

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 JUNE 19, 2018

10 7:00 P.M.

11 OLD FORGE MUNICIPAL BUILDING

12 314 SOUTH MAIN STREET

13 OLD FORGE, PENNSYLVANIA
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18 COUNCIL MEMBERS:

19 ROBERT SEMENZA, PRESIDENT

20 JOSEPH FERRETT

21 LOUIS FEBBO

22 RICK NOTARI

23 JAMES HOOVER

24 WILLIAM RINALDI, ESQUIRE, SOLICITOR

25 MARYLYNN BARTOLETTI, BOROUGH MANAGER

Mark Wozniak
Official Court Reporter

1 MR. SEMENZA: Good evening, ladies
2 and gentlemen. Welcome to the June 19, 2018
3 meeting.

4 (The Pledge of Allegiance was
5 recited.)

6 MR. SEMENZA: Roll call, please.

7 ATTY. RINALDI: Mr. Febbo?

8 MR. FEBBO: Here.

9 ATTY. RINALDI: Mr. Ferrett?

10 MR. FERRETT: Here.

11 ATTY. RINALDI: Mr. Hoover?

12 MR. HOOVER: Here.

13 ATTY. RINALDI: Mr. Notari?

14 MR. NOTARI: Present.

15 ATTY. RINALDI: Mr. Rinaldi is
16 absent, Mr. Lenceski is absent. Mr.
17 Semenza?

18 MR. SEMENZA: Here. Once again,
19 welcome to the Old Forge Borough Council
20 meeting of June 19, 2018. I'm going to go
21 through some housekeeping items.

22 The first motion is a motion to
23 approve the minutes in your packet.

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

25 MR. SEMENZA: I'm going to take back

1 that motion. The chair would ask for a
2 motion to approve the treasurer's reports.
3 Note that this does not include the sewer
4 accounts.

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

6 MR. SEMENZA: By Councilman Notari.
7 May I have a second?

8 MR. HOOVER: I'll second it.

9 MR. SEMENZA: Seconded by Councilman
10 Hoover. On the question? Public input?
11 Roll call, please.

12 ATTY. RINALDI: Mr. Febbo?

13 MR. FEBBO: Yes.

14 ATTY. RINALDI: Mr. Ferrett?

15 MR. FERRETT: Yes.

16 ATTY. RINALDI: Mr. Hoover?

17 MR. HOOVER: Yes.

18 ATTY. RINALDI: Mr. Notari?

19 MR. NOTARI: Yes.

20 ATTY. RINALDI: Mr. Semenza?

21 MR. SEMENZA: Yes. The next motion
22 is a motion to approve invoices for payment.
23 Note that this does not include sewer
24 accounts.

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

1 MR. SEMENZA: By Councilman Notari.
2 May I have a second?

3 MR. FEBBO: I'll second that.

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

7 ATTY. RINALDI: Mr. Febbo?

8 MR. FEBBO: Yes.

9 ATTY. RINALDI: Mr. Ferrett?

10 MR. FERRETT: Yes.

11 ATTY. RINALDI: Mr. Hoover?

12 MR. HOOVER: Yes.

13 ATTY. RINALDI: Mr. Notari?

14 MR. NOTARI: Yes.

15 ATTY. RINALDI: Mr. Semenza?

16 MR. SEMENZA: Yes. The next motion
17 is a motion to approve sewer department
18 financial reports.

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

20 MR. SEMENZA: By Councilman Notari.
21 May I have a second?

22 MR. HOOVER: I'll second it.

23 MR. SEMENZA: Seconded by Councilman
24 Hoover. On the question? Public input?
25 Roll call, please.

1 MS. BARTOLETTI: Councilman Febbo?

2 MR. FEBBO: Yes.

3 MS. BARTOLETTI: Councilman Ferrett?

4 MR. FERRETT: Yes.

5 MS. BARTOLETTI: Councilman Hoover?

6 MR. HOOVER: Yes.

7 MS. BARTOLETTI: Councilman Notari?

8 MR. NOTARI: Yes.

9 MS. BARTOLETTI: Councilman Semenza?

10 MR. SEMENZA: Yes. The next motion

11 is a motion to approve sewer department

12 invoices for payment.

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

14 MR. SEMENZA: By Councilman Notari.

15 May I have a second?

16 MR. FEBBO: I'll second it.

17 MR. SEMENZA: Seconded by Councilman

18 Febbo. On the question? Public input?

19 Roll call, please.

20 MS. BARTOLETTI: Councilman Febbo?

21 MR. FEBBO: Yes.

22 MS. BARTOLETTI: Councilman Ferrett?

23 MR. FERRETT: Yes.

24 MS. BARTOLETTI: Councilman Hoover?

25 MR. HOOVER: Yes.

1 MS. BARTOLETTI: Councilman Notari?

2 MR. NOTARI: Yes.

3 MS. BARTOLETTI: Councilman Semenza?

4 MR. SEMENZA: Yes. At this time I'm
5 going to go to our department heads.

6 Everybody has Paul Papi's report in their
7 packets. Does anybody have any questions
8 for Paul? Paul, do you have anything to
9 add?

10 MR. PAPI: No, everything is okay.

11 MR. SEMENZA: Anybody have any
12 questions for Paul?

13 Paul, I know I spoke to you earlier
14 about Winter Street, about the possible
15 water main break. Did you make sure you
16 contacted Steve?

17 MR. PAPI: I'll get in touch with
18 Steve tomorrow, find out what --

19 MR. SEMENZA: It looks like somebody
20 did something over there, whether it was
21 homeowners fixing their lawn or whether the
22 water company was there.

23 MR. HOOVER: The address?

24 MR. PAPI: The new development on
25 Winter Street.

1 MR. HOOVER: Ermolovich's water
2 service comes down from the back.

3 MR. SEMENZA: This is right next to
4 Diakiw.

5 MR. HOOVER: Right by the Y.
6 There's a subsidence in the yard.

7 MR. PAPI: We had two problems
8 there. One was a leak on Nicholas, right at
9 the Y. That was fixed. But the problem was
10 in our manhole in front of the house on
11 winter. There was water gushing to our
12 sewer line from around the sewer pipe. That
13 I never saw before. That's why I called the
14 water company and he has a few ideas where
15 he thought it might have been either theirs
16 or hers. He was going to shut off the
17 valve, send a listening team.

18 MR. SEMENZA: This is going on
19 longer than two weeks.

20 MR. PAPI: About a month.

21 MR. HOOVER: I'll find out tomorrow
22 and call you.

23 MR. SEMENZA: Anybody have questions
24 for Paul?

25 MR. NOTARI: No.

1 MR. SEMENZA: Thank you, Paul.
2 Everybody has Steve's report in their
3 packet. Steve, anything to add?

4 MR. BIERYLA: No.

5 MR. SEMENZA: Anybody have any
6 questions for Steve?

7 MR. NOTARI: No.

8 MR. SEMENZA: Steve, do we have any
9 issues with high grass or anything early in
10 the season yet?

11 MR. BIERYLA: Fine right now.

12 MR. SEMENZA: Keeping on top of it?

13 MR. BIERYLA: As fast as I can get
14 to them. They keep popping up.

15 MR. SEMENZA: I'm sure. Dave, what
16 do you have for us?

17 MR. LOPATKA: I don't have anything
18 for you.

19 MR. SEMENZA: Anybody have any
20 questions for Dave?

21 MR. LOPATKA: Well, one thing. I
22 did put together a change order we had
23 spoken about with regard to taking the five
24 streets off we added from last year and then
25 adding Sussex and Meade. So that's actually

1 the contractor. I'm going to meet them
2 Thursday.

3 MR. SEMENZA: Did anybody look into
4 paving the road going up to Pagnotti?

5 ATTY. RINALDI: I'm going to do that
6 once I get the appraisal for the property,
7 see if we can work something out at the
8 closing. It's their road, so we have to get
9 their permission.

10 MR. SEMENZA: Do we want to put it
11 on that paving project?

12 MS. BARTOLETTI: It's not liquid
13 fuels. Our own paving money.

14 ATTY. RINALDI: I want to see if
15 they'll allow it. What they'll allow.

16 MR. NOTARI: We were going to look
17 into the conservation district grant as
18 well. Right?

19 MR. SEMENZA: Did you talk to
20 anybody?

21 MR. NOTARI: I can if you want.

22 MS. BARTOLETTI: I was working on
23 it, but see what you can find out as well.

24 MR. FEBBO: Dave, could you add
25 anything to the mystery about Apollo Drive?

1 MR. LOPATKA: I actually spoke with
2 Tony Grizzanti from KBA. He said they're
3 bidding it on their own. So we're not
4 adding it to our paving contract. They're
5 going to bid it and, hopefully, do it in
6 accordance with the ordinance requirements,
7 which they would have to call us because we
8 would have to inspect it to make sure they
9 built it properly.

10 MR. SEMENZA: When was the last time
11 you spoke to them about this?

12 MR. LOPATKA: About three weeks ago.
13 I haven't seen anything out for bid, but
14 that's what I was told by him and Lou from
15 the county. I saw him about two weeks ago,
16 he said that they're going to bid it on
17 their own.

18 ATTY. RINALDI: I got three calls in
19 since -- three or four calls in to their
20 solicitor and left my cell phone number
21 today, telling him it was urgent. I didn't
22 get anything back yet.

23 MR. SEMENZA: Where do we go from
24 here? It's a revolving circle. The borough
25 residents have to deal with the potholes and

1 they won't fix it. I mean, they're held
2 hostage in that development for no reason.

3 MR. RUSSICK: Call Martina
4 Washington in Philadelphia. She has the
5 background.

6 MR. SEMENZA: We have spoken with
7 her.

8 MR. HOOVER: Does Tony Grizzanti
9 have to put the job out for bid?

10 MR. LOPATKA: Yes.

11 MR. HOOVER: I'll call Tony
12 tomorrow. I know him well.

13 MR. LOPATKA: I can call Tony and
14 find out if, in fact, he's putting a bid
15 package together.

16 MR. HOOVER: I'll call him tomorrow
17 and find out when. I'll tell him it has to
18 be done soon.

19 MR. SEMENZA: Anybody have anything
20 else for Dave? Thanks, Dave. Chief, you're
21 up. Everybody has the chief's report in
22 their packet. Do you have anything to add?

23 CHIEF DUBERNAS: The only thing, the
24 civil service commission. August 25th is
25 the PT test. September 1st is going to be

1 the written. The posting will go in the
2 paper this week or next week.

3 I talked to Jake. He has several
4 machines coming in this week. He'll put one
5 on the side for us. He needs to give us our
6 PO and he'll deliver it. We have our
7 calibrations coming up. That's for the
8 ENRADD machine. Probably next two weeks.

9 MR. SEMENZA: Okay. Everybody will
10 be trained when that comes in?

11 CHIEF DUBERNAS: Everybody is VASCAR
12 certified. They just have to take the time
13 for this.

14 Our Click It or Ticket is done. A
15 lot of citations written.

16 MR. SEMENZA: Do you want to update
17 everybody, it was a grant from the county?

18 CHIEF DUBERNAS: The state. They
19 give it three or four times a year.

20 MR. SEMENZA: The money goes right
21 to the municipality?

22 CHIEF DUBERNAS: Yes, the borough.

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

25 MR. NOTARI: Chief, successful drug

1 take back with CVS. Is there an amount of
2 containers that are collected?

3 CHIEF DUBERNAS: It doesn't go by
4 containers. They just give us boxes. We
5 average -- they get two boxes the size of
6 that podium. We filled two. Especially
7 last October, when they started taking the
8 pet pills. We get a lot of people. We get
9 them all the time. If somebody passes away
10 and they have a bunch of pills they'll bring
11 them here. We just put them in our evidence
12 until October. So we'll collect them all
13 throughout the whole thing until October,
14 and the end of October we'll do it again and
15 start them with that. But it's been very
16 successful.

17 The county does one, too, with Old
18 Forge Pharmacy. I tried to talk to that
19 girl, because she does it, like, two weeks
20 after the national one. I told her if she
21 can separate and do it in June or July,
22 every three to four months. She said they
23 don't get that many. We do ours in October.
24 Every six months we do it. She said she's
25 going to look into it.

1 MR. HOOVER: At the corner of Albion
2 Street and Oak Street, the garage on the
3 corner, do you have any complaints there
4 about people?

5 CHIEF DUBERNAS: We had complaints
6 there. We spoke to the guy. He was putting
7 a car right on the corner and you couldn't
8 see. Once we spoke to him we haven't had
9 any issues.

10 MR. HOOVER: Cars and trucks. He
11 puts them on both sides of the street.
12 Somebody's coming out of there and
13 somebody's trying to come in it's very --

14 MAYOR LEGG: I talked to that guy a
15 month ago. He was very nice. I said try to
16 do the best you can. People are having
17 trouble. He said he would.

18 CHIEF DUBERNAS: It wasn't so much
19 the parking on Albion Street. It's when you
20 came to the stop sign at Oak and Albion and
21 you went to look left you couldn't see.

22 MR. HOOVER: People tend to stay in
23 the middle of the road there because there's
24 cars on both sides. If there's a car coming
25 in he has to stop, and now he can't see

1 because the car's in the way. You have four
2 cars on both sides.

3 CHIEF DUBERNAS: He was parking them
4 in his little lot. We asked him not to
5 because he had them right on the corner and
6 you couldn't see up Oak Street.

7 MAYOR LEGG: I'll stop in and see
8 him tomorrow.

9 MR. SEMENZA: I didn't get any
10 complaints.

11 CHIEF DUBERNAS: We spoke with him
12 before. He was very nice to us.

13 MR. SEMENZA: Anybody have anything
14 else for the chief? Thanks, Chief. Bill,
15 solicitor's report, please.

16 ATTY. RINALDI: Still waiting for
17 the appraisal to close Pagnotti.

18 The hearing was continued on
19 Mr. Stocki.

20 We're waiting to hear back from the
21 church, the diocese. That's it.

22 MR. SEMENZA: Anybody have any
23 questions for Bill? Thanks, Bill.
24 Marylynn?

25 MS. BARTOLETTI: Okay. You have all

1 my financial reports. Does anyone have any
2 questions? Okay. I mentioned last meeting
3 and I'll mention again summer camp starts
4 July 2nd. We hired 23 counselors. We
5 already had quite a few people come in and
6 pick up applications.

7 Work at Miles Street, part of it was
8 already done to fix some of the swings and
9 that type of thing that had damage done to
10 them. Marion Street will probably be done
11 in the next couple weeks. Some of the parts
12 are a little harder to get for the apparatus
13 we got from the county. As soon as that
14 comes in they'll come back and install that
15 set up.

16 I have a quotation for security at
17 Miles. We've been working back and forth on
18 that. The one that's more difficult is
19 Marion because we don't have power or
20 anything at that park to be able to plug
21 cameras in. So it's a little bit tough.
22 The only way we can do it right now is if we
23 hooked onto the school's garage that they
24 have and ran electricity from there.
25 Otherwise, some other ideas that we can come

1 up with so we can be self-sufficient there.
2 But for now I'm pretty close to getting the
3 ball rolling at Miles.

4 MR. SEMENZA: Can we possibly look
5 into putting a service at Marion Street?

6 MS. BARTOLETTI: Yeah. I think if
7 we did that it would make it a lot easier.
8 I know we had talked about discussing if
9 they would put lights up for us to try to
10 light that up a little bit. Get the two
11 items done at the same time.

12 MR. SEMENZA: Why don't we look into
13 that. Make some phone calls, see what
14 that's going to cost us.

15 MS. BARTOLETTI: I think we have to
16 because that park is taking a beating again.

17 MR. FEBBO: No lights over there?

18 MS. BARTOLETTI: No.

19 MR. SEMENZA: No lights at all over
20 there.

21 MS. BARTOLETTI: Some of the
22 problems there actually happen in the
23 daytime, but because it's set a little bit
24 further back it's not noticeable.

25 MR. SEMENZA: If people know they're

1 on camera they might not be as destructive.

2 MR. FEBBO: Miles Street, we are
3 okay to go with that?

4 MS. BARTOLETTI: I think so. I have
5 to tweak it a little bit. I just got the
6 quote today. There's a couple adjustments I
7 have to make. It's right around where I
8 thought it would be. I think it will work
9 well.

10 MR. FEBBO: How about vandalism?

11 MS. BARTOLETTI: Just a small,
12 little amount. I think we have that under
13 control.

14 MR. NOTARI: Do we have the
15 restrooms open or closed?

16 MS. BARTOLETTI: Open.

17 MR. SEMENZA: Did we ever have any
18 kind of damage or anything done to the DPW
19 property?

20 MR. PAPI: We don't have damage.
21 What we have is people coming in and
22 dumping.

23 MR. SEMENZA: We may want to put a
24 camera there also.

25 MR. FEBBO: We talked about that

1 also.

2 MR. SEMENZA: On the same program.

3 MR. PAPI: There's a pole right
4 there, too.

5 MR. SEMENZA: See what happens.

6 MR. PAPI: They're dumping brush
7 mixed with dirt and concrete. You go over
8 there now you can see big slabs of concrete.
9 Last month it was fence posts with concrete
10 on the end of it. That's yard waste. We
11 can't throw that in there. We'll get in
12 trouble. We have to pick through it.

13 MR. FEBBO: Inside or outside the
14 fence?

15 MR. PAPI: Inside and outside.
16 Sometimes they back up to the wall and throw
17 it over. It depends if we have the gate
18 open or not. A lot of times we leave the
19 gate fake locked because we're waiting for
20 the company to come and change the cans. We
21 leave the gate on fake lock.

22 MR. SEMENZA: Look into that, too.
23 Anything else?

24 MS. BARTOLETTI: I think I brought
25 up at the last meeting about the person who

1 called complaining about the stop sign at
2 the base of the hill that goes up to the
3 park. They called again. The man asked the
4 borough to put a stop sign there.

5 MR. SEMENZA: Coming out onto the
6 dirt road going towards Connell Street.

7 MR. NOTARI: Isn't there a stop sign
8 already there coming out of the park?
9 Didn't we used to have one there?

10 MR. SEMENZA: No.

11 MS. BARTOLETTI: I just wanted
12 everybody to be aware that this person has
13 been calling. Jason and I and Paul talked
14 about it.

15 MR. NOTARI: Can we let the rec
16 board know and let their leagues know
17 that -- tell their parents and tell their
18 participants to slow down and stop? Can we
19 put a stop sign there? It's not our road.

20 MR. SEMENZA: What I think more the
21 problem is there that that person is a
22 little upset that there's traffic coming in
23 and out of there, from my understanding, and
24 he has come up to the park and made some
25 trouble a time or two. I don't know if it's

1 because of that.

2 MS. BARTOLETTI: That's why I'm
3 bringing it up.

4 MR. HOOVER: Put a stop sign on his
5 side, he has to stop.

6 MR. NOTARI: That's not our road
7 either.

8 MS. BARTOLETTI: The other part is
9 Duryea. He is considered a resident of
10 Duryea.

11 MR. NOTARI: We can't put a stop
12 sign up there?

13 MR. SEMENZA: Bill, could we put a
14 stop sign there?

15 ATTY. RINALDI: It's not your
16 property and it's not your road.

17 MR. SEMENZA: How about when we ask
18 them to pave the road if we ask them if they
19 mind putting a stop sign at the end of that
20 road? I'm sure people do just jet right out
21 there thinking it's a dirt road, nobody
22 comes from the other way.

23 ATTY. RINALDI: You can put a slow
24 children at play but not a stop sign.

25 MR. PAPI: It needs a requisition.

1 You have to do a traffic study.

2 MR. NOTARI: I don't know if we
3 necessarily want it enforced. We just want
4 people to stop.

5 MR. HOOVER: Once we pave the road
6 it's going to be worse.

7 MR. SEMENZA: How could we solve the
8 problem, Bill? I understand what you're
9 saying, but the problem is phone calls
10 coming in to Marylynn.

11 ATTY. RINALDI: All she has to say
12 is it's not borough property, call Pagnotti.

13 MR. SEMENZA: Anything else?

14 MS. BARTOLETTI: No.

15 MR. SEMENZA: Anybody have any
16 questions for Marylynn?

17 MR. NOTARI: No.

18 MR. SEMENZA: Thanks, Marylynn. I'm
19 going to go to public comment right now.
20 Angela?

21 MS. CENTRELLA: I am here along with
22 some of my buddies to talk about cats and
23 just to ask you for something really simple.
24 Before I do that, I just want to explain
25 where I'm coming from and why I'm here.

1 Three years ago three cats wandered
2 into my yard. Within weeks of one another
3 they all brought kittens. All the sudden I
4 had nine cats in the yard. I knew I had to
5 do something. So my husband and I, we
6 scratched our heads and we obviously came to
7 the conclusion that we have to stop the
8 breeding. So we grabbed as many as we
9 could, we trapped those we couldn't, we had
10 them all fixed. Nine cats are fixed, three
11 kittens we found homes for. We were left
12 with six cats.

13 Now, if we did nothing there could
14 potentially be 300 cats in the yard, but
15 three years later there are six cats in the
16 yard.

17 Now, part of the process in keeping
18 that population down after we spay and
19 neuter them is that we need to care and feed
20 them. They're not freeloaders, either.
21 They have a job to do. In addition, of
22 course, to keeping the rodent population
23 down their job in my neighborhood is to keep
24 other cats out, and they will. If they see
25 another cat coming in it will be chased out.

1 This way my neighborhood's a wonderful
2 place. My neighbors appreciate it except
3 for one cat hater. But they really
4 appreciate me. They offer me money to do
5 this, which we don't want. They offer me
6 food for the cats, which we don't want.

7 So my reason for being here, there's
8 a lot of people in the town that do what we
9 do. We don't make it public because we know
10 it's frowned on, but we do it. We keep the
11 population in our neighborhoods under
12 control. There's many neighborhoods that
13 are very, very pleasant. And I'm not saying
14 for the neighborhoods that are horrendously
15 overrun with cats. Possibly because no one
16 does anything in those neighborhoods. But
17 there's several of us who do it and our
18 neighborhoods are quite pleasant.

19 The only thing is what does the
20 borough do in response to us trying to help
21 the community? Do they thank us? No. They
22 send us threatening letters to stop feeding
23 the cats or else, and the penalty if we
24 don't cease and desist could be fines or
25 jail time.

1 Now, there is no ordinance, per se,
2 against feeding cats, but what they -- how
3 they send that threat, they say there is an
4 ordinance -- and I'm sure it dates back to
5 the 1800s -- which says if you care for an
6 animal it's considered yours and it has to
7 stay on your property.

8 Now, that was fine when people had
9 cows and pigs. You don't want them
10 wandering the streets. But cats are free
11 roaming. They always were and they always
12 will be. They're wild animals just like
13 possums and raccoons and birds. They cannot
14 be confined. Now, I'm talking feral cats.
15 Cats for the most part are wild animals.

16 So all I'm asking is that you'll
17 allow us to continue doing what we're doing
18 without repercussions, without threats to
19 put this town in the right direction. We
20 are trying to help you. Don't cut off your
21 nose to spite your face.

22 And I do want to put a face on
23 things just to give some perspective. These
24 are a few of my cats. This is Goldie, one
25 of my colony cats. She is the alpha cat in

1 my group. If another cat wanders into my
2 yard she goes after him like crazy. She
3 patrols my yard like a Doberman. These cats
4 are Rosie and Patches. They're a bonded
5 pair. When we had that awful blizzard last
6 year they got separated. It took Patches
7 three days to get back to her home. Cats
8 have feelings. By the way, this picture
9 made it to a national publication. It was
10 in the 2018 cat calendar put out by Alley
11 Cat Allies.

12 One more. This is Francis. Francis
13 got his name because I prayed to Saint
14 Francis. When he was little he was sick.
15 We did get him to a vet and he recovered.
16 Recently he didn't seem to be doing too
17 well. Before I got a chance to get him help
18 he stopped coming around. I haven't seen
19 him in a week. I believe he went off
20 somewhere to die, and it breaks my heart.

21 These cats are not monsters.
22 They're victims of irresponsible people who
23 you should be going after. Their only crime
24 is trying to survive.

25 I'd like to present a petition to

1 you. I put a petition out there just to see
2 if there would be any interest in what you
3 guys would do in this small town, in Old
4 Forge. Much to my surprise there's almost
5 3,000 signatures from around the world.
6 Everybody wants to know what Old Forge,
7 Pennsylvania is going to do. I'd like to
8 present that to you.

9 MR. SEMENZA: What were the letters
10 from the borough and who issued them?
11 Steve, you?

12 MR. BIERYLA: Yes. It's the
13 nuisance clause, where penalty is --

14 MR. SEMENZA: Everything is with our
15 ordinance?

16 MR. BIERYLA: Right.

17 MR. SEMENZA: That ordinance, when
18 was that made?

19 ATTY. RINALDI: 2001.

20 MR. SEMENZA: That dates from 2001.
21 Angela, I don't think anybody here is
22 against what you guys are doing. I
23 understand it, I get it. I talked to some
24 people about it and I understand where the
25 problem would occur if people didn't spay or

1 neuter cats. You would have a bunch. I
2 live on Edith Street and I'll be sitting on
3 the porch and one will come walking by. I
4 have a problem in my neighborhood, but I
5 don't have a problem of -- I see that cat
6 every day and a couple other cats every day.
7 Somebody in my neighborhood is obviously
8 doing the same thing, but I have spoken to
9 some people that their neighborhoods are
10 overcome by cats.

11 MS. CENTRELLA: Nobody's doing
12 anything in that neighborhood.

13 MR. SEMENZA: I don't think the
14 borough is against what you're doing. I
15 think it's just basically the ordinance.

16 Steve, you know the ordinance pretty
17 well. Is there anything that could be changed
18 in the ordinance?

19 MR. BIERLYA: Here's the problem
20 with even the T and R. The cat roams, and
21 everybody has a nice mulched garden and some
22 cat decides to make it his own private
23 depository. That's where everybody
24 complains. That's where most of the
25 complaints come in. Then they complain that

1 the cats that hang around the yard -- like
2 over on Sibley Avenue. A tremendous problem
3 over there. The next-door neighbor says
4 well, the cat goes on his lawn. The cat's
5 doing their business on his lawn, the cat's
6 peeing on his bushes, and he doesn't want
7 it. He wants the cat to stay -- because
8 it's a pet, put a leash on it and keep it on
9 your property. That's why the nuisance
10 clause comes in. If the cat stays on your
11 property and doesn't bother anybody, fine.

12 MS. CENTRELLA: These are not pets.
13 They're wild animals.

14 MR. BIERLYA: It stems from
15 Harrisburg. You get a leash law from
16 Harrisburg about a dog, all other animals.
17 There's nothing on the books about cats. So
18 your petition, I think, is great here. I
19 don't think we can change things too much
20 because of the nuisance clause. I think all
21 the townships need to bond together and go
22 to Harrisburg and let them come up with a
23 solution for us, because every town has
24 feral cats and every town has people that
25 feed them and every town has people that T

1 and R and every town has people that don't.
2 The people that don't -- like you said.
3 Three is six, six is 18, 18 is 36, 42.

4 MS. CENTRELLA: It's education.

5 MR. BIERLYA: But the problem is you
6 get people that just don't care. They put
7 the food out and the cats go. What you're
8 saying is that's correct. Education is
9 worth it's weight in gold. But it's got to
10 start at the top level. Harrisburg and
11 everybody else has to be aware of everybody
12 else's problem because everybody comes in to
13 the small borough and says we have a problem
14 and we want to do this and we want to do
15 that.

16 Well, everybody writes something for
17 some reason. It's up to them to write
18 something so that we can follow because the
19 only thing we have to follow is -- you guys
20 are trying to do a great job. You have your
21 cats, you're fond of cats. I'm not saying
22 I'm against it, I'm just saying when
23 somebody else calls me and says I'm sick and
24 tired of these cats making my mulch garden
25 their compost pit you have to do something.

1 I get pounded with that.

2 So the solution there for me is to
3 try to tell somebody to stop feeding cats
4 because they all congregate in one area.

5 MS. CENTRELLA: If we stop taking
6 care of the cats on our properties you're
7 not going to have six cats in the yard,
8 you're going to have 106 cats. That's what
9 people don't understand. People don't
10 understand -- they don't like them
11 eliminating in their yard. Fine. I have
12 such a neighbor.

13 We live on the edge of the woods.
14 We have possum, we have skunk, raccoon, deer
15 and an occasional bear pooping in the yard.
16 But blame the cats because you can see the
17 cats. They're there in the day. I don't
18 think you need to go to Harrisburg. You can
19 support us. Call the animal control office
20 in Scranton. See what they're doing. Why
21 are we not going along with this? I don't
22 understand.

23 MR. BIERLYA: Here's something that
24 you just said. You're paying for them.
25 Well, then, at the state level if they have

1 a grant for everybody that gets involved in
2 it, then it becomes a statewide level where
3 everybody's going to do it and then you're
4 not complaining. I'm taking the money out
5 of my pocket to satisfy my needs but
6 somebody else isn't. It's the state level.

7 MS. CENTRELLA: The state isn't
8 going to offer money for a spay/neuter
9 program.

10 MR. SEMENZA: Were you fined?

11 MS. CENTRELLA: I don't know. I'm
12 not aware.

13 MR. SEMENZA: You said --

14 MS. CENTRELLA: It says it in the
15 letter that you could be fined or 30 days in
16 jail.

17 MR. SEMENZA: You haven't been?

18 MS. CENTRELLA: No.

19 MR. BIERYLA: Nobody has.

20 MR. NOTARI: Steve, you're just
21 acting on complaints. Correct?

22 MR. BIERYLA: Correct.

23 MR. FEBBO: Did you ever consider
24 organizing in the community for what you're
25 doing here to educate communities? I don't

1 think that's our responsibility to --

2 MR. PARKER: There are a lot of
3 rescue organizations around here that are
4 willing to step in, but they can't do it
5 unless the town supports them.

6 MR. FEBBO: Locally here what you're
7 doing. If you could educate -- like Steve
8 mentioned, Sibley Avenue. We have a
9 horrendous problem there. If he can tell
10 you where the problems are in town, you're
11 group go over there and educate them.

12 MS. CENTRELLA: We would love to do
13 that.

14 MR. SEMENZA: We're not saying that
15 we're against anybody. We're for a solution
16 of a problem that the borough has. An
17 ordinance is put in place as a tool. It's a
18 powerful tool, used the correct way. You
19 take that ordinance away you can have major
20 problems. Then you have no laws on
21 anything. That ordinance isn't in place to
22 hurt people that are trying to do good for
23 the community.

24 MR. RUSSICK: When you have an
25 ordinance or a law there's the letter of the

1 law or ordinance and there's the intent of
2 that law. You always have to look at what
3 is the intent. You don't license a cat.
4 You license a dog. Cat is considered a wild
5 animal. It's education for the community.

6 MR. SEMENZA: We're not saying we're
7 against it. I'm not personally. I
8 understand the intent. Like I said, you
9 take that ordinance away it can do more harm
10 than good.

11 MS. CENTRELLA: We're not asking you
12 to take the ordinance away. We're asking
13 you to exempt us who do the right things for
14 the community, trying to help.

15 MR. SEMENZA: We can't single people
16 out either.

17 MR. BIERYLA: I have a terrific
18 idea. I get a cat complaint I would gladly
19 call any one of you, tell you who they are,
20 and your group can go over and educate them
21 and see exactly what the problem is.

22 MS. WILLIAMS: My name is Mary
23 Zaleski Williams. I'm no longer a resident
24 of Old Forge. I'm very curious, that I
25 believe this gentleman is the gentleman who

1 sent you the letter.

2 MR. SEMENZA: Our zoning officer.

3 MS. WILLIAMS: You get an anonymous
4 letter with no signature on it and you send
5 a letter that says stop, cease, quit feeding
6 or you will face jail time?

7 MR. BIERYLA: I don't do that unless
8 I go over and investigate it first. If
9 there's numerous cat bowls and you see a lot
10 of cats I look at the address and send a
11 letter if nobody's home. If somebody's home
12 I'll knock on the door.

13 MR. NOTARI: You're not signing the
14 letter or it's not on borough letterhead?

15 MR. BIERYLA: Yeah, it's on borough
16 letterhead.

17 MS. WILLIAMS: The person that
18 complains sends an anonymous letter --

19 MS. BARTOLETTI: Excuse me one
20 second. I am Steve's boss, and my office is
21 where all phone calls come in. I have two
22 administrative assistants who at times are
23 bombarded with massive amounts of phone
24 calls just in a week's time. Certain times
25 of the year it gets very bad. They try to

1 assist Steve because so many calls come in.
2 Most of the time people do leave their
3 names, their phone numbers. They're not
4 anonymous letters, they're phone calls that
5 come in. And whether it's a cat problem or
6 anything else, in our ordinance book Steve
7 is responsible to follow up on those things
8 and treat every ordinance in that book the
9 same way. Whether it's nuisance cats or
10 it's a car parked the wrong way or whatever
11 the issue is. There's lots and lots of
12 issues. If those calls continue to come in
13 to the borough we need to address them.

14 I understand your part, but there's
15 the opposite side with the people who feel
16 they are being bothered or someone is doing
17 something wrong. It's Steve's job to follow
18 up with those things. I don't want anybody
19 to make a point that he's not doing the
20 right thing because he is.

21 MS. WILLIAMS: If push came to shove
22 and you have to go to court and you have a
23 letter that's signed anonymous --

24 MS. BARTOLETTI: We don't have
25 letters, they're phone calls.

1 MS. WILLIAMS: This was a letter
2 that was taken action upon, and I'm saying
3 that the accuser -- she needs -- like, if
4 you're complaining about her and you're
5 acting on an anonymous letter and we go to
6 court she has a right to know who her
7 accuser is.

8 MR. SEMENZA: Our zoning code
9 enforcement officer said he will not send a
10 letter unless there's an investigation
11 first. Obviously there was an investigation
12 done and his findings were that he sent a
13 letter in regards to what he sent. Like I
14 said, we're not here to shut anybody down or
15 tell you you can't do what you're doing. I
16 understand what you're doing. I think it
17 does help.

18 MS. CENTRELLA: All I'm asking is
19 that we be allowed to do what we're doing.
20 You talk about education, that's the best
21 thing.

22 MR. SEMENZA: I think the best thing
23 we can do right now is what Steve suggested.
24 When you get a call --

25 MS. HARDING: My name is Rachel

1 Harding. I just thought maybe if we can
2 give you our names, our numbers maybe we can
3 have, like, a little sign in our front yard
4 that says colony cat caretaker or whatever.
5 They know anybody can come here and say I
6 need to speak with one of these girls. I
7 have an issue with cats. We can have that
8 for the people who are around us and see all
9 the cats that hey, there's something going
10 on there. We just want to be able to do
11 what we're doing without -- I'm not saying
12 get rid of the ordinance, but kind of let us
13 do what we're doing.

14 MR. SEMENZA: Again, I get it.

15 MS. HARDING: My neighbor who revs
16 his motorcycle at 10:00 at night is a
17 nuisance.

18 MR. SEMENZA: But if you did he
19 would get a letter sent to him whether he
20 thought he was doing something wrong or not.
21 He might be trying to fix it. Nobody looks
22 at him and says why is he doing this. We're
23 just following the letter of the law.

24 MS. HARDING: I'm not blaming him.
25 He's doing his job. But what we're trying

1 to do is get some leeway on trying to take
2 care of the problem.

3 MR. SEMENZA: Councilman Febbo?

4 MR. FEBBO: We agree with you.
5 You're doing a great job. Where we can't
6 help you -- I'm sure everyone on council
7 will support you if you take out what you're
8 doing. That being said, if you work with
9 our zoning officer and our business manager,
10 we have this list of people. He goes out
11 there and checks out a nuisance area like,
12 again, Sibley Avenue, and you're willing to
13 go over there and help people over there
14 with your neighbors and so on, leave a card
15 or something telling them you will help them
16 out, that would be a big asset to us on
17 council.

18 MS. CENTRELLA: We're certainly
19 willing to educate and tell them how to do
20 things, what has to be done, but I think a
21 lot of people in this town just want to
22 complain and say get rid of them. Just get
23 rid of them. They don't want to get
24 involved.

25 MR. FEBBO: It's because they don't

1 know there's something that can be done.
2 All they're looking at is the cats are a
3 nuisance. I agree with that because I have
4 lawn furniture I had to throw away because
5 of some cats. Once a cat gets in there it's
6 done.

7 MS. CENTRELLA: If a cat is not
8 neutered it's going to mark its territory.
9 It's going to spray.

10 MR. FEBBO: You're doing a great
11 thing. Help us in town. The problem is
12 people are doing the feeding aren't aware
13 that they can do this in a proper manner.
14 We can give you a list of people you can
15 contact, that these people have a problem
16 over there. Get in contact with them, we're
17 willing to help you with your problem.

18 MR. NOTARI: Maybe we can even put
19 their contact information on our website.

20 MR. SEMENZA: Do you have a group or
21 an organization developed? I'm not telling
22 you to start anything.

23 MR. FEBBO: You guys get organized
24 and come back to us, we'll be more than
25 happy to work with you.

1 MR SEMENZA: You say most of Old
2 Forge. I think you're hearing more the
3 haters than the people that are silent.

4 MS. CENTRELLA: The rest of us, we
5 lay low.

6 MR. SEMENZA: People chirping how
7 they hates cats.

8 MS. CENTRELLA: I want to present a
9 letter to you that was written and e-mailed
10 to Mayor Legg. It is from the president and
11 founder of Community Cats United. They're a
12 group of 23,000 in a hundred countries. She
13 has stepped in and offered to help this
14 community. She's offered an attorney free
15 of charge also to rewrite ordinances. But
16 for somebody of that level to offer help, I
17 mean, people care what goes on in this town.

18 MR. FEBBO: We're always looking for
19 help. We're looking for grant money,
20 anything we can get our hands on.

21 MS. CENTRELLA: We are helping you
22 out.

23 MR. FEBBO: Well, take the lead.

24 MS. CENTRELLA: We're getting
25 threatened for it.

1 MR. NOTARI: How would we designate
2 your cats as community cats as opposed to
3 cats that --

4 MS. CENTRELLA: When they're spayed
5 and neutered they clip their ears.

6 MR. NOTARI: I don't know anything
7 about that. That's not going to help me.
8 You're talking about rewriting the borough
9 code. I'm not sure how you would
10 differentiate that code as to what it's
11 there for, to prevent nuisance. Maybe not
12 from your perspective, but maybe from other
13 people's perspective, as said about the
14 motorcycle, that it can easily be bobcats on
15 my property. Well, it's a nuisance to me.
16 I don't want the cats on my property. He
17 doesn't think it's a big deal.

18 MS. CENTRELLA: But if you spay and
19 neuter the cats the population would be
20 under control. You wouldn't have a constant
21 barrage of more and more and more.

22 MR. NOTARI: But I don't think
23 that's the problem right now. The problem
24 is that there's cats doing their business on
25 other people's property.

1 MS. CENTRELLA: Well, other animals
2 do that.

3 MS. HARDING: The reason why the
4 cats are out there is because people abandon
5 them. Moved out of their apartment, let
6 them loose. Now they're wild.

7 MR. NOTARI: As you said, education
8 needs to be -- I have squirrels in my yard
9 but I'm not feeding them. I'm not taking
10 care of them. They're a wild animal.

11 MR. FEBBO: We hear you. We will
12 support you. You people need to take the
13 lead. I'm sure we will follow.

14 MR. BIERYLA: There's a license for
15 dogs. There's no license for cats. So it
16 becomes a nuisance to the person that
17 doesn't want other animals on their
18 property. It becomes a nuisance when
19 somebody has ten kids and they're always
20 running over their property. So if they
21 don't get any satisfaction from the neighbor
22 what do they do? They throw a fence up.
23 Now the kid can't go there.

24 Well, it's kind of, like, I got to
25 go by the letter of the law. I'm lenient.

1 I investigate, I look. I just don't go out
2 there and pound things out. But like
3 Councilman Febbo said, we're willing to work
4 with you, you work with us, because that is
5 an overwhelming complaint that I get for
6 cats. Then the big thing is people that
7 have high grass and don't take care of it.

8 So there are some fixes out there,
9 but if you're willing to help us with that
10 fix I'm all in for it because I get crushed.

11 MR. BOYLE: I own Pride Personal
12 Training. We're all going to go through a
13 little workout today. Wow, my love for Old
14 Forge is incredible. I just want to kind of
15 give you a little background. I want to
16 first thank you for your time to let me
17 speak on my friend Angela's behalf with the
18 cats.

19 But Old Forge, right now we train
20 three federal judges, 12 police officers.
21 We're on a three-month wait list. We train
22 13 professional fighters. The reason why
23 we're successful in Old Forge is because
24 we're a microcosm of Old Forge. We're about
25 community. We're involved in anti-bullying

1 programs. We do all these things in the
2 community. Anywhere I go -- we're at the
3 Mohegan Sun next month. Big venue. Banners
4 everywhere.

5 The reason why we're successful is
6 we're about community. We are Old Forge.
7 There's nothing more consistent with it
8 being community and benevolent than with
9 Angela and cats, helping helpless animals.
10 We're talking about when we were kids. We
11 never heard of these ordinances for cats.
12 We get too hung up on red tape. I
13 understand there's two sides of the street.
14 But we're talking about a spay and neuter
15 program to maintain population. I love the
16 idea of maybe creating a committee to drive
17 this, but it's so important that we look at
18 the helpless animal. That's so consistent
19 with what the pride in Old Forge is about.
20 It's helping something that can't help
21 itself. Right? These animals are
22 abandoned. Many of them are going to starve
23 and die. I don't think anyone here is
24 interested in that. Are we? Come on.

25 Now, I understand there's two sides

1 to this. We need to focus on education with
2 spay and neutering programs. We're going to
3 rally, make sure we organize. Angela spent
4 \$1,300 of her own money to spay and neuter
5 animals. So this is helping the problem.

6 I understand the letter, that
7 procedure, based on a complaint, but to have
8 a letter sent to you that you can
9 potentially wind up in prison for someone
10 who spent \$1,300 of their own money to help
11 feed helpless animals, that's not consistent
12 with what I tell everyone in Old Forge about
13 everywhere I go, that it's important we stay
14 true to who we are. This cause is
15 consistent with the ethics of this
16 community. Don't let these helpless animals
17 go down this way. That's not right. We
18 have to focus on community and education.
19 What's important is we stand with the cats.

20 MR. FEBBO: Excuse me. We resolved
21 that already. You're talking about pride.
22 Every single councilman sitting at this
23 table is sitting here because we have pride
24 in Old Forge. We can be a lot of other
25 places tonight. As a matter of fact, some

1 of our councilmen had the necessity to be
2 away from here. We volunteer to do what's
3 best for this community. We go by codes
4 that we have here, we try to enforce it for
5 the community. Every single one of us here
6 at this table are involved in a lot of
7 organizations for the community. We want to
8 make Old Forge a better place.

9 Based on what you're saying we hear
10 you, and I believe we said that to the lady.
11 We're willing to cooperate. You're being
12 redundant --

13 MR. BOYLE: It was my understanding
14 I had an opportunity on --

15 MR. FEBBO: You do. We're glad to
16 have you here. I know your place up the
17 road, here. That's great. That's what we
18 want to do, keep Old Forge Old Forge. We
19 always look at it as the jewel of the
20 valley.

21 MR. BOYLE: I don't think anything I
22 said was redundant. I'm allowed as a member
23 of the community to speak on my behalf. I
24 think it's important to reiterate some of
25 the important points of helpless animals.

1 MR. FEBBO: We did agree on that.
2 We agree to do everything we can to help you
3 out with that problem.

4 MR. BOYLE: I just want to reiterate
5 that this is something that is a benevolent
6 cause, is consistent with our values and
7 ethics, and it's something we have to rally
8 around. We're going to do everything we can
9 on our parts.

10 MR. FEBBO: We agree. That's one
11 problem that is overwhelming for Steve as
12 one person, to be the good guy and the bad
13 guy in the same situation. So any help we
14 can get from your organization would help.

15 MR. BOYLE: What would be the next
16 steps?

17 MR. SEMENZA: You guys organize some
18 kind of committee, organization somehow.
19 Can you guys leave your contact with Steve?

20 Steve, if you have any questions for
21 them or people that have questions to help
22 out in this situation refer to them.

23 I think I'd rather have you call
24 Steve directly than Marylynn's office
25 because he's code enforcement. Her office

1 gets swamped with calls that should be for
2 Steve and they're trying to play double duty
3 in that office. This will help him out
4 tremendously.

5 MR. FEBBO: Come up with a mission
6 statement.

7 MR. BOYLE: There's so much passion
8 behind the animal lovers in this community
9 just firsthand in dealing with people every
10 single day. There's a lot of passion for
11 animals. I'm just telling you that from
12 ground zero.

13 MR. SEMENZA: Nobody here wants to
14 be against what everybody's doing. I
15 actually think it will help and is helping.
16 I don't know the numbers that would be if
17 people didn't spay and neuter, but I know
18 it's greater than what it is now. Thank you
19 for what you're doing.

20 MR. FEBBO: Mare, your grant writer,
21 does she know anything about grants?

22 MS. BARTOLETTI: I would say if she
23 knew anyplace to get money she would have it
24 because she has approximately 40 cats with
25 her on her property.

1 MR. FEBBO: Could you ask her where
2 we're going here?

3 MR. SEMENZA: Thank you. All right,
4 that's all for public input. The chair is
5 going to go down the table, see if any
6 council members or the mayor have anything.

7 MAYOR LEGG: Two things. I sent
8 information for 12 tiles in Wisconsin. Put
9 that to rest. Hometown Heroes, the target
10 was 50 flags hung by Flag Day, June 14th,
11 and we hung 50 by June 14th. We had another
12 50 in May and we got another 25
13 applications. It's not slowing down.

14 MR. SEMENZA: It's a great thing.

15 MAYOR LEGG: We were supposed to
16 interview three part-time police officers.
17 I don't know what happened. That's on the
18 back burner until next week. Other than
19 that, that's all.

20 MR. SEMENZA: Going back to the
21 interviews, I'm on the personnel committee.
22 I had a prior engagement.

23 Councilman Febbo, what do you have
24 for us, anything?

25 MR. FEBBO: No.

1 MR. NOTARI: Just two things. Both
2 job related. Lackawanna County
3 commissioners are holding their first family
4 fun day on Saturday at McDade Park from 11
5 a.m. to 2 p.m. It's also in conjunction
6 with the county bike fair. Free bicycle
7 helmets to all children under 12 years old.

8 Also, Sunday is the annual Field of
9 Dreams baseball all star game starts at
10 1:30. Representatives from the Old Forge
11 team will play at 1:30. That's all.

12 MR. SEMENZA: Councilman Ferrett?

13 MR. FERRETT: Nothing.

14 MR. HOOVER: Two things. Chief,
15 that stop sign down at First and
16 Susquehanna, by the park, we should put a
17 car on that Susquehanna side. There must
18 have been ten cars cruised right through
19 that stop sign. With those kids running
20 around that park I don't understand how
21 somebody hasn't gotten hurt yet. It's a bad
22 spot. If you park on Susquehanna Avenue
23 you'll grab them all the time.

24 CHIEF DUBERNAS: Sit by Hoover
25 Street.

1 MR. HOOVER: It's a bad area.

2 What's our ordinance, Steve, for a utility
3 water leak or gas leak on a new paved road?

4 MR. SEMENZA: Five years unless it's
5 an emergency fix.

6 MR. BIERYLA: Yes.

7 MR. HOOVER: If it's an emergency
8 fix what do they have to do, just restore
9 the road the way it is?

10 MR. BIERYLA: Restore plus pave it.

11 MR. LOPATKA: I think it's 50 feet.
12 I have to look. Depending on how many cuts.
13 Some, if they have two cuts they have to
14 pave the whole block.

15 MR. SEMENZA: We did something like
16 that quite some time back.

17 ATTY. RINALDI: It's updated again.

18 MR. HOOVER: That's all.

19 MR. SEMENZA: And I have nothing.

20 At this time the chair would go into new
21 business. I'm going to ask for a motion to
22 remove Tom Scarnatto from the LLVSA board.
23 I'm going to give you a little history. Mr.
24 Scarnatto is the borough-appointed LLVSA
25 board member. He's been there quite some

1 time. Mr. Scarnatto, I believe, is in his
2 early 90s and he has not been at a meeting
3 since October 24th. LLVSA's rules and
4 regulations state that they follow the Pa.
5 Municipalities Act, which in the Pa.
6 Municipalities Act it states that removal of
7 a board member, once they miss three
8 consecutive meetings they can be removed by
9 the municipality itself or they have to be
10 removed by the municipality itself.

11 The reason why I bring this to the
12 table is because LLVSA is a pretty big
13 thing, and it's not like a recreation board
14 or whatever. I think the borough needs
15 representation down there, and we haven't
16 had any in nine months. Before that,
17 there's been some meetings missed here and
18 there.

19 I'm going to ask for a motion to
20 remove Tom Scarnatto from the LLVSA board.

21 MR. HOOVER: How long has
22 Mr. Scarnatto been on this board?

23 MR. SEMENZA: He has probably been
24 there 25 years. Somewhere along the lines
25 of that.

1 MR. FERRETT: Somewhere around
2 there. I'm not quite sure.

3 MR. SEMENZA: He is sickly, but if
4 you are sickly and you cannot fulfill your
5 position there for the borough itself you
6 should step down. I made a phone call and
7 asked him if he would and got really
8 nowhere.

9 Jobs in this borough -- at the LLVSA
10 are from people that live in the five
11 boroughs that LLVSA is owned by and we're
12 one of them. Old Forge is the biggest town.
13 We have the most rent payers of the five
14 boroughs. If a job comes up and it's Old
15 Forge's turn and we don't have
16 representation on there we're not going to
17 get a shot at a job. Not saying we have a
18 choice right here at this table, but our
19 board member might. I'm just looking out
20 for the best interest of our town.

21 MR. FERRETT: Bob, my opinion only,
22 being that this is the first that I heard
23 about it -- and I'm probably sure most other
24 councilmen heard about it. And I understand
25 what you're saying about the regulations and

1 how things should work. There's no question
2 or doubt about it that we should be
3 represented because not being represented
4 we're left in the dark about everything what
5 goes on.

6 I'm just not convinced at the
7 present time that there's not everything on
8 the table whatsoever. Maybe it might be in
9 the best interest --

10 MR. SEMENZA: Joe, what's not on the
11 table? What do you want to know? All I
12 know is there has been no representation for
13 nine months.

14 MR. FERRETT: Well, let me put it
15 this way, you have the chief of police here
16 and he has X number of people working for
17 him. Should anyone do something wrong what
18 do we do? Do we fire the person? Do we
19 have a hearing? Do we give the man a chance
20 to speak and give us his opinion before we
21 go to work and make a final decision?

22 MR. SEMENZA: I gave him a chance to
23 speak.

24 MR. FERRETT: You gave him a chance.
25 I didn't hear nothing, he didn't hear

1 nothing, he didn't hear nothing, he didn't
2 hear nothing. So why not appoint one or two
3 guys, get everything and let's have a
4 meeting next week.

5 MR. SEMENZA: A meeting for what,
6 Joe?

7 MR. FERRETT: To get rid of him or
8 not get rid of him.

9 MR. SEMENZA: Do you want to call
10 him?

11 MR. FERRETT: No, not me. I don't
12 know what somebody's going to say. Let
13 whoever else might be interested. Put all
14 the facts on the table.

15 MR. SEMENZA: Joe, the facts on the
16 table are that it's nine months and he
17 hasn't represented the borough once. Joe,
18 you made a commitment to this board right
19 here as a councilman that you would be at
20 every meeting with an occasion of sickness
21 or something. Everybody misses. But you
22 haven't missed nine meetings in a row.
23 There's no excuse for that in my book. No
24 excuse for that in my book. Either do the
25 right thing by saying I can't fulfill my

1 agreement to be a board member and step down
2 or do what you're doing. Just don't show
3 up. And you know what? Screw the town that
4 you're representing. That's basically
5 what's happening here. So if you want to
6 let it continue and let Old Forge get
7 screwed by a board member down there, so be
8 it.

9 I'm asking council for a motion to
10 remove Tom Scarnatto from the LLVSA board.
11 May I have a motion?

12 MR. FEBBO: Mr. Chairman, since it
13 seems apparent that no one is going to put
14 that on the floor, I'd like to say that
15 let's table this until --

16 MR. SEMENZA: No, not tabling
17 nothing. I don't know what everybody is
18 thinking here. It's been nine months.

19 MR. HOOVER: I just think the
20 gentleman's here 25 years --

21 MR. SEMENZA: I understand that. I
22 called him and I gave him the option to walk
23 out. I told him we would honor your years
24 of service and everything and I got yelled
25 at. Do you know what he said halfway

1 through the meeting? I conferred with the
2 solicitor about this. Halfway through the
3 conversation he asked who this was. I know
4 Tom Scarnatto for a long time. Who this
5 was. So there's obviously a problem there.
6 We are unrepresented for LLVSA. We own a
7 portion of that. If that gets sold next
8 week, if they decide to sell that next week,
9 guess what? Old Forge does not have a say
10 in it. All I'm looking to do is the right
11 thing here. Rules and regulations say --
12 they follow Pa Municipalities Authority Act.
13 It's cut and dry. Nine months and no
14 representation.

15 MR. RUSSICK: You got to do the
16 right thing. Follow the regulations.

17 MR. SEMENZA: My kid had a baseball
18 game tonight and I'm the head coach of the
19 team. Guess what? I made a commitment to
20 this borough. Look where I'm at.

21 MR. NOTARI: I have a question. The
22 rules and regulations that Mr. Semenza gave
23 us, removal, which is highlighted, do you
24 have these in front of you? "Unless excused
25 by the board, a member of the board who

1 fails to attend three consecutive meetings
2 of the board may be removed by the
3 appointing municipality up to 60 days after
4 the date of the third meeting of the board
5 which the member failed to attend." What
6 does that mean, "up to 60 days"? Does that
7 mean we only have 60 days after the third
8 absence?

9 ATTY. RINALDI: Right.

10 MR. NOTARI: Then what happens?
11 We've passed that date.

12 ATTY. RINALDI: The last meeting was
13 when?

14 MR. SEMENZA: Last night.

15 ATTY. RINALDI: I mean, you have 60
16 days from tonight to remove him. If he
17 misses the next meeting you have 60 days
18 from that one.

19 MR. NOTARI: It says after the date
20 of the third meeting of the board.

21 ATTY. RINALDI: Well, he's over
22 three in a row, so you can start that clock
23 running after that third meeting, 60 days.
24 Then the next meeting another 60 days, if
25 you want to look at it that way. He's

1 beyond that 60 days.

2 MR. NOTARI: So it's not like after
3 60 days after the third missed meeting that
4 he's just off the board and we have to
5 reappoint somebody new?

6 ATTY. RINALDI: No.

7 MR. SEMENZA: Don't get me wrong.
8 I'm not here looking to throw anybody off
9 anything. I'm just looking to have
10 representation for the borough. I had asked
11 at times -- there's two letters in that
12 thing I gave everybody. There's two letters
13 here from me sent to Mr. Scarnatto, asking
14 him to show up at an Old Forge Council
15 meeting to update us on what goes on at the
16 LLVSA, and nothing. We have received no
17 confirmation at all.

18 MAYOR LEGG: I see what you're
19 trying to say, and everybody knows Tom
20 Scarnatto. I'll even volunteer to go with a
21 group or somebody else. I'll go see if he's
22 ill, what his problem is, if it's a mental
23 illness or a physical ailment, maybe next
24 week have a meeting and come back. It just
25 hit me out of the clear blue sky. One thing

1 we don't want to do is make an irrational
2 decision. I'll volunteer to go with
3 anybody, one or two other people. Call a
4 meeting for next week and we'll go from
5 there. This way we'll have a handle on
6 exactly what's going on.

7 MR. SEMENZA: I know what the
8 problem is. He missed nine meetings in a
9 row, Mayor. It doesn't matter if he's sick
10 or not. If he's sick, do the right thing.
11 Call somebody and step down. You know what?
12 Nothing.

13 MAYOR LEGG: That's what we want to
14 find out.

15 MR. SEMENZA: I know he's sick.
16 Doesn't matter. He can still make meetings.
17 He still goes down for coffee and this, that
18 and the other thing with people. I see it.
19 I'm not a stupid person. I know what goes
20 on.

21 MAYOR LEGG: Again, my proposal
22 is --

23 MR. SEMENZA: I know what it is. I
24 have a motion. Nobody seconds the motion,
25 the motion will fail. Nobody else makes the

1 motion, the motion will fail. That's all.
2 There's no reason to do it. I don't know
3 what the investigation is here for. I mean,
4 there's nine meetings in a row missed.
5 There's going to be a job coming up for Old
6 Forge, probably. They will have to hire.
7 Do you think if Old Forge is not represented
8 down there Old Forge is going to get a shot
9 at that job? Absolutely not.

10 MAYOR LEGG: If we have a meeting
11 next week and we --

12 MR. SEMENZA: I won't be here next
13 week.

14 MAYOR LEGG: In the interim somebody
15 can come up -- or there might be an
16 alternative or somebody might have someone
17 in mind.

18 MR. SEMENZA: I have someone in
19 mind, and I think everybody is pleased with
20 it.

21 MR. FEBBO: I don't have a problem
22 with that, the person in mind and what we
23 want to do here. I think perhaps maybe a
24 little professional courtesy. Again, 25
25 years and all that.

1 MR. SEMENZA: I called him to give
2 him the professional courtesy, Councilman.

3 MR. FEBBO: I know you did, and I
4 know you did inform me about it today. I
5 feel like my position, I would go along with
6 that, but somewhere along the line I think
7 professional courtesy has to enter there.
8 Not only for him but also for the other
9 members that are just being informed of this
10 issue this evening. That's why I'm asking
11 you consider tabling it.

12 MR. SEMENZA: I'm not tabling it.
13 The motion will fail.

14 MR. HOOVER: If the motion fails we
15 can't bring it up?

16 MR. SEMENZA: I don't know.

17 ATTY. RINALDI: Somebody can always
18 make a motion at another meeting.

19 MR. HOOVER: When is the next sewer
20 authority meeting?

21 MR. NOTARI: The third Monday of the
22 month, according to these letters.

23 MR. SEMENZA: You know what will
24 happen? He's going to go to the next
25 meeting and then it's going to be over with.

1 Then he's not going to show up for another
2 couple meetings. Then it's going be
3 another -- I don't even want to get into it.

4 MR. HOOVER: I was talking to him
5 yesterday. He had to know he missed all
6 those meetings.

7 MR. SEMENZA: There's no disrespect
8 to anybody. The gentleman is 93 years old,
9 he has some health issues, he cannot make
10 meetings. I don't know if it's because of
11 health issues or because he lost the power
12 down there which he had. I don't know what
13 it is. Frankly, I don't care. All I know
14 is Old Forge Borough is not represented, and
15 if something happens down there and Old
16 Forge needs a say in the matter we do not.

17 MR. HOOVER: I'll make the motion.

18 MR. SEMENZA: Motion by Councilman
19 Hoover to remove Tom Scarnatto from the
20 LLVSA board. May I have a second?

21 MR. FEBBO: Reluctantly, I second
22 that motion.

23 MR. SEMENZA: Seconded by Councilman
24 Febbo. On the question? Public input?
25 Roll call, please.

1 MS. BARTOLETTI: Councilman Febbo?

2 MR. FEBBO: Yes.

3 MS. BARTOLETTI: Councilman Ferrett?

4 MR. FERRETT: No.

5 MS. BARTOLETTI: Councilman Hoover?

6 MR. HOOVER: Yes.

7 MS. BARTOLETTI: Councilman Notari?

8 MR. NOTARI: Yes.

9 MS. BARTOLETTI: Councilman Semenza?

10 MR. SEMENZA: Yes. Next motion is a

11 motion to appoint Ted Giglio to the LLVSA

12 board as Old Forge's representative.

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

14 MR. SEMENZA: By Councilman Hoover.

15 May I have a second?

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

17 MR. SEMENZA: Seconded by Councilman
18 Febbo. On the question? Public input?

19 Roll call, please.

20 MS. BARTOLETTI: Councilman Febbo?

21 MR. FEBBO: Yes.

22 MS. BARTOLETTI: Councilman Ferrett?

23 MR. FERRETT: Abstain.

24 MS. BARTOLETTI: Councilman Hoover?

25 MR. HOOVER: Yes.

1 MS. BARTOLETTI: Councilman Notari?

2 MR. NOTARI: What was Mr. Ferrett's
3 vote?

4 MR. HOOVER: Abstain.

5 MR. NOTARI: I vote yes.

6 MS. BARTOLETTI: Councilman Semenza?

7 MR. SEMENZA: Before I vote,
8 Councilman Ferrett, can I have a reason for
9 your abstaining?

10 MR. FERRETT: Yes. The reason I
11 abstained is because of the fact that I
12 don't have enough details in front of me
13 because you're saying nine months. Why
14 didn't we be notified of this when he was
15 three months?

16 MR. SEMENZA: You're notified every
17 month in your packet, Joe. You have the
18 minutes from LLVSA in your packet every
19 month.

20 MR. FERRETT: That he wasn't there?

21 MR. SEMENZA: If you look at the
22 minutes you'll see he wasn't there. I read
23 my packet every month.

24 Marylynn, yes, yes. Marylynn, I'm
25 going to ask you a question. Could we do a

1 little something for Mr. Scarnatto, like a
2 little paperwork stamped by the borough
3 commemorating his X amount of years of
4 service and we'll send it to him?

5 MS. BARTOLETTI: Yes.

6 MR. SEMENZA: The chair is going to
7 look for a motion to adjourn.

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

9 MR. SEMENZA: Motion by Councilman
10 Febbo. All in favor?

11 (Unanimous. Meeting adjourned.)
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C E R T I F I C A T E

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 67 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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