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1	OLD FORGE BOROUGH COUNCIL
2	OLD FORGE, PENNSYLVANIA
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5	IN RE: COUNCIL WORK SESSION
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9	SEPTEMBER 4, 2018
10	7:00 P.M.
11	OLD FORGE MUNICIPAL BUILDING
12	314 SOUTH MAIN STREET
13	OLD FORGE, PENNSYLVANIA
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17	COUNCIL MEMBERS:
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19	ROBERT SEMENZA, PRESIDENT
20	JOSEPH FERRETT RUSSELL RINALDI
21	LOUIS FEBBO RICK NOTARI
22	JAMES HOOVER MICHAEL LETTIERI
23 24	WILLIAM RINALDI, ESQUIRE, SOLICITOR MARYLYNN BARTOLETTI, BOROUGH MANAGER
25	Mark Wozniak Official Court Reporter

MR. SEMENZA: Good evening, ladies and gentlemen. We'll start with the Pledge of Allegiance.

(The Pledge of Allegiance was recited.)

MR. SEMENZA: Welcome to the
September 4th work session for the Old Forge
Borough Council. The purpose of tonight's
meeting is to set the agenda for our
September 18th meeting. I'll go to our
department heads, see if they have anything
to address council with.

There's a public sign-in sheet if anybody wants to address council. I'll go down the table, see if any council members have anything. Paul Papi?

MR. PAPI: I don't have anything.

MR. SEMENZA: Anybody have anything to ask Paul?

MR. NOTARI: Paul, Smith Street there's some potholes.

MR. PAPI: There's a lot of potholes we have to get to. It's a short week this week. We were in trouble last week. We had an issue with the grass and the compactor.

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MR. PAPI: Yeah.

MR. SEMENZA: Anybody else have any questions for Paul?

MR. PAPI: Just our old 2008 Ford, we replaced it already.

MR. SEMENZA: Any update on the truck?

MS. BARTOLETTI: We changed the style, found a Ford, gave them the purchase order and got it delivered Thursday.

MR. SEMENZA: Fantastic.

MR. PAPI: The recycling truck is due to come in any day.

MR. SEMENZA: Anybody else? Thanks, Paul. Steve, anything for the agenda?

MR. BIERYLA: Nothing for the agenda. Just to let you know that the building portion of Pride Mobility is going to be in the works. Their plans are here. They just have to finish up filling out the applications.

In your packet there's going to be a conservation note about Luzerne Country, the Ripple Street project. Nothing on the Old Forge side. County planning commission

sending a letter out.

We had somebody interested in those apartments next to the beverage place.

They're going to come in to planning

Thursday to ask about putting a five-unit apartment building. That's it.

MR. SEMENZA: I'd like to update council. I spoke with Steve last week. At one time Steve and Officer Buggy were going around, if you want to --

MR. BIERYLA: Well, it actually stemmed from the incident with Robert Baron, where the police are going around, trying to do surveillance, seeing if anybody had cameras with their investigation, and after they did their investigation Officer Buggy came up with an idea to go around to all the commercial facilities and, one, and their end only because of the fact that they just got a new computer system in, too, and all the information could be entered right on the computer system. So if something happened at 712 Main Street they can punch that up, see who the contact was. They can see if there's cameras, they can look at the

next one, the next one, see if anybody else had cameras. They know right where to go.

Then on the back side of it, I was following Officer Buggy around to see if anybody had an occupancy permit. If they did and they've been there for a long time and they lost it, issue a new one. If it was a business that never came in to planning and they opened up an establishment, to have them get an occupancy permit for their business, and that kind of fell apart.

MR. SEMENZA: It was stopped some time back. I spoke with the mayor and the chief and Marylynn and Officer Buggy about it. We're going to put it back into works, get them doing it again when they have time.

MR. BIERYLA: Once the first week of school goes by, then we can arrange a time schedule and her and I get together again and continue it, because I think all the files that we had she shredded and we're going to have to start over.

MR. SEMENZA: It would be a good thing for the borough to have. Anybody else

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have any questions?

MR. NOTARI: Steve, that property on Dunn Avenue, 405, that wooded area, remember I asked you about it at the last meeting, across from the --

MR. BIERYLA: I spoke to the owner about it. He was to get back to me on it to see what was going on.

MR. NOTARI: I got a call again from the neighbor.

MR. BIERYLA: Church Street, I did send out a letter of violation for that. did call his attorney. I haven't gotten anything back from either one of them. I guess I'm going to have to go down to the magistrate and file something on that, or maybe I might be able do it tomorrow.

MR. NOTARI: How about the property on Orchard Street? Anything new, the Barone property?

MR. BIERYLA: No, they were just waiting to do what they have to do.

MR. NOTARI: And 200 Moosic Road, any more problems there? That corner of Moosic Road and Maxson Drive.

MR. BIERYLA: Not really, only because, as I said last council meeting, he was waiting for the surveyor to determine his coverage. And I did get in contact with the surveyor, who is Guy DeAngelo from Ransom. He's supposed to do the calculations and get back to me.

MR. FEBBO: What about Wyalusing Ave?

MR. BIERYLA: I got in contact with him, told him he's got to step it up or he's going. The progress hasn't been the best and it's been two years. If nothing starts happening I'm just going to proceed down to the magistrate's. It is what it is.

MR. SEMENZA: How is the progress on Stocki's property going?

MR. BIERYLA: I just got new pictures, and it looks like he's at a snail's crawl and the snail's winning.

MR. NOTARI: First meeting is tomorrow?

MR. BIERYLA: Tomorrow, 11:30.

Depending upon the outcome, comparison A to B, then we'll see where he lies with the

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court system.

MR. SEMENZA: Anybody else? Thanks, Steve. Dave, do you have anything for the agenda?

MR. LOPATKA: I don't have anything for the agenda, but I do have the lot consolidation plan for the church.

ATTY. RINALDI: We'll go over that in executive session.

MR. LOPATKA: I have the overall.

There's a bunch of parcels we're going to combine, and I think you guys want to break the parking lot or maybe the church out separate. So if you can show me where the line wants to be we'll put the line on it and get the consolidation in in addition to the minor subdivision all at the same time.

MR. SEMENZA: I'm going to ask for another executive session with the chief for a personnel issue. I spoke to Marylynn before, and I'd like you and the mayor and the rest of council in executive session.

MR. LOPATKA: Other than that, unless you guys have something, that's kind of what we have right now.

MR. HOOVER: One more sidewalk on Corcoran we have to do. American Asphalt is going to pave it.

MR. SEMENZA: Anybody else have anything for Dave?

MR. FEBBO: What about Kohler, did they start there?

MR. LOPATKA: I'll call the county.

They sent something out, their contractor requesting an extension until spring, and our response back to them was absolutely not. We want it done this year. I haven't heard anything back from Jay. I'll call him tomorrow and find out. We told them absolutely not. We want it done this year.

I'll give him a call, find out where it's at.

MR. SEMENZA: Anybody else? Thanks, Dave. Chief?

CHIEF DUBERNAS: The only thing I have, Williams Street, I forget their last name. The handicap parking there. I'm not sure exactly how you want to address that because they have opposing driveways. Even if you flip the street around and made it a

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one-way going out to Oak Street you're back to round one again with opposing driveways. If you give Leon the handicap that goes across the street and somebody else parks there, before she pulls in her driveway and backs out the car is there. I'm not sure how you guys want to address that. no-win situation for the family because they have multiple off-street parking. They have a driveway up front and a garage in the I understand where she's coming from, back. but even with that car moved, if somebody else parks there, another neighbor or something, they're right back to the problem The road is, like, 23 feet wide. again.

MR. NOTARI: I drove down that street. There's a work truck on that street that's --

CHIEF DUBERNAS: Sometimes there is a car back on the right shoulder. It's real narrow. You can just barely get by.

MR. NOTARI: Do all the homes have driveways, do we know?

CHIEF DUBERNAS: The apartment building has off-street parking.

MR. NOTARI: You probably can't get a fire truck down that street or an ambulance.

MR. SEMENZA: My street is 25 feet.

MR. NOTARI: If everybody had a driveway could we eliminate parking on that street?

CHIEF DUBERNAS: No, because not everybody has a driveway.

MR. NOTARI: You don't think there's anything we can do on that street?

CHIEF DUBERNAS: It's going to be tough. Somebody else parks there she can't get out. I'll take pictures.

MR. SEMENZA: Have them for the meeting because they're probably going to end up showing up. Try to get it in our packet, please. Anybody have any questions for Chief Dubernas?

MR. NOTARI: How we do the first couple days at the school?

CHIEF DUBERNAS: All right.

MR. HOOVER: The intersection of Albion and Oak, where that guy has that garage on the corner, that's a disaster.

CHIEF DUBERNAS: He has the cars moved, now he's back.

MR. HOOVER: He had a Ford parked about ten feet from the stop sign. There were four cars right behind. On Sunday this poor old lady got up there and another guy came around he corner and the poor lady couldn't back up her car. I had to back her out.

MAYOR LEGG: I talked to him, too.

It's such a small lot.

MR. HOOVER: He must have eight cars parked on that side street. You can't park that close to the stop sign. People park right behind him. That intersection is a disaster.

MR. NOTARI: Do we need a study done like we did --

MR. SEMENZA: You run into the same problem as up by -- I mean, you're having a business use public streets for parking.

MR. NOTARI: Don't have him parking so close to the stop sign.

MR. HOOVER: Everybody parks behind him back to the driveway. It's a mess

there.

CHIEF DUBERNAS: I'll take a ride over, talk to that guy again.

MR. SEMENZA: Anybody else? Thanks, Chief. Bill, anything for the agenda?

ATTY. RINALDI: I'm trying to finalize your RFP for recycling. I'm trying to get some input on what exactly you're doing compared to what the last bid was.

We have to discuss that appraisal in executive session. I never got an answer on that.

I can get what I need from Steve on that Shawnee Hills detention pond. That's all I have.

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

Marylynn, borough manager's report?

MS. BARTOLETTI: Okay. First, I would like to change the public meeting from the 18th to the 25th of September. Is that a problem with anyone? Can everyone make that date? So I'll advertise changing the date from the 18th to the 25th.

MR. FERRETT: What's the purpose?

MS. BARTOLETTI: I won't be here.

You can meet without me if you'd like.

MR. SEMENZA: I'd rather you be here.

MS. BARTOLETTI: The other thing is the Monroe Local Share Grant, we're going to be sending that in on September 27th, so we'll probably have a resolution to pass it on the 25th. For those who don't remember that grant, if we are awarded the funds it will be used for the remodeling of this building, which is getting more and more needed every day. That's it.

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

At this time we'll go down the table, see if any council members have anything to address. Mayor?

MAYOR LEGG: The only thing I have, the get together we had last Wednesday over Arcaro's went very well. There were over 200 people. Councilman Febbo was there, Marylynn was there. She got here early and helped them hang decorations. Judge Munley presented pins to about 40 veterans.

Congressman Cartwright was there,
Representative Kavulich was there. I think
everyone had a good time. It was very well

MR. FEBBO: I have nothing.

MR. NOTARI: I have nothing.

MR. FERRETT: Nothing.

That's all.

received.

MR. HOOVER: Nothing.

MR. SEMENZA: I have one thing. The gentleman who sprays for the county for Gypsy moths and sprays for mosquitos had their mosquito thing down at Pagnotti Park. We collected mosquitos, the county took them to be tested. They came back negative for West Nile, which is a good thing. That's about all I have.

I have one person on the public input, Steve Cichy.

MR. CICHY: I just came here about that pipe that I called Paul about. He put a camera up it and they did a patch job on it.

MR. SEMENZA: I did sit with Paul and I did witness it. Councilman Notari also watched the video. If anybody after

the meeting would like to go into Paul's office and see the camera that Mike Ford sent us that's fine.

My suggestion would be for the borough is to send our contractor up there and get a price on the job to replace the line.

MR. PAPI: I'll do that this week.

MR. CICHY: He explained to me how the repair is going to be. There's trees in back of my yard. If they need to come down I would take that out of the way, anything that's in my yard. Just get it fixed. Can I just show you a picture of the water that came?

MR. SEMENZA: Absolutely.

MR. FEBBO: What is the proposed fix?

MR. PAPI: From the alley to where the line is good there's a bad section.

There's a section where they had a large pipe and they had two small pipes coming into it. They bricked it with stone. I guess when the water was under pressure it was just a geyser all over his back yard

MR. CICHY: It pushed the bend MR. PAPI: It's not designed for MR. CICHY: My question is about the pipe. You're going to take care of that. The top of the mountain, did you ever go, like, up to Ransom and ask them where the water's coming from? Because my feeling is if it's coming down, can you make a retention pond up on the mountain and let it MR. SEMENZA: I don't believe we can go on Ransom property and do anything. MR. CICHY: Can't you come to an agreement somehow? Every time it rains I MR. SEMENZA: You're saying coming down off the old mountain road next to the Ι MR. CICHY: Somewhere up there. know there's a lake on top of the mountain. MR. FEBBO: Wasn't there some discussion, Ransom doesn't want to get

involved?

MR. PAPI: We had two bridges washed out. It was bad. We're in the highest rainfall on record this summer.

MR. SEMENZA: It rains week after week after week and there's nowhere for the water to go.

MR. FEBBO: The water's coming from Ransom. Unfortunately, they don't want to do anything about it.

MR. SEMENZA: Time over time again we tried to cross the road, drenches, let the water flow off. I don't think anybody new what they were doing. They might have made things worse.

MR. FERRETT: The only thing that I think that might be possible is if you get permission to go up and put swales in, big swales.

MR. SEMENZA: There's all swales going right up that whole road, Joe. The quads go over them and tear them up and it's going to keep happening over and over again. Whoever did it, which I don't know who did it, I think either they made it worse. I

don't know.

MR. CICHY: There's no fix for it?

MR. SEMENZA: I don't know. I don't
even know who you would call. You'd have to
get some kind of --

MR. NOTARI: Ransom doesn't own that property. It's the property owner.

MR. CICHY: Would DEP help you out?

MR. SEMENZA: It's private property.

I believe Schuback owns some of that

property.

CHIEF DUBERNAS: Schuback, Lawgy's.

MR. SEMENZA: Dave, have you ever seen anything like that done before?

MR. LOPATKA: Talking about water coming off the mountain? I mean --

MR. SEMENZA: Have you ever heard of a borough going onto a private property on a mountainside like that and doing some kind of --

MR. LOPATKA: Typically, no. I mean, you can try to figure out where it's coming from, but, I mean, other than that it's not necessarily the borough's responsibility. Normally it would be taken

care of by whoever the landowners are. You can take a look at it and see if you can figure out where it's coming from and why there's so much.

MR. SEMENZA: I never saw water come off that mountain like that. Even coming by the cemetery, I never saw water come that fast.

MR. CICHY: We can't get up to our cemetery.

CHIEF DUBERNAS: They fixed it.

MR. SEMENZA: Who fixed it?
Pagnotti fixed it?

MR. FEBBO: Pagnotti.

MR. PAPI: They cleaned out in front of the pipes.

MR. SEMENZA: That was another issue there. Where that first gate is on that road, right there where the Ransom/Old Forge border is.

MR. FEBBO: This is an unusual year.

It's an act of God.

MR. SEMENZA: Every other year a hundred year storm comes. You have to go see the landowners. Maybe we can reach out

to the landowners, see if they can have it fixed up there on their own. I don't know if the borough can get involved in something like that.

ATTY. RINALDI: Not on their property.

MR. CICHY: You can't find out where it's coming from? That's all I'm after.

Then three-quarters of the solution to it.

MR. PAPI: I can take Dave up there.

MR. SEMENZA: You cannot touch a waterway without a major, major issue. Then if we do go onto private property and we do try to do something and then it becomes more of a problem, then the borough is liable.

MR. CICHY: Just to find out where the water is coming from. Then you have an answer. The water's coming from your land. You're flooding people down below in our town. Thank you.

MR. SEMENZA: Can they be held responsible, landowners, for something like that?

ATTY. RINALDI: Only if they did work up there or changed the flow. If its

MR. SEMENZA: I know there's been no MR. PAPI: Look at all the flooding we had in town. Just so much water. MR. CICHY: If you made a concrete culvert from the land where the water comes from all the way down to the river, like they did up in Scranton, would that be MR. SEMENZA: Where would we run it? MR. CICHY: I don't know. Somewhere MR. SEMENZA: Saint John's Creek? How would we get it across Keyser Avenue, MR. CICHY: Got to go under. Like MR. SEMENZA: You're talking millions and millions of dollars. MR. CICHY: You can get a grant or MR. SEMENZA: You would need more MR. FERRETT: You have to be very 25

careful. Every little thing you do might create three others, having people come after us.

MR. SEMENZA: You have to watch what you do with water. When was the last time it happened, 2011? Before that was '04, probably.

MR. CICHY: No, '93 or '94.

MR. LOPATKA: Happened in '96, too.

MR. SEMENZA: You're talking three major events that happened. It's not happening on a rainstorm. It's not happening on a real heavy downpour. You're not getting water like that. I think it's almost --

MR. FERRETT: I think the best thing for us to do is have our engineer go up there and take a look at the situation.

Maybe we may not be able to do something on someone else's property. Maybe he might be able to come up with some kind of a plan on how we can get that water and divert it a different direction rather than seeing it overflow and destroy people's property.

Water flows downhill.

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MR. SEMENZA: Joe, the day of that storm -- and I don't know if you were up Austin Heights. The chief was there. I know you saw it. The water was coming through the old mayor's property, there, right by his house. It was like the size of the Lackawanna River.

MR. FERRETT: 2007 --

MR. SEMENZA: I get it.

MR. FERRETT: The water was coming through everybody's yard, their houses, going down because Schuback rerouted the -we know all about it.

MR. SEMENZA: How do you stop something like that?

MR. FERRETT: That's why he's got to go to the top and have the engineer try to come up with a solution. Our property stops right at the bottom. Maybe the engineer can figure out something or some way how the water can be diverted somehow.

MR. SEMENZA: You have to go to the source.

MR. LOPATKA: You can see where it's coming to, but if it's starting somewhere

else you're not --

MR. SEMENZA: You're not going to know where it's coming from unless you were there during that storm. Maybe contact Ransom, have them contact their landowners.

MR. PAPI: All this land is woods.

MR. SEMENZA: You know what they'll probably say? Not our problem. I've done no work on this land. It's a rainstorm.

MR. HOOVER: Talking about the repair, how big of a pipe are you going to put in the ground to fix it?

MR. PAPI: Match the existing. I don't know, it's a 14-inch line, all terra cotta.

MR. SEMENZA: Have you gotten water coming out of the ground since that storm?

MR. CICHY: No. It goes underneath my house.

MR. HOOVER: I don't want to go up there and spend money and find out it's not going to work.

MR. FERRETT: Down Franklin, that big storm line. I don't know why that pipe is not connected into that. I'd have to ask

Pasonick why they never connected that.

MR. SEMENZA: It's connected to the street, Joe.

MR. PAPI: It goes into a storm drain, then it goes down the street. If there was a 20-inch line there it wouldn't have handled that much. There just was so much water. It was dumping over into Billy Stuhl's garage. His whole yard was a river.

MR. SEMENZA: I think with that amount of water nothing would have helped. Geyser coming out of the ground four, five feet high. He creek was so high it wasn't letting the water discharge out to it. The water had nowhere to go but out.

MR. NOTARI: Nowhere to go from the ground, no where to go --

MR. SEMENZA: We're going to do our best to try to solve the problem. I can't give you an exact answer of what's going to happen. I'd like to say problem solved, we'll take care of everything.

MR. PAPI: I will get Matty up there, he'll write something up of what he's going to do, give us a quote.

MR. SEMENZA: Take Dave and explain to him, give him a visual of what happened.

MR. CICHY: Just let me know what you're going to do.

MR. PAPI: I'll let you know.

MR. SEMENZA: Thank you. If there is nothing else, at this time the chair is going to entertain a motion to adjourn.

MR. NOTARI: I'll make that motion.

MR. SEMENZA: By Councilman Notari.
All in favor?

(Unanimous. Meeting adjourned.)

CERTIFICATE

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 28 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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