

1 OLD FORGE BOROUGH COUNCIL

2 OLD FORGE, PENNSYLVANIA

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4
5 IN RE: REGULAR MEETING OF COUNCIL

6
7
8
9 OCTOBER 16, 2018

10 7:00 P.M.

11 OLD FORGE MUNICIPAL BUILDING

12 314 SOUTH MAIN STREET

13 OLD FORGE, PENNSYLVANIA

14
15
16
17 COUNCIL MEMBERS:

18
19 ROBERT SEMENZA, PRESIDENT

20 JOSEPH FERRETT

21 LOUIS FEBBO

22 RICK NOTARI

23 JAMES HOOVER

24 MICHAEL LETTIERI

25 WILLIAM RINALDI, ESQUIRE, SOLICITOR

MARK Wozniak
Official Court Reporter

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

4 (The Pledge of Allegiance was
5 recited.)

6 MR. SEMENZA: Before we get started,
7 this morning we lost a friend of all of us,
8 Sid Michael Kavulich. A brief moment of
9 silence.

10 (A moment of silence was observed.)

11 MR. SEMENZA: Marylynn, roll call,
12 please.

13 MS. BARTOLETTI: Councilman Febbo?

14 MR. FEBBO: Here.

15 MS. BARTOLETTI: Councilman Ferrett?

16 MR. FERRETT: Here.

17 MS. BARTOLETTI: Councilman Hoover?

18 MR. HOOVER: Here.

19 MS. BARTOLETTI: Councilman
20 Lettieri?

21 MR. LETTIERI: Present.

22 MS. BARTOLETTI: Councilman Notari?

23 MR. NOTARI: Present.

24 MS. BARTOLETTI: Councilman Rinaldi
25 is absent. Councilman Semenza?

1 MR. SEMENZA: Here. We're going to
2 go through some housekeeping items, hear
3 from our department heads. There's a public
4 sign-in sheet if anybody wants to address
5 council. I'll go down the table, see if
6 council has anything to address.

7 At this time the chair would
8 entertain a motion to approve the minutes
9 that are in our packets.

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

11 MR. SEMENZA: Motion by Councilman
12 Hoover. May I have a second?

13 MR. LETTIERI: I'll second it.

14 MR. SEMENZA: Seconded by Councilman
15 Lettieri. On the question? Public input?
16 Roll call, please.

17 MS. BARTOLETTI: Councilman Febbo?

18 MR. FEBBO: Yes.

19 MS. BARTOLETTI: Councilman Ferrett?

20 MR. FERRETT: Yes.

21 MS. BARTOLETTI: Councilman Hoover?

22 MR. HOOVER: Yes.

23 MS. BARTOLETTI: Councilman
24 Lettieri?

25 MR. LETTIERI: Yes.

1 MS. BARTOLETTI: Councilman Notari?

2 MR. NOTARI: Yes.

3 MS. BARTOLETTI: Councilman Semenza?

4 MR. SEMENZA: Yes. The next motion
5 is a motion to approve treasurer's reports.
6 Note that this does not include sewer
7 accounts.

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

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

11 MR. NOTARI: I'll second it.

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

15 MS. BARTOLETTI: Councilman Febbo?

16 MR. FEBBO: Yes.

17 MS. BARTOLETTI: Councilman Ferrett?

18 MR. FERRETT: Yes.

19 MS. BARTOLETTI: Councilman Hoover?

20 MR. HOOVER: Yes.

21 MS. BARTOLETTI: Councilman Notari?

22 MR. NOTARI: Yes.

23 MS. BARTOLETTI: Councilman

24 Lettieri?

25 MR. LETTIERI: Yes.

1 MS. BARTOLETTI: Councilman Semenza?

2 MR. SEMENZA: Yes. The next motion
3 is a motion to approve invoices for payment.
4 Note that this does not include sewer
5 accounts.

6 MR. LETTIERI: I'll make that
7 motion.

8 MR. SEMENZA: By Councilman
9 Lettieri. May I have a second?

10 MR. HOOVER: I'll second it.

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

14 MS. BARTOLETTI: Councilman Febbo?

15 MR. FEBBO: Yes.

16 MS. BARTOLETTI: Councilman Ferrett?

17 MR. FERRETT: Yes.

18 MS. BARTOLETTI: Councilman Hoover?

19 MR. HOOVER: Yes.

20 MS. BARTOLETTI: Councilman Notari?

21 MR. NOTARI: Yes.

22 MS. BARTOLETTI: Councilman
23 Lettieri?

24 MR. LETTIERI: Yes.

25 MS. BARTOLETTI: Councilman Semenza?

1 MR. SEMENZA: Yes. Next motion is a
2 motion to approve sewer department financial
3 reports.

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

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

7 MR. LETTIERI: I'll second the
8 motion.

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

12 MS. BARTOLETTI: Councilman Febbo?

13 MR. FEBBO: Yes.

14 MS. BARTOLETTI: Councilman Ferrett?

15 MR. FERRETT: Yes.

16 MS. BARTOLETTI: Councilman Hoover?

17 MR. HOOVER: Yes.

18 MS. BARTOLETTI: Councilman Notari?

19 MR. NOTARI: Yes.

20 MS. BARTOLETTI: Councilman
21 Lettieri?

22 MR. LETTIERI: Yes.

23 MS. BARTOLETTI: Councilman Semenza?

24 MR. SEMENZA: Yes. Next motion is a
25 motion to approve sewer department invoices

1 for payment.

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

3 MR. SEMENZA: Motion by Councilman

4 Notari. May I have a second?

5 MR. HOOVER: I'll second it.

6 MR. SEMENZA: Seconded by Councilman

7 Hoover. On the question? Public input?

8 Roll call, please.

9 MS. BARTOLETTI: Councilman Febbo?

10 MR. FEBBO: Yes.

11 MS. BARTOLETTI: Councilman Ferrett?

12 MR. FERRETT: Yes.

13 MS. BARTOLETTI: Councilman Hoover?

14 MR. HOOVER: Yes.

15 MS. BARTOLETTI: Councilman Notari?

16 MR. NOTARI: Yes.

17 MS. BARTOLETTI: Councilman

18 Lettieri?

19 MR. LETTIERI: Yes.

20 MS. BARTOLETTI: Councilman Semenza?

21 MR. SEMENZA: Yes. At this time the

22 chair is going to go to our department

23 heads. Everybody has Paul Papi's report.

24 Paul is not here tonight. If anybody has

25 any questions or anybody has anything they

1 want to bring up on his report, maybe we can
2 discuss it. Anybody have anything? Move on
3 to Steve, zoning officer, code enforcement.
4 Everybody has Steve's report in their
5 packet. Steve, anything to add to your
6 report?

7 MR. BIERYLA: I don't at this time.

8 MR. SEMENZA: Anybody have any
9 questions for Steve?

10 MR. NOTARI: I see in your report
11 that a planning meeting approval was given
12 for a new business at 107 North Keyser
13 Avenue. Does it meet the zoning
14 requirements?

15 MR. BIERYLA: Yes. It's all tied
16 into that adult entertainment.

17 MR. NOTARI: So where it's zoned,
18 it's allowed in that?

19 MR. BIERYLA: Yes.

20 MR. SEMENZA: Anybody else? Steve,
21 I know Councilman Lettieri had asked you
22 last meeting about the property behind the
23 old Bridge Street. How are we doing with
24 that down there?

25 MR. BIERYLA: Actually I was

1 speaking with the girl. She had called me
2 up and said that her worker was down there
3 and they attempted to start cleaning up and
4 somebody impersonating me told them to
5 leave. Then I told her, I said, if that
6 happens again timely call up the borough
7 building and have the secretary, if I'm not
8 in, call me and I'll address the issue at
9 that time. I didn't get down there this
10 week yet but they were supposed to be there
11 at some point this week to start cleaning up
12 the property.

13 MR. SEMENZA: But you do have ID and
14 you do have a badge that you show when you
15 go to a residence and they're asking for
16 credentials?

17 MR. BIERLYA: Yes.

18 MR. SEMENZA: Anybody else have
19 anything for Steve? One other thing. The
20 garage on Orchard Street that we've talked
21 about, the Perone residence.

22 MR. BIERLYA: I had to refile on
23 that because when we first refiled it was
24 through a civil, Bill?

25 ATTY. RINALDI: I don't remember

1 which one it was.

2 MR. BIERYLA: On Orchard Street with
3 the dangerous building. At any rate, I have
4 to go through a private criminal complaint.

5 ATTY. RINALDI: Yes, a criminal and
6 a civil complaint.

7 MR. BIERYLA: Criminal complaint
8 that we had filed with a civil complaint,
9 and it's in the process of getting a hearing
10 date now.

11 MR. SEMENZA: Keyser Avenue?

12 MR. BIERYLA: We had met today.
13 Attorney Rinaldi, attorney Scacchitti and I
14 we went over everything he needs to do for
15 the October 26th. The county court judge is
16 going to pay a visit and he needs to meet
17 some criteria for the judge at that time.

18 MR. SEMENZA: You see a lot of
19 overgrown vegetation?

20 MR. BIERYLA: With all the rain this
21 has been an abundance year of who had the
22 time to cut their grass and who didn't, who
23 got disgusted because somebody didn't have
24 the time to cut their grass. It's just an
25 ongoing thing all year long.

1 What I would like to add to my
2 report is Milwaukee Avenue going up by
3 Preate's Winery, that went to the
4 magistrate's, and only then did I get some
5 response to get that property abutting the
6 road cleaned up.

7 MR. SEMENZA: Which side?

8 MR. BIERYLA: Coming up from Ari's
9 gas station, on the right. Left-hand side
10 is the borough.

11 MR. SEMENZA: Not the beginning
12 part.

13 MR. BIERYLA: Yes, all the way down.
14 That's borough property all the way down.
15 But on the right hand side I got some
16 response. That's cleaned up. But we're
17 still going to have the hearing because of
18 the rest of the property.

19 MR. SEMENZA: Anybody else have
20 anything for Steve?

21 MR. HOOVER: Do you know if they put
22 those signs on Main Avenue yet?

23 MR. SEMENZA: Tomorrow. Thanks,
24 Steve. Dave?

25 MR. LOPATKA: Just to give a report

1 on Saint Lawrence, we submitted the plans
2 showing the lot going all the way back to
3 the parking lot. Bill submitted that and
4 that came back marked up. They didn't want
5 the line going all the way through, so it's
6 back where it was. We do have a plan
7 hashing out the area of parking. It's going
8 to be an easement to give them access to the
9 parking spaces in the back and access to the
10 driveway. I mean, it's very similar other
11 than the property's not changing hands.
12 Just going to be an easement.

13 MR. FEBBO: We're going back to the
14 original plan that we had?

15 MR. LOPATKA: Original plan with the
16 caveat that the area we had shown for
17 parking on the last plan as part of the
18 property is now just hashed out as an
19 easement.

20 MR. FEBBO: With that we missed the
21 planning commission submission. So we go
22 next month with that?

23 MR. LOPATKA: Yes. Well, I was
24 waiting to hear back from Bill because the
25 diocese got the plan.

1 MR. FEBBO: Bill, where are we at?

2 ATTY. RINALDI: I talked to Carlin
3 today. He was going to get the large map
4 signed. I told him we would then put them
5 in front of the planning commission on the
6 1st and we have a meeting on the 20th, I
7 think, where we would approve them and
8 planning would approve them.

9 MR. LOPATKA: Well, we'll put the
10 application in once I get the plan back from
11 Bill.

12 MR. BIERLYA: The planning meeting
13 is a week later due to some planning members
14 are going to that class this Thursday, three
15 Thursdays in a row. It will be the 8th.

16 ATTY. RINALDI: Anything else we
17 need for that? We don't need any zoning?

18 MR. LOPATKA: No.

19 MR. SEMENZA: Just you or Steve, I
20 know Pride Mobility did a little work up
21 there to rectify the runoff. It seems like
22 it worked. It helped. I actually
23 personally called the contractor and thanked
24 them. I know you did, too.

25 MR. LOPATKA: They just got a little

1 ahead of themselves.

2 MR. SEMENZA: We're back on track
3 now. The meeting went well with them.

4 MR. LOPATKA: I do know that
5 Conservation actually went out and did an
6 inspection. I think it was the Friday after
7 all this went on. I did get a report from
8 them, too.

9 MR. SEMENZA: So everything's good
10 with them?

11 MR. LOPATKA: Well, hopefully now it
12 is. When they went out it wasn't.

13 MR. SEMENZA: Anybody have any
14 questions for Dave?

15 MR. NOTARI: Do we have any
16 information on Kohler Avenue?

17 MR. LOPATKA: They have all the
18 storm water in. There's one inlet we're
19 actually adding on the corner. The housing
20 authority, when they redid their sidewalks,
21 took out a handicap ramp. There's low spot
22 that we can't get to grade and water sits
23 there. We're actually going to add an inlet
24 there and tie it into one of the other ones
25 so we don't have issues there. For the most

1 part that's still moving but moving a little
2 slow.

3 MR. NOTARI: How about Eisenhower
4 and Apollo?

5 MR. LOPATKA: I have not heard
6 anything on either one of those. Those were
7 bid by the housing authority at this point.

8 ATTY. RINALDI: That's what I heard.

9 MR. NOTARI: Corcoran Street?

10 MR. HOOVER: The paving? Probably
11 about two weeks.

12 MR. SEMENZA: Anybody else have
13 anything for Dave? Thanks, Dave.

14 Chief, do you have anything to add
15 to your report?

16 CHIEF DUBERNAS: I have to add with
17 regard to Williams Street. I was in touch
18 with Mr. Stafurski. He's bedridden, so I
19 went and talked to him. He's going to have
20 that car moved. That will open up two spots
21 for the handicap, Leon and his wife.

22 On the intersection of Garber and
23 Butler we removed an abandoned car there on
24 Friday that was on the corner. Thirty
25 parking tickets were issued up there.

1 MR. SEMENZA: Does it seem like
2 we're not getting as many complaints up
3 there?

4 CHIEF DUBERNAS: No. The neighbors
5 aren't happy with us.

6 MR. SEMENZA: Why, ticketing?

7 CHIEF DUBERNAS: Everything.

8 MR. JUROSKY: Are we giving Ron
9 tickets or the neighbors?

10 CHIEF DUBERNAS: I can't just give
11 one person tickets.

12 MR. SEMENZA: His cars are parked
13 legally on the road, John.

14 CHIEF DUBERNAS: There's cars there
15 every day. Multiple tickets.

16 MR. SEMENZA: How do we go about if
17 he's using a public roadway for parking?

18 ATTY. RINALDI: He just said he's
19 giving him multiple tickets.

20 CHIEF DUBERNAS: On Butler and
21 Garber.

22 MR. SEMENZA: Not the cars he's
23 speaking of. The cars he's parking in front
24 of his business there --

25 CHIEF DUBERNAS: He parks cars on

1 Garber Street, up on the upper side of
2 Butler Street.

3 MR. SEMENZA: So some of those cars
4 could be cars that he's parking?

5 CHIEF DUBERNAS: I don't know whose
6 cars are whose until they don't pay their
7 parking ticket.

8 MR. SEMENZA: Bill, if a business is
9 using a public roadway for a parking lot --

10 CHIEF DUBERNAS: Just keep giving
11 them to him, that whole area, chief.
12 There's a lot of neighbors really upset with
13 us right now.

14 MR. NOTARI: Why is that, Chief?
15 Because you're ticketing their cars because
16 they're parked illegally on the street?

17 CHIEF DUBERNAS: Well, they never
18 had issues before. We told them their
19 neighbors are the ones complaining. I told
20 them they have every right to come and get
21 the minutes of the neighbors that are
22 complaining because they asked. It wasn't
23 my obligation to tell them who the neighbors
24 are. I told them they can come here and
25 obtain the minutes.

1 MR. SEMENZA: Marylynn, anybody come
2 in for minutes?

3 MS. BARTOLETTI: No.

4 CHIEF DUBERNAS: We're not just
5 picking on Coles. A couple Mariottis got
6 tickets. One guy came here screaming at me.
7 He knew who the neighbor was that called on
8 him.

9 ATTY. RINALDI: The garage guy's got
10 to be sick of getting tickets by now.

11 MR. JURISKY: He's not getting the
12 tickets.

13 ATTY. RINALDI: If he's not doing
14 anything wrong --

15 MR. JURISKY: Right now he has a car
16 that's 22 feet from the stop sign. It's
17 supposed to be 30 feet. We're just asking
18 he obeys the law. Right now he's opening
19 another business in that place.

20 MR. SEMENZA: Do we know anything
21 about another business?

22 MR. BIERLYA: No.

23 MR. SEMENZA: Would you go up there
24 and check it for us, please.

25 MR. BIERLYA: I will. We were up

1 there yesterday.

2 MR. SEMENZA: Nothing going on up
3 there?

4 MR. BIERLYA: Not that I see.

5 MR. JUROSKY: The two back garages.

6 CHIEF DUBERNAS: There's two signs
7 there 30 feet from the intersection. It
8 says do not park from here to curb. Every
9 time I've been there the cars are beyond
10 that.

11 MR. JUROSKY: Which one do you go
12 by, 20 feet from the stop sign or 30 feet
13 from the stop sign?

14 CHIEF DUBERNAS: The do not park
15 from here to corner is 30 feet from the
16 intersection.

17 MR. JUROSKY: Which one are you
18 going by?

19 CHIEF DUBERNAS: The sign is there
20 do not park from here to corner.

21 MR. JUROSKY: Maybe the sign is
22 wrong. It's not a legal sign.

23 CHIEF DUBERNAS: It is a legal sign.

24 MR. JUROSKY: We had an accident
25 last month there because of that issue.

1 CHIEF DUBERNAS: It must be phantom
2 vehicles because I have no report of any
3 accident there. I'm still waiting for it to
4 show up about a car versus a pedestrian.

5 MR. SEMENZA: What sign is illegally
6 posted?

7 MR. JURISKY: Corner of Butler and
8 Main.

9 CHIEF DUBERNAS: It's 30 feet from
10 the intersection, which is properly posted.
11 I can't put a stop sign 30 feet back. How
12 are you going to see? It's at the
13 intersection. There's a fire hydrant there.

14 MR. JURISKY: The stop sign is
15 already there. There's a stop sign. You
16 should be 30 feet from the stop sign.
17 Somebody put a sign no parking from here to
18 corner. Why do we have a stop sign and no
19 parking here to corner? To me that doesn't
20 make sense.

21 CHIEF DUBERNAS: From 30 feet from
22 Main Street and Butler, 30 back there is a
23 do not park from here to corner, which is a
24 legitimate 30 feet. If I put a stop sign
25 there --

1 MR. JUROSKY: There is a stop sign
2 there.

3 CHIEF DUBERNAS: I move the stop
4 sign back you're not going to be able to see
5 up Main Street so it's pushed more forward.
6 It's right where the sidewalks meet.

7 MR. SEMENZA: The stop sign is there
8 so when you pull up to the stop sign you can
9 see traffic?

10 CHIEF DUBERNAS: Absolutely.

11 MR. JUROSKY: Wrong. It should be
12 30 feet from the stop sign.

13 ATTY. RINALDI: That's not the
14 ordinance.

15 CHIEF DUBERNAS: That's not the
16 ordinance. It's 30 feet from the
17 intersection.

18 MR. JUROSKY: Why is the stop sign
19 there, then?

20 CHIEF DUBERNAS: You have to have a
21 traffic control device for a state highway.

22 MR. JUROSKY: Then take the stop
23 sign out.

24 CHIEF DUBERNAS: You can't.

25 MR. JUROSKY: Right now he has a

1 truck for sale at the stop sign. It should
2 be parked ten feet back so a car could turn.
3 He's blocking.

4 ATTY. RINALDI: If there's a car in
5 the 30 feet and a police officer sees it
6 he's going give them a ticket.

7 CHIEF DUBERNAS: Anything above that
8 sign under the 30 feet we've been issuing
9 tickets. I have to have a traffic control
10 device.

11 MR. SEMENZA: We have an ordinance
12 saying it's 30 feet from the corner. John,
13 you're shaking your head and laughing no.
14 We've been trying to bend over backwards for
15 the residents up there to try to rectify
16 this for you. I'm asking questions and
17 you're laughing and making a joke of it.
18 I'm not making a joke out of it. You can
19 ask the chief. I've called him on numerous
20 occasions and asked him to go up there
21 because I see a car illegally parked. We
22 want to do what we can for you.

23 MR. JUROSKY: It should be the stop
24 sign to his bumper. I'm talking about
25 Butler and Garber. Bob, thank you, but

1 today he had five cars on Garber.

2 MR. SEMENZA: Bill, how can we stop
3 somebody from using a public roadway for
4 business parking?

5 ATTY. RINALDI: It's public parking
6 on the streets. Nobody has a reserved
7 right. If he's pulling a car out of his
8 garage and parking it, as long as it's not
9 in a no parking zone and it's got tags on
10 it, okay, he can park a car there. Anything
11 that doesn't run or doesn't have a tag he's
12 on and anything parked illegally he's
13 ticketing. It's who gets in the spot first
14 in front of the house.

15 MR. SEMENZA: It's an unfortunate
16 situation these residents are in up there.

17 MR. JUROSKY: For a few days he was
18 good. Then a few days went by and he's
19 fighting with the resident, too. He's
20 challenging the residents. Two guys he
21 challenged already. It's not only me.

22 MR. SEMENZA: Steve, keep an eye on
23 that and make sure there's no business going
24 in there without consent of the borough.

25 MR. JUROSKY: They're working there

1 every night fixing it all up. The zoning
2 says every 200 square feet you should have
3 one parking space. He has none. When Roy
4 Williams bought this place the residents all
5 had a meeting. Roy said I'll respect the
6 residents, and he did. That was the biggest
7 mistake we did.

8 MR. SEMENZA: Chief, did you
9 personally talk to him at all about cars?

10 CHIEF DUBERNAS: We spoke to him.
11 Even the mayor spoke to him.

12 MAYOR LEGG: I spoke to him the
13 other day. Ron, be a good neighbor. I try.
14 Sometimes cars are towed there and he's
15 clearing out the garage, getting the car
16 that's in there, getting that fixed and
17 getting it out. I've spoken to him. I go
18 by. I make a round trip on my way home from
19 work every day and I go by there. There
20 hasn't been a car from that no parking here
21 to corner sign so far two days this week and
22 three days last week.

23 I don't think there's anything we
24 can do when he fixes a car and puts it on
25 the street. I understand what John is

1 saying. It's his prerogative. You can't do
2 anything about that.

3 CHIEF DUBERNAS: They're legally
4 parked.

5 MAYOR LEGG: We're trying.

6 MR. SEMENZA: I know.

7 MAYOR LEGG: The guy's got to earn a
8 living. I said Ron, be a good neighbor. I
9 don't know what else we can do.

10 MR. SEMENZA: Anybody have any
11 questions for Chief Dubernas? Thanks,
12 Chief. Bill, solicitor's report.

13 ATTY. RINALDI: Saint Lawrence's,
14 unless somebody else has any other questions
15 we're pretty much on track to get that in to
16 planning on the 8th. Then you guys will
17 have it for approval on the 20th.

18 Stocki, we were at the site. Steve
19 told you about that.

20 The only new item is, I believe, the
21 Pagnotti Park map now is signed.

22 MS. BARTOLETTI: I left it with
23 Fred. Pagnotti corrected the map and we
24 just need to put our signature on it and
25 Ransom has to put their signature on it and

1 that will be done. That's it.

2 MR. FEBBO: DPW situation, what's
3 the holdup down there with getting that
4 water runoff straightened out?

5 ATTY. RINALDI: We just have to get
6 the easements straightened out.

7 MR. FEBBO: Well, what's the hang
8 up? It's over a month and a half.

9 ATTY. RINALDI: The map did not
10 match the description.

11 MR. LOPATKA: I made the adjustment.
12 Bill will have those. I talked to him about
13 it today. I know Paul was chasing them to
14 get them signed, then we realized there was
15 a bearing and a distance wrong on the
16 description.

17 MR. FEBBO: We'll have that this
18 week?

19 MR. LOPATKA: Yes. I was going to
20 bring it today but I had to run out.

21 MR. SEMENZA: Anybody else have any
22 questions for Bill? Thanks, Bill.
23 Marylynn, borough manager's report.

24 MS. BARTOLETTI: My first question
25 is everyone has my financial report. Does

1 anyone have any questions or need anything
2 explained? Okay.

3 The only other thing I wanted to
4 bring up tonight was that on December 4th we
5 will change the meeting to a special meeting
6 to pass the tentative budget. Then on
7 December 18th we will pass the permanent
8 budget.

9 MR. SEMENZA: Anybody have any
10 questions for Marylynn?

11 MR. FEBBO: Give me the dates again.

12 MS. BARTOLETTI: December 4th is the
13 work session. First we'll have a special
14 meeting to pass the tentative budget.
15 December 18th is our regular budget. On
16 that night we'll pass the permanent budget
17 and all the other ordinances and everything
18 that will go along with it.

19 Just a reminder, we changed the
20 November meeting because of election day.
21 It's changed to the 13th.

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

24 At this time I'll go down the table,
25 see if anybody from council has anything to

1 address. Mayor?

2 MAYOR LEGG: Thank you. I have two
3 things. One, I want a dog. Something for
4 council to think about is a dog, police dog.
5 I spoke to one of my full time officers.
6 Chief Dubernas had Elmo for eight years or
7 whatever. He's really not interested. I
8 guess when the dog passed away it was really
9 tough for him.

10 But one of our officers, when I
11 mentioned it to him, was very excited about
12 it. As a matter of fact, he said his fiance
13 has been pestering him for months about
14 doing something to get a dog to donate to
15 the borough. I think it would be good
16 public relations.

17 I got two calls in the last two
18 weeks about drug situations that end of town
19 and up on Monkey Hill. There's some drug
20 activity. I told the chief about it.

21 I think it would be great for the
22 community, for the borough. I would like to
23 see us acquire a dog. I have no
24 information, no cost, anything. I'm sure we
25 can get veterinary services donated, maybe

1 some food. The groomer, I'm sure she would
2 kick in. I think it's something that would
3 add to the borough and the police
4 department.

5 MR. FEBBO: What would a dog cost?

6 CHIEF DUBERNAS: About \$30,000.

7 MR. SEMENZA: Just to start.

8 MR. NOTARI: How about per year?

9 CHIEF DUBERNAS: It all depends.

10 MR. NOTARI: Give me a ballpark
11 number.

12 CHIEF DUBERNAS: It depends if
13 you're going to get vaccines donated,
14 continuing in training for a year.

15 MR. SEMENZA: How often did you
16 train with your dog?

17 CHIEF DUBERNAS: Three times solo a
18 week and then one group training. Then you
19 have to get a special car for him.

20 MR. NOTARI: Just give me a number
21 per year. Make one up. Go high.

22 CHIEF DUBERNAS: With a car and
23 everything?

24 MR. SEMENZA: How much upkeep with
25 training, food, vaccines, dog washes?

1 CHEF DUBERNAS: I would have to say
2 \$11,000, \$12,000.

3 MR. LETTIERI: Do we have a special
4 car?

5 MR. SEMENZA: We do not.

6 CHIEF DUBERNAS: Last time we took
7 an old car and ordered a cage for it, a fan
8 system.

9 MR. SEMENZA: I'd love to get you a
10 dog, Mayor. I'm on board with whatever you
11 want to do.

12 MAYOR LEGG: I'll see if I can meet
13 with the chief and get some facts and
14 figures.

15 One other thing, I'd like to get two
16 students from the high school as maybe
17 junior council members. I've seen that
18 in -- I don't know where it was. They come
19 to the meetings, they have no say, no vote,
20 but they more or less act as a liaison
21 between the school and council. They bring
22 anything positive, any problems, anything
23 they'd like to see. I think it would be
24 good for them, it would be good for us.

25 We do a lot at the school. I try to

1 get up there as often as I can. I think it
2 would be good. We had a councilman that was
3 right out of high school, Mr. Brown, a
4 couple years ago. Maybe they'd be
5 interested in the law, maybe politics,
6 whatever.

7 MR. SEMENZA: Do you have any
8 students come forward to you and ask you
9 about it?

10 MAYOR LEGG: I spoke to Mr. Gatto at
11 the football game Friday. I would sit down
12 with him and go through the criteria and
13 come up with some --

14 MR. SEMENZA: Let him actually go
15 through the borough manager's office for
16 something like that.

17 MAYOR LEGG: Just food for thought.

18 MR. SEMENZA: I like the idea.
19 Letting the students get involved in what's
20 going on in the community is great.

21 MAYOR LEGG: And the chief and I
22 have been spending a lot of time together.
23 We got some things straightened out. The
24 department is slowly but surely coming
25 around. The chief is doing a good job.

1 MR. SEMENZA: Fantastic. Councilman
2 Febbo?

3 MR. FEBBO: I'm good.

4 MR. NOTARI: The only thing, Snow
5 Forge will be December 2nd. It's our fifth
6 year with the event. We bring a lot of
7 people to town. It seems that everybody
8 enjoyed themselves, especially the kids.
9 We'll have the run again at 11 a.m., which
10 was very successful last year. We had about
11 110 runners, with the help of the chief and
12 the police department holding off the
13 traffic. Then the Snow Forge event itself
14 will be from 2 to 6 p.m.

15 MR. LETTIERI: Chief, just
16 confirmation on Williams Street. That's
17 rectified, that problem. Correct?

18 CHIEF DUBERNAS: Yes. I talked to
19 Mr. Stafurski. Two spots open there.

20 MR. LETTIERI: Excellent. Thank
21 you.

22 MR. SEMENZA: Councilman Ferrett?

23 MR. FERRETT: Nothing.

24 MR. HOOVER: Nothing. Just those
25 signs on Main Avenue.

1 CHIEF DUBERNAS: We had another one
2 today.

3 MR. SEMENZA: I ended up speaking to
4 a guy from Northeast Envelope. They
5 understand, but it's really not their
6 problem. They're subcontractors, the
7 trucking companies that bring their
8 deliveries to them, which they told them do
9 not access it. But our DPW is going to put
10 signs up tomorrow, so we're good.

11 MR. NOTARI: I understand what
12 you're saying about subcontractors, but I
13 kind of disagree that it's not the business'
14 fault.

15 MR. SEMENZA: Let me restart that.
16 It's not their product going out of there,
17 it's other companies bringing stuff to them.
18 It's not Northeast Envelope trucks. Their
19 dispatcher is telling the trucks do not
20 access from any other way but Moosic Road.
21 What this guy told me is what they are doing
22 is following GPS. They're not following the
23 tractor-trailer GPS, they're following a
24 regular car GPS. They're cheaper, and the
25 route is taking them down these streets.

1 There's only so much they can do.

2 MR. NOTARI: I realize they're
3 blaming the GPS, but you get off 81, Main
4 Street in Moosic, you make the right onto
5 Third Street and you make the left onto
6 Maxon Drive. I don't understand how it's
7 any harder than that and how they're ending
8 up at East Marion Street. I understand it's
9 not the envelope -- the company themselves,
10 but they are contracting with these people
11 to deliver product to them, and if they
12 can't follow the rules, then they should
13 find another contractor to contract with. I
14 mean, we have to hold somebody accountable.

15 MR. SEMENZA: Bill, can we hold
16 Northeast Envelope accountable for that?

17 ATTY. RINALDI: It's not their --

18 MR. HOOVER: We have to start
19 ticketing them. You give them a ticket for
20 a couple hundred dollars those truckers will
21 find out.

22 MS. BARTOLETTI: I just can't
23 imagine that they attempted to even try
24 today on Alicia Street.

25 MR. NOTARI: Are we better off

1 putting a Northeast Envelope sign on Moosic
2 Road? Are they coming south to Alicia and
3 East Mary or are they coming north? Where
4 are they coming from north?

5 MR. SEMENZA: Coming off 81,
6 straight down Main Street in Moosic. Right?

7 CHIEF DUBERNAS: No, I think they're
8 coming from Duryea.

9 MR. SEMENZA: They're coming down
10 Monkey Hill.

11 MR. NOTARI: Coming Main Avenue in
12 Duryea.

13 MR. SEMENZA: I think they're coming
14 down Main Street in Moosic and then they're
15 going up around and coming down Monkey Hill.

16 CHIEF DUBERNAS: They can't come
17 down Drake Street. There's signs that say
18 no trucks.

19 MR. SEMENZA: Right now because
20 there's a detour there.

21 MR. FEBBO: When you pull a truck
22 over ask him his route.

23 CHIEF DUBERNAS: Never had one yet.

24 MR. HOOVER: Between five and seven
25 every morning. That's when I was told it

1 happens.

2 MS. BARTOLETTI: 11:30.

3 MR. SEMENZA: All right. At this
4 time we'll go into public comment. Carl?

5 MR. ORECHOVSKY: Carl Orechovsky,
6 1214 Lori Lane. I'm doing the building and
7 grounds for Eagle-McLure Hose Company. I'm
8 asking the borough's assistance in sending a
9 letter out to PennDOT, the Dunmore office.
10 Apparently they were reluctant to give out
11 any millings anymore. I was in contact with
12 James Mey, their PR person. He's still
13 working for us, trying to help us. But
14 apparently because of a problem they had in
15 Moosic three years ago with a contractor
16 giving millings out to somebody on private
17 property who didn't use it for that purpose
18 they're kind of reluctant now to give out
19 any millings anymore. We can get a letter
20 out to them.

21 I have a lot of letters going out to
22 all the executives in PennDOT, including our
23 representatives, but one from the borough
24 might help also.

25 MS. BARTOLETTI: I'll take care of

1 that.

2 MR HOOVER: You can have the
3 millings on Corcoran Street.

4 MR. SEMENZA: That reminds me, do we
5 need millings for anything?

6 MS. BARTOLETTI: No.

7 MR. SEMENZA: A private guy asked me
8 if we needed any millings.

9 MR. FEBBO: What about the millings
10 coming off the turnpike?

11 MR. ORECHOVSKY: Can't get any from
12 them either.

13 MR. SEMENZA: Bill Stull, assistant
14 fire chief?

15 MR. STULL: Several months ago the
16 three fire departments in Old Forge got
17 together to see about what we could do about
18 manning apparatus-wise and running calls
19 during the day. So what we came up with is
20 we want to do a consolidation of all three
21 fires departments.

22 People that don't know, there's
23 three fire departments right here, next
24 door, Old Forge Hose and Engine, Lawrence
25 Hose Company, and, of course, Eagle-McLure

1 on the west end of town.

2 We sat down with all the members of
3 the fire departments and we started looking
4 at properties around town. Well, prices
5 starting coming in. You're looking at about
6 a half a million dollars just for property
7 and to clear the lot and to put in utilities
8 and everything like that. So we came back
9 and said the best place to do it is put it
10 over at Eagle-McLure.

11 So we're looking at doing a 50 by 80
12 addition onto the existing firehouse over
13 there. This way it will put all the
14 apparatus into one bay, all the firemen will
15 be responding to one place. We're working
16 with GPI, Dave Johns, and he came back with
17 some preliminary pricing. We're looking
18 between one and one point five million to do
19 the project.

20 What I'm here to ask council is that
21 they don't cut our funding. What we're
22 getting now, if you keep that going for us.
23 Between that and what we get from the state
24 we can pretty much do this project. If you
25 want to give us more that's great, too.

1 Whatever happens down the road, if we all
2 consolidate, the five-year plan is to merge
3 into one fire department. We're probably
4 going to downsize apparatus-wise in the
5 future. We're looking at just running a
6 ladder company and an engine company out of
7 town and do away with the other engine.

8 Duryea just bought a brand new
9 ladder, between \$750,000 and \$1 million.
10 Avoca just got a new engine, it was almost
11 \$500,000. There's no way of doing it.
12 We're looking at the writing on the wall
13 right now, and we figure we're going to do
14 this now before either council makes us
15 merge or the state steps in and does
16 something because back in the '70s and '80s
17 we had almost 350,000 volunteers in the
18 state. We're probably somewhere between
19 75,000 and 80,000.

20 MR. SEMENZA: How many active
21 members do you have?

22 MR. STULL: Between all three,
23 probably 20 to 30 active guys.

24 MR. SEMENZA: How many members do
25 you have?

1 MR. STULL: Probably looking at a
2 hundred-some.

3 MR. SEMENZA: We got a call that
4 day, you wanted to meet with us, but I was
5 in the office with you and the chief and
6 Marylynn. I stepped into the conversation.
7 She did brief everybody on what you guys
8 wanted today. I don't think anybody's
9 opposed to taking any funding away from the
10 fire department. I think it's a great thing
11 that makes everything more efficient, I'm
12 sure. So, I mean, as far as I'm concerned
13 you have my blessing. I can't speak for
14 everybody at the table, but I think
15 everybody is ready to see you guys do well
16 doing that.

17 MR. STULL: The one concern we got
18 was we're moving everything to the west end
19 of town. We do run mutual aid with
20 Greenwood Fire Department on any residential
21 fires or commercial fires. They're actually
22 coming in from that way. We have Avoca
23 coming in from the south and Duryea coming
24 from the south, and we have Taylor, too. So
25 our first alarm structure box is pretty well

1 beefed up to handle anything.

2 MR. SEMENZA: If you had an alarm,
3 response time from the furthest point in Old
4 Forge from you guys?

5 MR. STULL: That all depends. We're
6 looking at who's getting on scene first.
7 Chief officers, we keep vehicles home with
8 us. We're on scene within five minutes.

9 MR. SEMENZA: A truck.

10 MR. STULL: You're probably looking
11 seven, eight minutes.

12 MR. SEMENZA: How about a truck from
13 this department here?

14 MR. STULL: It's all the same
15 timing. The most problem is where the
16 people are located at, the volunteers, where
17 they're responding from. Most volunteers
18 can make it to the west end faster than they
19 can make it here in the daytime.

20 MR. SEMENZA: So it's not going to
21 be a major difference in response time for
22 you guys to get to the scene.

23 MR. STULL: No. Again, we're
24 volunteers. What time a call comes in.

25 MR. SEMENZA: Obviously you're in a

1 public forum here. So you did go public,
2 letting everybody know you're going to do
3 it? It's a definite go?

4 MR. STULL: It's a definite go. We
5 plan on putting shovels in the ground come
6 springtime. We're meeting once a month now
7 that we got Dave Johns involved, the
8 architect. He's at our meetings now.

9 MR. FEBBO: Where do you propose to
10 hook onto their garage up there?

11 MR. STULL: We're going on towards
12 Pittston Avenue, that way. I want
13 everything to blend in. That's my biggest
14 concern. We want to see some drawings
15 first. I don't know how he's designing the
16 building. We need at least 12, 14 foot
17 doors over there. It's going to be a steel
18 building.

19 MR. SEMENZA: You're thinking of
20 breaking ground in the spring. When are you
21 thinking on the project being finished?

22 MR. STULL: I don't know. I'm
23 hoping within a year's time, maybe. It all
24 depends.

25 MR. SEMENZA: You know the borough

1 is going to go through a remodeling stage.
2 This might change our plans a little bit,
3 utilizing the firehouse over there.

4 MR. LETTIERI: So when this is
5 complete, that's when the merger is going to
6 take place?

7 MR. STULL: It's not going to be a
8 merge right off the get go. It's going to
9 be a consolidation.

10 MR. LETTIERI: Financially you guys
11 are all separate. Some are hurting, some
12 are thriving. How is that going to affect
13 everything?

14 MR. STULL: It's not on a
15 consolidation. You'll still have your own
16 officers from each department there. You're
17 still going to have three presidents, three
18 vice-presidents, three secretaries, three
19 treasurers.

20 Now, once you do a full-blown
21 merger, then it becomes one.

22 MR. SEMENZA: How about loan-wise
23 and stuff? Is there going to be an
24 association or is it the three departments
25 on the loan for the note? Fund-raising, I

1 know you guys run bingo. Are the three
2 companies going to be -- are the other two
3 going to have use of the rest of the
4 facility?

5 MR. STULL: Yes. We already talked.
6 I talked to Mark Ruthkowski. He's the
7 ladder captain next door. That was one of
8 his concerns, too. We told him we're
9 getting in this as one department, so what's
10 ours is yours. I don't care how much money
11 you have in the bank, if you don't have
12 volunteers you have nothing. We're looking
13 to stay strong the next 15, 20 years and see
14 what happens from there. You got a bunch of
15 young guys right now in their mid twenties,
16 early 30, they're the ones that are going to
17 be running this department.

18 MR. SEMENZA: Bill, there's nothing
19 we have to bring to a vote. Right? We can
20 just continue giving them the \$22,000
21 apiece.

22 MS. BARTOLETTI: It's part of the
23 budget.

24 MR. SEMENZA: As far as I'm
25 concerned that's staying how it is and you

1 have our blessing. If you need anything --
2 I don't know what council can do for you.

3 MR. STULL: The state gives us
4 between \$10,000 and 15,000 every year per
5 fire department. Now, the reason we don't
6 want to push the merger that quick is the
7 state, after ten years after you merge they
8 consider you one fire department. So when
9 you merge, we only have ten years. Then
10 after that you're considered one fire
11 department.

12 MR. SEMENZA: You're going to try to
13 stay three separate companies for a little
14 while to get the funding, and then
15 eventually you'll get to where you want to
16 be.

17 MR. FEBBO: How solvent are you guys
18 at this point?

19 MR. STULL: Pretty good.

20 MR. NOTARI: So you're saying you
21 have 15 years from the time you break
22 ground, five years consolidated and then ten
23 years as one.

24 MR. STULL: Right. We were looking
25 at doing a two-story addition at 1.5. We

1 said well, let's just go with the one story,
2 a little bit bigger. We're hoping for it to
3 come in about a million. That's a little
4 bit more feasible with what we put out there
5 with the banks and they came back with the
6 interest rate as of today. So we're look at
7 probably a payment of \$7,500 a month. At
8 1.5 it's \$10,000 a month.

9 MAYOR LEGG: That's scary.

10 MR. SEMENZA: Best of luck.

11 MR. HOOVER: Good luck, Bill.

12 MR. LESHINSKI: Keith Leshinski. I
13 don't want to be redundant and go over the
14 same stuff every time with everybody.
15 There's a book of codes and rules for the
16 borough of Old Forge. Is that handout-able?
17 I tried to read it online and I'm not real
18 computer savvy. My wife tried to print it
19 out and it came out this thick. Do we have
20 one on hand I can look at?

21 MR. BIERYLA: To look at, yes. To
22 give out, no. That's why we put it online.
23 I have the book that's online. To hand out,
24 no, because it's online.

25 MR. LESHINSKI: I guess I missed

1 everything. I want to say that Butler
2 Street is beautiful. The parking signs are
3 fantastic. The police presence, whatever
4 was done was done. Cars were towed away,
5 ticketed. It looks fantastic.

6 But my only concern was one code in
7 the rule book for Old Forge, I don't know by
8 purpose and I don't want to say it if I
9 don't know for sure, but I do want to bring
10 up that I thought I saw that when somebody
11 has a mechanical shop -- meaning a mechanic
12 shop or a body shop -- that they're not
13 allowed to use roadways or thoroughfares for
14 parking.

15 MR. SEMENZA: Is that something we
16 have in the code? I thought it was, too. I
17 might have been saying it wrong, but I've
18 been kind of looking into it a little bit.

19 MR. LESHINSKI: They can't use
20 roadways or thoroughfares for the cars
21 they're going to work on or for their
22 customers to park in.

23 MR. SEMENZA: They can't use a
24 public roadway. I thought I saw the same
25 thing.

1 MR. LESHINSKI: Now Garber Street's
2 a mess. Every car going into that garage is
3 parked on Garber Street. This is what we've
4 been getting when we've been trying to be
5 nice to this guy, is a big thumb in the
6 face.

7 MR. BIERYLA: The only thing you
8 have to understand is it all depends when
9 that was put into the ordinance. There's a
10 lot of things that are there now that people
11 have been there for 30 years that they're,
12 like, grandfathered in. They've been there
13 for 30 years and that wasn't there when
14 their business first started, or as long as
15 it's a similar business.

16 So whatever your questions are, I'd
17 really have to look in the book to see when
18 the ordinance was adopted. If the business
19 started in '70 and it was adopted in '84,
20 now it's 2000, you want to enforce something
21 that was way back when in the '70s you
22 really can't do it because they weren't part
23 of it when it was put in.

24 MR. SEMENZA: But that doesn't sound
25 right, Steve.

1 MR. BIERYLA: It is.

2 ATTY. RINALDI: If it's in the
3 zoning --

4 MR. LESHINSKI: This guy's rolling
5 cars unpowered down the hill and into a
6 garage where people are driving up after
7 they pick up their kids. I don't want to be
8 doing this. I know all these guys. I like
9 this town. But I don't understand why I
10 keep getting thumbed in the face. He's
11 getting allowed to do this and it's not
12 fair. It's not right.

13 Somebody said he got rid of tires?
14 There's tires piled up in the same place,
15 just piled up higher towards his building.
16 I have the pictures in my phone.

17 MR. BIERYLA: He showed me a receipt
18 for 562 tires he had removed.

19 MR. LESHINSKI: Not outside.

20 MR. BIERYLA: He told me in two
21 weeks the guy's coming to pick up those
22 tires. That's as of yesterday.

23 MR. NOTARI: I'm trying to look it
24 up. If you can find where this was just
25 send me a message.

1 MR. LESHINSKI: There is another
2 code that you can only have one vehicle per
3 200 square feet of your building, which is
4 another reason why people have parking lots,
5 especially when it's in a residential area.

6 MR. BIERYLA: That's for mercantile,
7 stores.

8 MR. LESHINSKI: The one that I read
9 says repair shops and body shops. If those
10 are the rules, if they've been changed since
11 the 1800s you won't see my face about that
12 again.

13 MAYOR LEGG: The bottom line is
14 this, the chief goes by, I come by that way
15 just about every day. I go out of my way.
16 Butler Street is good. The solicitor told
17 us that -- he parked cars on Main Street,
18 customers. I saw three of them there.
19 There really isn't anything you can do about
20 that. There really isn't anything you can
21 do about it. If he finishes a car -- Bill,
22 correct me if I'm wrong. If he fixes a car
23 and there's no place to put it and he puts
24 it on Main Street or on Garber Street until
25 the person comes to pay and away he goes

1 there's really nothing we can do. If he
2 keeps it there for --

3 MR. LESHINSKI: I understand that.
4 He's doing a business and I appreciate that.
5 You can't block up my neighborhood with cars
6 for days and weeks while you take people's
7 money. This is where I live. If it's not a
8 law, then none of the rules apply. I can do
9 whatever I want. I'll be darn sure I'll get
10 tickets. I'll bet you, any one of you, a
11 hundred bucks that I'll have a ticket on my
12 car in five minutes if I did it.

13 MR. SEMENZA: Bill, will you find
14 the ordinance for the next meeting.

15 ATTY. RINALDI: This came into
16 effect after the business was there.

17 MR. SEMENZA: We're going to move
18 on. I'll ask council to stay for a brief
19 executive session after the meeting.

20 At this time the chair would
21 entertain a motion to adjourn.


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

23 MR. SEMENZA: Motion by Councilman
24 Hoover. All in favor?

25 (Unanimous. Meeting adjourned.)

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 51 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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