOLETTI: Councilman Semenza?

9 MR. SEMENZA: Yes. The fifth motion
10 is a motion to approve sewer department
11 invoices for payment.

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

13 MR. SEMENZA: Motion by Councilman
14 Notari. Can I have a second?

15 MR. FEBBO: I'll second that motion.

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

18 MR. FERRETT: Was that to approve
19 invoices?

20 MR. SEMENZA: Invoices for payment.
21 That's the fifth motion. I apologize, I
22 missed one. I did department invoices for
23 payment.

24 MR. NOTARI: I withdraw my motion.
25 Is that proper, since we're on the wrong

1 one?

2 MR. SEMENZA: No, it's still a
3 housekeeping item.

4 MR. FERRETT: Where are we on?

5 MR. LENCESKI: We're on six. We
6 skipped five.

7 MR. SEMENZA: Motion to approve
8 sewer department invoices for payment.

9 MR. FERRETT: What was the last one
10 you had?

11 MR. SEMENZA: The last one was a
12 motion to approve invoices for payment not
13 including sewer accounts. I have to go back
14 to number five.

15 MR. FERRETT: Go ahead.

16 MR. SEMENZA: So the motion on the
17 floor is to approve sewer department
18 invoices for payment. I have a motion by
19 Councilman Notari and a second by Councilman
20 Febbo. On the question? Public input?
21 Roll call, please.

22 MS. BARTOLETTI: Councilman Brown?

23 MR. BROWN: Yes.

24 MS. BARTOLETTI: Councilman Notari?

25 MR. NOTARI: Yes.

1 MS. BARTOLETTI: Councilman Ferrett?

2 MR. FERRETT: Yes.

3 MS. BARTOLETTI: Councilman Febbo?

4 MR. FEBBO: Yes.

5 MS. BARTOLETTI: Councilman Rinaldi?

6 MR. RUSSELL RINALDI: Yes.

7 MS. BARTOLETTI: Councilman

8 Lenceski?

9 MR. LENCESKI: Yes.

10 MS. BARTOLETTI: Councilman Semenza?

11 MR. SEMENZA: Yes. The chair would
12 entertain a motion to approve sewer
13 department financial reports.

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

15 MR. SEMENZA: Motion by Councilman
16 Notari. Can I have a second? Bill, if I
17 don't get a second and it fails what do I
18 do?

19 ATTY. RINALDI: This is on number
20 five? Then it fails. This is the report
21 that's in the minutes. Right?

22 MS. BARTOLETTI: Right.

23 ATTY. RINALDI: Then it just hangs
24 out there just like the minutes. It's a
25 motion to approve the financial report. If

1 it's unacceptable and you don't get a
2 second, then it just fails.

3 MR. LENCESKI: I'll second that.

4 MR. SEMENZA: Seconded by Councilman
5 Lenceski. On the question? Public input?
6 Roll call, please.

7 MS. BARTOLETTI: Councilman Brown?

8 MR. BROWN: Yes.

9 MS. BARTOLETTI: Councilman Notari?

10 MR. NOTARI: Yes.

11 MS. BARTOLETTI: Councilman Ferrett?

12 MR. FERRETT: No.

13 MS. BARTOLETTI: Councilman Febbo?

14 MR. FEBBO: Yes.

15 MS. BARTOLETTI: Councilman Rinaldi?

16 MR. RUSSELL RINALDI: Yes.

17 MS. BARTOLETTI: Councilman

18 Lenceski?

19 MR. LENCESKI: Yes.

20 MS. BARTOLETTI: Councilman Semenza?

21 MR. SEMENZA: Yes. Right now we'll
22 go to our department heads. Paul, DPW
23 manager's report, please.

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

1 MR. SEMENZA: Thanks, Paul.

2 MR. FEBBO: The backhoe, is that our
3 backhoe from the garage that went out to the
4 job?

5 MR. PAPI: Yes.

6 MR. FEBBO: Second thing,
7 Earthworks. When we call Earthworks out is
8 that strictly for sewer work or general
9 work?

10 MR. PAPI: I generally call them for
11 sewer work.

12 MR. FEBBO: Who pays the bill on
13 that?

14 MR. PAPI: The sewer agency.

15 MR. FEBBO: Are they up to date on
16 being paid?

17 MS. BARTOLETTI: Paul shouldn't know
18 any of that. Lucille can tell you about the
19 sewer bills. Paul shouldn't be involved in
20 anything that has to do with the sewer
21 bills.

22 MR. FEBBO: I'll retract that.

23 MS. BARTOLETTI: Anything that she
24 would owe out would be on her unpaid bill
25 list. If it's on there, that's what she

1 owes.

2 MR. NOTARI: Paul, from your report,
3 you said you've installed 75 new stop signs.
4 How many stop signs, approximately, do we
5 have in the borough? Any idea?

6 MR. PAPI: I would say roughly
7 around 300.

8 MR. NOTARI: We replace them as
9 needed. Right?

10 MR. PAPI: Yes.

11 MR. NOTARI: Mr. Aniska on Church
12 Street, what address is that?

13 MR. PAPI: He was looking to buy a
14 property.

15 MR. NOTARI: A lot?

16 MR. PAPI: Yes, put a business up
17 and tap into our sewer line. It's the block
18 where Kohler Avenue is. It's a wooded lot
19 across from where the lampshade factory used
20 to be.

21 MR. NOTARI: Between Hill Crest and
22 the housing agency. Driving down Main
23 Street the other day -- and I know it's not
24 our responsibility, it's PennDOT's, but the
25 manholes aren't marked where it's been

1 milled, so they're raised. I know there's a
2 sign that says they're raised, but I've
3 driven through other communities where roads
4 were being -- they should be painted orange.
5 Can we check with PennDOT to see if they
6 would paint them orange?

7 MR. LOPATKA: Until they pave it.

8 MR. NOTARI: Yes. That way people
9 driving at night can see --

10 MR. PAPI: They put yellow lines
11 down already, so I'm thinking they might
12 wait a while.

13 MR. RUSSELL RINALDI: They put
14 yellow lines down just because they have to.
15 They'll put the final coat on and put the
16 yellow lines on top again. So they actually
17 waste paint.

18 MR. LOPATKA: I can call.

19 MR. NOTARI: Somebody. It's better
20 for our residents. That way they don't blow
21 a tire out or ruin the suspension or
22 anything like that.

23 MR. PAPI: I've been driving around
24 them. The ones in the lower end of Old
25 Forge were painted. The ones up here

1 aren't.

2 MR. NOTARI: Recycling pickup, are
3 you allowed to go on private property to
4 pick up recycling?

5 MR. PAPI: You're not supposed to,
6 no. It's supposed to be brought to the
7 curb.

8 MR. NOTARI: Do we do that? Do we
9 only pick up recycling --

10 MR. PAPI: Generally, yes. I can't
11 answer for every guy that picks up spots
12 but, yes, that's our rule.

13 MR. NOTARI: The borough's rule?

14 MR. PAPI: Yes.

15 MR. NOTARI: Just because I've been
16 informed that we pick up recycling at Mr.
17 Dunbar's property off of Milwaukee Avenue.

18 MR. PAPI: Yes, we do. I was told
19 at a meeting by Chucky a few years ago to
20 pick it up.

21 MR. NOTARI: And I have no problem
22 with it, but if we're going pick up in one
23 person's private area, then we should be
24 able to pick up at all private.

25 MR. PAPI: Go back into the minutes.

1 That's what happened. Council told me at
2 that time to pick it up. Pull the truck in
3 there --

4 MR. NOTARI: So we are able to pick
5 up at other private properties?

6 MR. PAPI: I don't know. I do
7 whatever I'm told to do.

8 MR. SEMENZA: Bill, picking up
9 recyclables on private property?

10 ATTY. RINALDI: It's not in your
11 ordinance.

12 MS. BARTOLETTI: Paul was told to do
13 it on private --

14 ATTY. RINALDI: Who told him to do
15 it?

16 MS. BARTOLETTI: It was a council
17 member who is no longer here, but it's on
18 George Dunbar's property.

19 MR. SEMENZA: Paul, was that from
20 the council meeting, at the table? Was it
21 brought to a vote, do you remember?

22 MR. PAPI: I don't think it was ever
23 brought to a vote. They just told me to
24 pick it up. It wasn't brought to a vote, it
25 was just discussed among us.

1 MR. RUSSEL RINALDI: I think it was
2 just like this.

3 ATTY. RINALDI: It's his property.
4 If he's picking up his garbage, what does he
5 want to do with recycling? He's going to
6 put it all in one spot and say come pick it
7 up?

8 MR. NOTARI: Again, I have no
9 problem with us doing it, but we just have
10 to be uniform with it. I have no problem
11 with us picking up his recycling, but we
12 then have to give that option to everybody.

13 MR. LENCESKI: If I remember
14 correctly, the reason why we did it for
15 George Dunbar is because they did it for
16 someone else in the past and that set
17 precedent to do it.

18 MS. BARTOLETTI: Maybe the reason
19 was because people assumed that we are being
20 paid for our recycling so it's just bringing
21 extra money to the borough.

22 MR. PAPI: I think they said it was
23 safer to pull off the highway and pick
24 everything up instead of staying on Keyser
25 Avenue.

1 MR. NOTARI: Again, I'm not saying
2 not to do it. I just want to make sure if
3 we have the opportunity to pick up recycling
4 at other private properties, then we should.
5 That's all.

6 ATTY. RINALDI: How is the garbage
7 handled? Who is the hauler?

8 MR. PAPI: George Dunbar takes care
9 of his own garbage.

10 ATTY. RINALDI: One dumpster or
11 garbage can and a hauler comes and picks it
12 up?

13 MR. PAPI: I don't know, Bill.

14 MR. BIERYLA: I don't remember
15 seeing any dumpsters.

16 MR. PAPI: I know in his new
17 development he said we're to stay out of it
18 completely.

19 ATTY. RINALDI: So where do they put
20 the recycling bins?

21 MR. PAPI: The one on Keyser Avenue?
22 They put it right in front of their place
23 and we have to pull in on that little
24 horseshoe road and pick it up. It's pretty
25 easy.

1 MR FERRETT: That's private
2 property.

3 MR. PAPI: Yes.

4 MR. FERRETT: Well, if you're doing
5 it on private property for him, why not for
6 everybody else?

7 MR. PAPI: I'll do whatever you guys
8 want me to do.

9 MR. FERRETT: Arcaro & Genell has
10 more than anybody with recycling. It was
11 turned down because everybody complained
12 it's private property. Now you're going on
13 private property.

14 MR. PAPI: I'll do whatever you guys
15 want me to do, Joe.

16 MS. BARTOLETTI: These people put it
17 out on whatever, their sidewalks. There's
18 other restaurants that put it out as well.
19 You have Club 17, they use recycling bins.
20 They put it right out on the street.

21 ATTY. RINALDI: Recycling doesn't
22 apply to commercial.

23 MS. BARTOLETTI: But the borough
24 picks it up because they're putting it out.

25 MR. FEBBO: Do we make any money on

1 recycling?

2 MS. BARTOLETTI: At this point we
3 are not making any money on recycling.

4 MR. FEBBO: It cost us money.
5 There's no money in recycling right now.

6 MS. BARTOLETTI: There could be.
7 That's a whole other ball of wax.

8 ATTY. RINALDI: If George sent a
9 letter and you guys want to pick up
10 recycling, it doesn't cost us any money and
11 we get money for it, that's one thing, but
12 has George sent any letters saying pick up
13 the recycling?

14 MR. PAPI: No. I was told at a
15 council meeting to pick it up.

16 MS. BARTOLETTI: I remember.

17 ATTY. RINALDI: You don't know how
18 the garbage gets removed there?

19 MR. SEMENZA: Garbage, he has a
20 private person.

21 ATTY. RINALDI: Is it a private
22 hauler where everybody has a can in front of
23 their house or does every bring their
24 garbage down to a dumpster and then a
25 dumpster comes?

1 MR. SEMENZA: I don't know, but I
2 know that Mascaro doesn't pick up the
3 garbage there.

4 MR. FEBBO: He must have centrally
5 located garbage bins somewhere.

6 MR. FERRETT: We don't get paid for
7 cardboard or nothing?

8 MS. BARTOLETTI: Not right now.

9 MR. FERRETT: We changed that?
10 We're not taking it where we used to?

11 MS. BARTOLETTI: It's going there
12 but there's no money coming in right now.

13 MR. PAPI: With the price of fuel
14 down it's cheaper to use raw materials than
15 it is to use recycled material.

16 ATTY. RINALDI: But we get money on
17 a grant.

18 MS. BARTOLETTI: We're just not
19 getting money from Northeast --

20 MR. FEBBO: Is our grant based on
21 the volume we do?

22 MS. BARTOLETTI: The grant from
23 Lackawanna County is, yes. It's been
24 averaging about \$10,000 a year.

25 MR. RUSSELL RINALDI: If we sent the

1 recycling someplace else would they pay us?
2 Or is it just Northeast that's not paying?

3 MS. BARTOLETTI: I think it's the
4 whole process. Because of the way the
5 dumpster situation is at the DPW garage if
6 the stuff gets mixed, there's already stuff
7 in the tractor-trailer that's there, and if
8 there's already newspaper in it and then you
9 put our bottles and cans in with it it
10 becomes the mixed, and as soon as it's mixed
11 basically you get nothing.

12 MR. PAPI: Lackawanna Recycling
13 Center never paid anybody.

14 ATTY. RINALDI: Right, we bid it out
15 so we can get paid.

16 MS. BARTOLETTI: Then we built that
17 whole big structure to be able to be more
18 efficient with the recycling, but in the
19 long run now we're not getting paid
20 anything.

21 MR. RUSSELL RINALDI: Is he able to
22 just stop paying us?

23 MR. FEBBO: The thing goes by the
24 market. Right now metal and scrap are down.
25 For a while there when metal was real high

1 everybody was getting their fences stolen.

2 MS. BARTOLETTI: Paul, does the
3 recycling go to them mixed? Is there paper
4 and plastic and bottles all mixed together?

5 MR. PAPI: Yes.

6 MS. BARTOLETTI: That's why.

7 ATTY. RINALDI: We have a bid with
8 the prices on it. Some were fixed and some
9 were --

10 MS. BARTOLETTI: But the fact that
11 it's being -- because it's all being mixed
12 together, now you're not just strictly
13 sending a truckload of cardboard or
14 truckload of paper. Because it's being
15 mixed, that makes the value nothing. So if
16 we go back to separating and have the paper
17 not touched -- if you don't mix your red bin
18 with your blue bin, then you'll start
19 getting money again. As long as there's
20 even the slightest bit mixed --

21 MR. PAPI: I believe even that is
22 way down.

23 MS. BARTOLETTI: It absolutely is
24 down. That's why there is no value because
25 it's being mixed in order to get there.

1 Plus, we pay for them to take away the yard
2 waste and all that kind of stuff as well.
3 So the fact that they're taking that away,
4 they're deducting that off what they owe us.
5 So we get nothing. Every month for the past
6 several months we've received nothing.

7 ATTY. RINALDI: So we don't do any
8 single stream anymore?

9 MR. SEMENZA: We are doing single
10 stream. When we initially --

11 ATTY. RINALDI: That's commingled.
12 We used to do newspaper. Now you commingle
13 everything?

14 MR. SEMENZA: But pickup is
15 different weeks.

16 MR. NOTARI: The borough does, the
17 residents aren't.

18 MS. BARTOLETTI: It's getting mixed
19 together at the DPW garage. So it's
20 separated because it's every other week.

21 ATTY. RINALDI: So we're not sending
22 them single stream, we're sending them mixed
23 because we're mixing.

24 MS. BARTOLETTI: So if we go back to
25 doing it the way it initially was and not

1 what the DPW --

2 MR. PAPI: We collect it separately,
3 but when it goes in the container it's not
4 perfect. We used to have to wait two days
5 for a pull.

6 ATTY. RINALDI: You have to look at
7 the contract.

8 MS. BARTOLETTI: Then we need to
9 look back into the contract because if it
10 suddenly becomes very inefficient as
11 compared to how it was in the past.
12 Building that big machine was supposed to be
13 the answer to everything but it's not.

14 MR. PAPI: Well, everybody told me
15 that recycling just fell way down. We still
16 get the grant money for the building of the
17 ramp. Right?

18 MS. BARTOLETTI: That's a completely
19 different grant. That's a highly
20 competitive grant. That's not a give away.
21 That's because the grant was written
22 properly based on the borough really trying
23 hard to be really efficient with recycling.

24 MR. PAPI: On Keyser Avenue, I
25 believe the reason they wanted us to pick up

1 George's recycling on his property was
2 because it was safer than doing it on -- it
3 was hard for the people to get out and go to
4 Keyser Avenue to put it out there and --

5 MS. BARTOLETTI: I think that
6 they're saying we shouldn't be touching
7 their recycling, not that our guys are safer
8 by going on their property. That we
9 shouldn't even be picking up recycling for
10 that whole property. He should be having a
11 private hauler.

12 MR. FERRETT: Is there a problem
13 that we pick up paper and garbage two
14 different weeks?

15 MS. BARTOLETTI: No. That part
16 still is fine.

17 MR. FERRETT: We separate the
18 cardboard and get credit for cardboard
19 rather than mixing everything together. Is
20 there a problem or --

21 MS. BARTOLETTI: Now everything is
22 mixed together when it goes in that machine.
23 DPW does it.

24 MR. FERRETT: What I'm saying, if we
25 were to go to work and separate our

1 cardboard, which we can get credit for, is
2 it better for us to do that?

3 MR. SEMENZA: Yes, it's better for
4 us to do that.

5 MS. BARTOLETTI: It would be better.

6 MR. SEMENZA: Joe, when we initially
7 did this deal with them it was for us to
8 send them our paper separately and our
9 commingles separately. We were going to get
10 more money that way. We could have went and
11 mixed everything, have the residents put out
12 newspaper, bottles, everything, the whole
13 nine yards on the curb on one day and the
14 borough pick it up and just through all on
15 the truck and send it down there. We would
16 get less money. So we did it that way for a
17 reason.

18 Well, over time what happened was
19 the hopper up there wouldn't get filled all
20 the way with straight bottles so you
21 couldn't pull the can. So then next week
22 would be paper. They just finished filling
23 that hopper with paper, then. So all the
24 sudden now it's fixed. Now we're taking
25 mixed down there.

1 Actually, Paul, is there a place
2 where you can store paper?

3 MR. FEBBO: Isn't cardboard the same
4 thing?

5 MR. SEMENZA: Yes.

6 MR. FERRETT: Then the problem is
7 you got to find a solution to what you were
8 originally doing before so you can become
9 more efficient financially than what you are
10 at the present time. So what's the problem?
11 Why isn't anybody looking into this?

12 MR. FEBBO: Is it more profitable to
13 do that?

14 MR. FERRETT: Yes.

15 MAYOR MULKERIN: Is it more
16 profitable if we were to separate, stock
17 cardboard and paper together by itself, away
18 from cans and glass?

19 MS. BARTOLETTI: The way it was in
20 the past, yes. But now with the price per
21 pound, if the price per pound across the
22 board is nothing, then, no, we're not. If
23 that figure goes up again, then it needs to
24 be separated again.

25 ATTY. RINALDI: The price, it was

1 only one that wasn't fixed. So you have to
2 look at the contract because it couldn't
3 have gone down. You have your contract.

4 MS. BARTOLETTI: Once we started
5 mixing it --

6 ATTY. RINALDI: The mix was another
7 issue, but you still have a fixed price for
8 certain items. I remember the bids. We'll
9 pay you this fixed. The only thing that
10 varied by market was -- I forget what it
11 was. I don't know if it was commingled or
12 something else.

13 MR. SEMENZA: Newspaper.

14 MS. BARTOLETTI: The problem is
15 we're still paying by the truckload for them
16 to take away all yard waste and all that
17 kind of stuff. So amount -- because we have
18 massive amounts of yard waste, so by the
19 time they're taking all the yard waste --

20 ATTY. RINALDI: Where was the yard
21 waste when we bid it? What did we do with
22 yard waste before that?

23 MS. BARTOLETTI: This was something
24 that got set up afterwards.

25 MR. PAPI: We were bringing it to

1 the recycling center.

2 MS. BARTOLETTI: But it's not free.
3 They charge us to pick it up, and everybody
4 agreed on that when it was being done that
5 it was okay to take it to Northeast.

6 MR. PAPI: We save a lot on our fuel
7 bills, too.

8 MS. BARTOLETTI: They leave the
9 tractor-trailer backed in, it all gets
10 filled in, and then they come and take it
11 away and bring another one. But they
12 charge, and everybody knew in advance that
13 there was going to be a charge for --

14 MR. PAPI: It's \$75 for a pull.

15 ATTY. RINALDI: We got some free
16 pulls.

17 MS. BARTOLETTI: That's for the
18 recycling. The newspaper, bottles and cans.
19 Not for this yard waste. Yard waste is
20 going to be a charge no matter what.

21 MR. FERRETT: Bobby, why don't you
22 set up a committee of a couple people to
23 study this situation, come back and make a
24 report to council what's the best way to do
25 this from a possible standpoint of view and

1 from an efficiency standpoint of view.

2 MS. BARTOLETTI: Joe, I think it's
3 something that the DPW committee started to
4 discuss. I think it's something that just
5 needs to be picked up again. So the DPW
6 committee would be the committee to get back
7 involved with that because they know more
8 about the ins and outs.

9 MR. FERRETT: That committee is
10 supposed to be composed of three people.
11 Right?

12 MS. BARTOLETTI: Who is it?

13 MR. FERRETT: I know who it is.

14 MS. BARTOLETTI: Well, get to work.

15 MR. FERRETT: I never hear nothing.

16 MR. NOTARI: Can we just have Mare
17 come back with the numbers from the
18 contract?

19 MR. SEMENZA: Councilman Febbo,
20 you're the chairman of that committee. Will
21 you set up a meeting and sit with Marylynn
22 and talk with Marylynn about it, get it all
23 straightened out?

24 MS. BARTOLETTI: We've actually been
25 in the process of discussing this.

1 MR. FERRETT: Me, him and Joe
2 Lencieski are on this. Supposed to be.

3 MR. FEBBO: You are, Joe.

4 MR. FERRETT: We didn't have a
5 meeting yet.

6 MR. SEMENZA: Okay, any other
7 questions for Paul?

8 MR. RUSSELL RINALDI: Paul, back to
9 stop signs, down by the old Valley Aquarium
10 there's a couple stop signs leaning. Did we
11 replace any of those? I just happened to
12 notice them.

13 MR. PAPI: We replace them as I get
14 a call.

15 MR. RUSSELL RINALDI: There's about
16 three of them down there that I saw on
17 Sunday. When you turn in for the old Valley
18 Aquarium, you go straight, the first block,
19 all three. Because I wasn't sure if you
20 replaced any down there. If not, there's
21 three. Two are pretty bad. That's all.

22 ATTY. RINALDI: Just check and see
23 what's going on with the garbage down there
24 at Dunbar's on Keyser. Find out where the
25 garbage is going and how they're picking up.

1 If they got a one spot pick up or dumpster.
2 Then council can figure out what they're
3 going to do with the recyclables. I know
4 there's another issue some other place where
5 you're going and nobody wants to go there
6 anymore. They want to pick it up in front
7 of the house. It's some alley that comes
8 off Moosic Road.

9 MR. SEMENZA: We talked about an
10 alley.

11 ATTY. RINALDI: No, it's a private
12 road. It's right before you get off Keyser
13 Avenue from Oak Street, next to the auto
14 sales. There's a road that goes around the
15 house. I don't know if you're picking it or
16 you're picking up the garbage back there.

17 MR. FERRETT: It connects right into
18 Casper Street.

19 ATTY. RINALDI: It's a private road.
20 It's their driveway.

21 MR. PAPI: Actually we don't go up
22 there. Garbage forgot to go back there.
23 From what the guys told me, we don't plow
24 that unless it gets really high. They said
25 in the past they would call the borough and

1 then council would put pressure on the DPW.

2 ATTY. RINALDI: That house back
3 there, the garbage comes out to Oak Street?

4 MR. PAPI: Yeah. She leaves it at
5 her property line. They back up the street.
6 They forgot to get it, then I went and got
7 it. Next week they didn't hear any more
8 about it. Haven't heard anything since.
9 There hasn't been a problem since.

10 MR. SEMENZA: Find out where he
11 picks up his garbage.

12 MR. PAPI: I'll see right now.

13 MR. NOTARI: For the record, I'm not
14 against us picking up the recycling at
15 Dunbar's. I just want to be able to tell
16 Arcaro & Genell's, Cafe Rinaldi, Revello's
17 Cafe, Dooley's, Salerno's if they want their
18 recycling picked up we'll do it. That's
19 all. I'm not looking to take it away from
20 anybody, but I don't want to be told we
21 don't pick up on private property when we
22 do. Thanks.

23 MR. SEMENZA: Steve, zoning code
24 enforcement?

25 (Mr. Bieryla read his report, which

1 is attached.)

2 MR. SEMENZA: Any questions for
3 Steve?

4 MR. NOTARI: I read the planning
5 report from last month and it's kind of like
6 reading Abbott & Costello, who's on first.
7 Planning gave Villa until, we're saying now,
8 November 14th?

9 MR. BIERYLA: Well, November 3rd,
10 now November 14th.

11 MR. NOTARI: Because of the change
12 of the meeting. Is there any progress going
13 on on that property? Have they done
14 anything? Because it's been six weeks since
15 the September 1st planning meeting.

16 MR. LOPATKA: I met with George
17 Parker once. He showed me what his revision
18 was going to be based off that meeting, but
19 it was just a sketch plan.

20 MR. NOTARI: It's still just a
21 sketch plan. So we're a month away from the
22 deadline and they haven't done anything.
23 Mr. Febbo, you live up there. Has any work
24 been done?

25 MR. FEBBO: No, but I think that

1 deals with us going to court.

2 ATTY. RINALDI: It's not really work
3 that needs to be done, it's plans that need
4 to be done.

5 MR. LOPATKA: He needs to submit a
6 plan, a new set of drawings.

7 MR. NOTARI: That's all he needs to
8 do by November 14th?

9 MR. LOPATKA: He needs a set of
10 plans for Mountain Road.

11 ATTY. RINALDI: Deed descriptions.

12 MR. NOTARI: We're only giving him
13 extensions to get the plans in? Yes or no?

14 MR. BIERYLA: Preliminary plan,
15 yeah.

16 ATTY. RINALDI: As far as planning,
17 yes.

18 MR. NOTARI: Okay.

19 MR. BIERYLA: There was slivers of
20 property that didn't have a pin number or
21 description, so I do believe what they kind
22 of decided, I'm not sure, was widen the
23 roadway so the borough -- the slivers would
24 disappear, the borough would take more
25 property over. I believe that was kind of

1 the game plan.

2 MR. NOTARI: And again, it's not
3 that I'm not worried about what work is
4 actually going to happen. I just want to
5 make sure that they're living up to their
6 timelines, their deadlines.

7 MR. LOPATKA: This is more of a
8 paper issue.

9 MR. FEBBO: My other question is on
10 the permit list you give there's different
11 prices for roof permits. Is that because of
12 the size of the roof? Like Stuart Street,
13 Grace Street are \$25, South Main Street's
14 \$378.

15 MR. BIERYLA: South Main Street is
16 commercial. They go through BIU. Any
17 residential roof permit is \$25 for the
18 borough. Once you go to commercial, that's
19 when BIU steps in and that pricing goes into
20 effect.

21 MR. NOTARI: So how about 242 Pine
22 Street? Is that a business?

23 MR. BIERYLA: Here's what that was.
24 It just wasn't a roof, it was a construction
25 of a roof. It wasn't just shingles.

1 MR. NOTARI: Okay. My last
2 question, the Saint Michael's permit, that's
3 BIU. Do we give any consideration for
4 non-profits in terms of costs, in terms of
5 waving permit fees?

6 MR. BIERYLA: I don't believe the
7 borough does. I believe BIU just looks at
8 it as commercial property. If it's
9 addressed by the public and a public entity,
10 then it's a commercial entity.

11 MR. NOTARI: Churches are
12 commercial, then?

13 MR. BIERYLA: Yes.

14 MR. BROWN: Steve, I was contacted
15 by two residents on Milwaukee, going down
16 Milwaukee on the left-hand side. The
17 boarded up house closest to Eagle-McClure's
18 land. If you can just check on that.
19 There's overgrown grass and vehicles parked
20 in there.

21 MR. BIERYLA: I did give him a call.
22 He lives down the line. That was his
23 mother's house. His brother and sister is
24 involved in there. At one time his brother
25 was taking care of it. Now it's Mr. Gatz,

1 who lives down the line. But I did contact
2 him to tell him because you'd go by there
3 and there would be a small strip of property
4 that would be cut. Then three days later
5 you'd have a 30-foot strip of property that
6 would be cut. I sent him a letter and said
7 what's going on. Since then I haven't
8 received anything back yet. That's on the
9 list. I'll have an answer for you.

10 MR. BROWN: Is that the same place
11 where you had the abandoned vehicles
12 previously, last year?

13 MR. BIERYLA: Behind it there was
14 two or three of them. I believe that
15 Officer Kimble got involved because some of
16 them were on the street. Then they moved
17 them off, and then they dumped them in my
18 lap.

19 MR. SEMENZA: Any other questions?

20 MR. RUSSELL RINALDI: Mr. Bieryla,
21 the three buildings the permit cost of
22 \$18,840, who did that go to? Is that us or
23 BIU?

24 MR. BIERYLA: Well, it's BIU's
25 permit, and I believe you asked the last

1 time what was our share.

2 MR. RUSSELL RINALDI: Yeah, I was
3 wondering who it went to because there's no
4 permit number. It's left blank.

5 MR. NOTARI: Birchwood Estates,
6 three buildings. The other ones --

7 MR. RUSSEL RINALDI: All the other
8 ones say OFB or BIU. This one's just blank.

9 MR. BIERYLA: That's BIU.

10 MR. RUSSELL RINALDI: Then we got a
11 percent of that as well?

12 MR. BIERYLA: Yes.

13 MR. RUSSELL RINALDI: At 154 Sussex
14 Street, who owns that property?

15 MR. BIERYLA: Right now, from what
16 I'm told Mr. Sweydis owns that property.
17 He's telling me that the property management
18 company was trespassing. I believe he has
19 an attorney contacted to go after them
20 because of some kind of foreclosure on the
21 property, and I'm not sure if he addressed
22 that for Mr. Brown, when he spoke with him
23 last week, or if he didn't. I'm really not
24 sure.

25 MR. BROWN: The owner of the

1 property did speak with me about trying to
2 let me know if they're there, let us know if
3 they're there. They're trying to work with
4 us, what not. I know we had previous
5 letters sent to the owner of the said
6 property. But, yeah, I mean, it says he did
7 say he owned it, but I think if you look on
8 the county it's owned by a bank. So I don't
9 know. I'm not an attorney. I don't know
10 the foreclosure process legally. Bill would
11 have to interpret that.

12 So if the bank owns that, my only
13 question would be is he able to get a permit
14 for that property if he doesn't legally own
15 it?

16 MR. BIERLYA: He told me he owned
17 it, they were trespassing illegally, and he
18 had an attorney that was working on it for
19 him. So what I could do is, he's saying he
20 owns it, he's saying that he has an
21 attorney. He's saying that. So my question
22 to him would be who is the attorney, and
23 maybe I can ask him a question or we can
24 have Bill ask.

25 MR. BROWN: I'm not saying anything

1 bad about Mr. Sweydis, but prior to last
2 meeting it was the bank that came and put
3 that sign on. You have it right here. The
4 property maintenance company.

5 MR. BIERYLA: And prior to that I
6 had Mr. Sweydis call me up to tell me that
7 the property company was trying to steal it
8 off him and they're trespassing and it's his
9 property.

10 MR. BROWN: I don't know. I'm not
11 an attorney.

12 MR. BIERYLA: So it's a maybe yes,
13 maybe no. I'm not totally sure. But as of
14 right now he's demanding it's his.

15 MR. SEMENZA: Anybody have any other
16 questions for Steve? Thanks, Steve.

17 MR. PAPI: I just spoke to George
18 Dunbar. He has a private hauler.

19 MR. SEMENZA: Dave, engineer's
20 report?

21 MR. LOPATKA: Couple quick items.

22 MR. SEMENZA: I don't think I
23 received it.

24 MR. LOPATKA: You didn't. I didn't
25 really have much, then a couple things came

1 up at the end of the week last. I will have
2 one for you next month that covers whatever
3 I talk about tonight.

4 One was the Old Forge paving. I
5 talked to them Monday, Pennsy. Up until
6 Monday, yesterday, I didn't really have much
7 to report on. They are looking to get out
8 to do Roberts Road and Von Bergen Street and
9 finish the punch list next week. They're
10 supposed to call me.

11 The Old Forge Police Station, I'm
12 setting a meeting up probably for next week
13 with Marylynn and the architect just to go
14 over what some of the alterations are with
15 the building. I just got in touch with him
16 today to kind of set that up. That's one of
17 the reasons I didn't really have a report.

18 The Main Street inlet replacement
19 project we were supposed to get bids for on
20 Friday last was kind of cancelled because of
21 the fact that they're paving Main Street and
22 it wasn't going to get done in time. So
23 there was no sense in having somebody start
24 doing that now, being that they're paving
25 it. So probably have to come back to those

1 inlets after the fact.

2 The only other thing was the paving
3 project, actually Popple -- two weeks ago at
4 the work session we talked about getting in
5 touch with Mike Wince about finishing his
6 project, which should have been done a while
7 back. In the meantime, I had contacted
8 Popple about getting a price to do the work
9 that had to be done so we had it finished
10 prior to them doing the paving work. I did
11 get bids, talked to Marylynn, and she gave
12 me the go ahead to have them do it instead
13 of Wince. I talked to Wince, told him that
14 his was -- he was paid for what he did and
15 that's all he's getting paid for.

16 So we had Popple actually go in and
17 they dug it out. They had to put nine
18 inches of concrete in the ground, according
19 to PennDOT. So they did that. The top
20 actually will be done as part of their
21 project. So we're not paying for the top.
22 We had to pay for the nine inches of
23 concrete. That's about it that I have.

24 ATTY. RINALDI: So since everybody's
25 here tonight let them vote on the proposal

1 just so it's done and voted on.

2 MR. FERRETT: Proposal for what?

3 ATTY. RINALDI: To whatever the
4 work --

5 MR. SEMENZA: For Popple to finish
6 Wince's project.

7 MR. LOPATKA: There was -- Wince's
8 project had about \$19,500 remaining that we
9 didn't pay him. We paid him up to about 70
10 percent of what he was supposed to do and
11 the rest of it we didn't pay him for. Plus,
12 at the time we didn't -- when the bid was
13 put out we didn't know there was concrete
14 under the road, that he was going to
15 encounter concrete. Even if he came back to
16 do the work he would have been charging us
17 for the additional concrete.

18 So I think Popple's bid was right
19 around \$30,000, so 19-5 plus another ten or
20 12.

21 ATTY. RINALDI: That's dated October
22 13th?

23 MR. LOPATKA: Yeah. That was to dig
24 everything out, put the concrete back in, to
25 have flaggers there overnight to make sure

1 nobody drove on the concrete.

2 MR. FERRETT: How many inches of
3 concrete did they put in?

4 MR. LOPATKA: Nine.

5 MR. FEBBO: Are we finished with
6 that there?

7 MR. LOPATKA: They still have to
8 slip line a pipe. The pipe that's
9 downstream of the manhole they're supposed
10 to fix. I believe it's inside the manhole
11 to slip line. I actually had -- Paul called
12 me about that earlier today and I was trying
13 to find out when they were doing that. They
14 didn't get back to me so I'll find out
15 tomorrow. But that's the only thing that's
16 left. I think they scratched all of Main
17 Street today, then the top goes on tomorrow.
18 Both of those aren't actually part of that
19 project anymore. They're actually doing the
20 top and scratch as part of their paving
21 project.

22 MR. FERRETT: Is that what the
23 requirements were, Dave?

24 MR. LOPATKA: That's what PennDOT
25 came back and told us.

1 MS. BARTOLETTI: What pound mix?

2 MR. LOPATKA: It was class 2A
3 concrete. PennDOT spec.

4 MR. LENCESKI: How many pounds?
5 Four thousand? Five thousand?

6 MR. LOPATKA: It's 4,000.

7 MR. LENCESKI: Doesn't say how many
8 yards.

9 MR. LOPATKA: I don't know exactly.
10 I have to measure it. I had my guy measure
11 it. It's not on that sheet. They measured
12 it when I was out there and I didn't get an
13 actual number.

14 MR. SEMENZA: So the cost was
15 \$30,559?

16 MR. LOPATKA: Yes. That's to do the
17 concrete, all the MPT and --

18 ATTY. RINALDI: That would be a
19 motion to approve Popple Construction's
20 proposal to complete the work on Main Street
21 sewer project for the sum of \$30,559. It
22 was supposed to be completed by Wince. I'll
23 send a letter to Wince you're done.

24 MR. LOPATKA: I already talked to
25 them, told them. But, yes, you should send

1 them a letter.

2 MR. SEMENZA: Anybody else have any
3 questions for Dave?

4 MR. FERRETT: Dave, you're the
5 engineer and everything for the borough and
6 everything like this here. Talking about
7 the police station, do you have any idea are
8 we going to do just the police station or
9 are we going to do the whole building or
10 what?

11 MR. LOPATKA: In a discussion with
12 Marylynn, Marylynn wanted us to take a look
13 at the whole building as opposed to --

14 MR. FERRETT: That's all I'm
15 interested in. That's all.

16 MR. LENCESKI: Wince proposed the
17 cost of that project to be \$19,000?

18 MR. LOPATKA: No. His original
19 contract with \$80,000. When he started
20 cutting the road they found there was
21 concrete under the road, which we didn't
22 have included in the project. We didn't
23 know what was under there. So there was a
24 change order for him because the time it
25 took him to dig the concrete out as opposed

1 to the asphalt. Then as he was digging for
2 the pipes, he had scheduled, I think, a
3 five-foot-wide trench. The material that
4 was under there was bad material. It kept
5 falling in, so the trench kept getting wider
6 and wider. So the width of the trench got
7 extended, so we ended up giving him a change
8 order for all the extra material that he to
9 take out of the trench, that we had to put
10 good material back in the trench.

11 So there was two change orders that
12 we had that were approved through council
13 last year when he was doing the work, and on
14 his contract -- he was paid for those. On
15 his contract it was 70 percent that he was
16 paid. He wasn't paid the last 30 percent on
17 his contract, which amounted to about
18 \$19,500 to finish that. Because we didn't
19 know there was concrete it wasn't in his
20 contract. So even if he went back to finish
21 the work he would have had a change order to
22 cover the rest of the concrete cost.

23 MR. SEMENZA: Anybody have any
24 questions for Dave?

25 MR. RUSSELL RINALDI: Dave, our

1 borough owned property that the millings
2 were spread at. Did or are we going to oil
3 and roll those?

4 MR. LOPATKA: That was discussed.
5 That wasn't part of the bid that Pennsy had.

6 MR. RUSSELL RINALDI: I know, but I
7 thought that's what we said. I wasn't sure.

8 MR. LOPATKA: I believe that was the
9 idea, to have somebody come in and oil and
10 roll them. Pennsy said they would roll them
11 but they weren't contracted to oil them or
12 anything. I think you were talking maybe a
13 Suit Coat or somebody like that later. It
14 was part of the plan. It wasn't part of
15 this plan.

16 MR. RUSSELL RINALDI: So you're
17 telling me that's just council's decision to
18 go ahead and do it?

19 MR. LOPATKA: Yes.

20 MR. PAPI: I was at Pagnotti Park
21 yesterday. The upper parking lot, large
22 parking lot, is half covered with equipment
23 from the pole linemen putting up new poles.
24 We might have to wait until spring to do
25 that.

1 MR. SEMENZA: I believe that road
2 going up there is going to get paved. I
3 don't know if we're going to oil the parking
4 lot itself. Have we ever?

5 MR. PAPI: No, we haven't.

6 MR. NOTARI: Never oiled the parking
7 lot?

8 MR. PAPI: No, just the road.

9 MR. SEMENZA: I don't think there
10 would be a need to oil the parking lot.

11 MS. BARTOLETTI: Because of the dust
12 and the people who live at the bottom.

13 MR. PAPI: Pennsy was going to grade
14 that for us better than it was with a real
15 grading machine, but I don't know what to
16 tell them now. It's half covered. I guess
17 we should be happy we're getting a new road
18 out of the deal. Then whenever they get
19 their equipment away, then we'll look at
20 what we can do to the parking lot.

21 MR. NOTARI: Is the whole road
22 getting paved to Connell or just --

23 MR. SEMENZA: No, from the gate up.

24 MS. BARTOLETTI: Yes.

25 MR. SEMENZA: Anybody have any

1 questions for Dave? Thanks, Dave. Chief,
2 police report, please.

3 CHIEF DUBERNAS: Good evening. I
4 really don't have too much. Just a few
5 things. We received another grant for
6 1,200-some dollars, Team Mobilization. It
7 took effect yesterday. So you'll see a
8 couple more guys out, especially around the
9 school area. That's where it has to be.
10 It's to enforce teenage driving, wearing
11 seat belts.

12 All of our new hires are either on
13 the road or started working already. They
14 all have SFST class. So everyone in our
15 department is certified so we can get the
16 grant again to do DUI checkpoints or DUI
17 roving. And for the holiday season they
18 have another grant that we're eligible to
19 get. It's Cops and Shops. They're bringing
20 that back after probably about five or six
21 years.

22 Then tomorrow and -- Thursday and
23 Friday of this week and Thursday and Friday
24 of next week officers Buggy and Kimble are
25 going to a seatbelt tech class, this week

1 and next week. So we'll be able to get
2 another grant so we can have seatbelt
3 fittings. Without a tech you can't apply
4 for the grant to get the seatbelt. As long
5 as you have one technician for the seatbelt
6 you can have as many officers as you want
7 working it. So for a 32-hour class this
8 Thursday and Friday and next Thursday and
9 Friday they'll be gone to Luzerne County
10 Community College for that class.

11 This Saturday we're doing a joint
12 operation with the DEA to take back the
13 drugs at CVS from ten to two. Anybody has
14 any old prescriptions or anything bring them
15 there. We'll have a box set up on Saturday.

16 All of our computers are in our cars
17 and our computer guy is coming tomorrow to
18 get them all linked.

19 MR. RUSSELL RINALDI: How many
20 computers, Chief?

21 CHIEF DUBERNAS: Six, six printers.
22 Then Officer Buggy will start from there to
23 get all of our JNET and everything on them.

24 MR. SEMENZA: Anybody have any
25 questions for the chief?

1 MR. NOTARI: Chief, did we make a
2 decision on Lawrence Street?

3 CHIEF DUBERNAS: No, we're still
4 talking about it.

5 MS. BARTOLETTI: We will know more
6 for the work session on that. We got a
7 little sidetracked with some other things.

8 MAYOR MULKERIN: Chief, Marylynn,
9 you know how we spoke about the car that we
10 phased out, about putting insurance on it so
11 we can use it as a decoy car at some
12 intersections? Did we get any progress on
13 that?

14 MS. BARTOLETTI: No, because the car
15 has --

16 CHIEF DUBERNAS: We have a lot of
17 issues with that car. The door's ready to
18 fall off.

19 MAYOR MULKERIN: What cars do we
20 have back there? There's two of them.
21 Right? None of them are able --

22 MS. BARTOLETTI: There's two. I
23 would definitely not take the Charger out.
24 I just wasn't sure what you thought.

25 MAYOR MULKERIN: You guys know from

1 meetings people come in and say they're
2 speeding on my street. Just another tactic
3 for us to do that. We have a car that we
4 can put at a stop sign, intersection.

5 MS. BARTOLETTI: How is the
6 situation with the other ones back there?

7 CHIEF DUBERNAS: I don't know. The
8 one back there, that's the one that won't go
9 in gear. The old, old car, too. But I'm
10 not sure about the two at the DPW garage.

11 MAYOR MULKERIN: So something to
12 look into. Also, I know we have the one at
13 the park, that borough truck that we have
14 there over the summer to deter some
15 vandalism.

16 MS. BARTOLETTI: They use that.
17 That's the park truck.

18 MAYOR MULKERIN: In the winter would
19 we be able to use that at intersections?

20 MR. PAPI: Larry said they stop all
21 the time. Everybody stops.

22 MR. RUSSELL RINALDI: I go that way
23 a lot to the mailbox, and one night I went
24 up to it and I thought it was them. I stop
25 all the time. I thought it was them.

1 You're supposed to stop, Chief, three
2 seconds? I stopped five. It's a good idea.

3 MR. SEMENZA: Anybody have any other
4 questions for the chief? Thank you, Chief.
5 Bill?

6 ATTY. RINALDI: I don't have
7 anything to add for the public meeting.
8 Everything else is litigation, which we
9 covered earlier.

10 MR. SEMENZA: Marylynn?

11 MS. BARTOLETTI: I just wanted to
12 let you know on the agenda is about the 2016
13 CDBG funds. So have a resolution to pass
14 that tonight. They have requested that we
15 temporarily put it into housing rehab, but
16 we know that we're going to be putting it
17 towards paving.

18 So what I would rather do is just
19 have you vote on not what they have here but
20 say we're going to put the money in paving.

21 ATTY. RINALDI: Eisenhower and
22 Apollo Drive.

23 MS. BARTOLETTI: Once we take them
24 over. Since we know that it's an automatic
25 approval because of the low income housing.

1 So rather than pass this resolution saying
2 it's going to go into rehab for residential,
3 Bill doesn't want to take a chance at that.
4 Then we'll use that money for paving.

5 MR. FEBBO: Apollo Drive, I got
6 couple calls. Are we doing it or --

7 MS. BARTOLETTI: No, here's the
8 thing. We've been getting a tremendous
9 amount of phone calls from people who live
10 on Kohler, Apollo, Eisenhower, and I think
11 they think that by being bullies and calling
12 here, screaming at people, that that's going
13 to make this happen faster.

14 I spoke to the acting director of
15 Lackawanna County Housing, and what he said
16 is anyone who calls, send all the phone
17 calls to his office and let them take care
18 of it because they shouldn't be calling
19 here. They basically rent from Lackawanna
20 County Housing. They're responsible for
21 them. So for people to be calling here
22 yelling, screaming, carrying on, believe me
23 you can't imagine what we've been going
24 through. So they want all the phone calls
25 to be directed to them and they'll handle

1 it. Don't give any explanations because as
2 of right now we do not own either Eisenhower
3 and we do not own Apollo. And Lackawanna
4 County Housing can say that until they're
5 purple, but we don't own those roads. Bill
6 can attest to that. He's trying to get it
7 to a point so that they will turn them over
8 to the borough. Then we can do some paving.
9 But until that happens we can't do anything
10 because we don't own them.

11 MR. FEBBO: I remember we discussed
12 this several times but I don't know if it's
13 conclusive.

14 ATTY. RINALDI: Their solicitor and
15 their engineer are working on the deed of
16 dedication, so they're out there surveying
17 it and getting meets and bounds.

18 MS. BARTOLETTI: As of right now
19 nothing has been coming back to us. Anyone
20 who asks, you refer them back to Lackawanna
21 County Housing.

22 MR. FERRETT: Why aren't we
23 accepting these roads?

24 ATTY. RINALDI: Because nobody wants
25 to pave them. Two years ago the county came

1 in here to a meeting and said we know
2 they're all our roads. We're going to pave
3 them. Then all the sudden that tune changed
4 and they don't want to pave them.

5 MR. FERRETT: Don't you think for
6 one minute that we should negotiate with
7 these people, see if we can get some funds?

8 ATTY. RINALDI: I've been trying.

9 MR. FERRETT: The county is
10 collecting all the rent off this and we got
11 to do the bulk of the work and pave their
12 roads, and people in this town that are
13 paying taxes don't have their roads paved?
14 That don't make sense, Bill.

15 ATTY. RINALDI: They were supposed
16 to turn them over.

17 MR. FERRETT: You're making a big
18 mistake by going --

19 ATTY. RINALDI: Not the roads, Joe.
20 The agreement the borough signed with the
21 county said when they complete the
22 development they would dedicate the roads to
23 the borough. They never did.

24 MR. FERRETT: I don't know where you
25 see that in that thing because I have that

1 document at home, and I'll tell you what,
2 I'm going to discuss it with council. If
3 council wants to do this they can go ahead
4 and do this. But I'm telling you --

5 ATTY. RINALDI: The one mistake is,
6 you're right, they should be paying sewer
7 bills. I totally agree. But one solicitor
8 so many years ago said --

9 MR. FERRETT: I'm only speaking my
10 opinion and I'm telling you something. For
11 us to take over these road and for the
12 county to be collecting this money and they
13 can go ahead and pave the roads it is a
14 terrible mistake that this council will be
15 making because, I'll tell you what, we
16 should sit down with them, we should
17 negotiate with HUD and try to get some money
18 that -- even if it was a 50/50 proposition.
19 It's better than nothing. But for us not to
20 get no money at all and they're collecting
21 all the money --

22 MS. BARTOLETTI: Joe, this has been
23 going on for a lot of years. The problem is
24 Lackawanna County Housing, the staff they
25 have there are insisting that the roads