

1 OLD FORGE BOROUGH COUNCIL MEETING

2  
3 Old Forge Borough Building  
4 314 South Main Street  
5 Old Forge, Pennsylvania

6 Tuesday, July 2, 2019

7 7:00 p.m.

8  
9 MEMBERS PRESENT: JOSEPH FERRETT, COUNCIL MEMBER  
10 RICK NOTARI, COUNCIL MEMBER  
11 JOSEPH FERRETT, COUNCIL MEMBER

12 ALSO PRESENT:

13 MARYLYNN BARTOLETTI - BOROUGH MANAGER  
14 WILLIAM RINALDI, ESQ.-SOLICITOR  
15  
16  
17  
18  
19

20 Smith Reporting Service  
21 Janet E. Smith  
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ORIGINAL

P-R-O-C-E-E-D-I-N-G-S

(Pledge of Allegiance.)

MS. BARTOLETTI: So, we'll start with  
roll call. Councilman Febbo.

MR. FEBBO: Here.

MS. BARTOLETTI: Councilman Notari.

MR. NOTARI: Present.

MS. BARTOLETTI: Councilman Ferrett.

MR. FERRETT: Here.

MS. BARTOLETTI: Councilman Lettieri,  
Councilman Hoover, Councilman Rinaldi and Councilman  
Semenza are all absent.

So, Bill, we'll start with you. Do you  
have anything to --

ATTORNEY RINALDI: Reinstate Grunza.  
That's all I have now.

MR. FEBBO: Can't hear down here.

ATTORNEY RINALDI: Reinstate Grunza.  
That's all I have on my list.

MS. BARTOLETTI: Okay. And that's it?

ATTORNEY RINALDI: Only action I have,  
yep.

MS. BARTOLETTI: Steve.

MR. BIERYLA: Nothing.

MS. BARTOLETTI: Councilman Febbo.

1 MR. FEBBO: I have a quick question, I  
2 guess. The church, do we have the deed registered?  
3 Not the church, the rectory, is that a done deal?

4 MS. BARTOLETTI: Yes.

5 ATTORNEY RINALDI: That closed back in  
6 May, April.

7 MS. BARTOLETTI: All the paperwork is  
8 here.

9 MR. FEBBO: How about the DPW project,  
10 how is that?

11 MS. BARTOLETTI: The DPW project, Dave is  
12 on vacation. We're waiting for one more quotation.  
13 Being it's a bigger project than just being able to  
14 hire somebody, we need quotations. We have two.  
15 We're waiting on the third one.

16 So I'm assuming that as soon as he comes  
17 back from vacation, we'll have a third quotation and  
18 we'll be able to start.

19 MR. FEBBO: What about the borough  
20 building plans here, what about that?

21 MS. BARTOLETTI: Borough building plans,  
22 we're supposed to be meeting with the architect, I'm  
23 hoping, next week.

24 MR. NOTARI: Time to hire a new  
25 architect?

1 MS. BARTOLETTI: They promised that next  
2 week they will be here. And the fact that Dave is on  
3 vacation as well, so I knew that nothing was going to  
4 happen this week.

5 MR. FEBBO: Councilman Ferrett, where are  
6 we with the paving project?

7 MR. FERRETT: When are we going to start?

8 MR. FEBBO: Yeah.

9 MR. FERRETT: Dave has all the  
10 information and everything. He has all the streets and  
11 everything. And we went and we looked at some of the  
12 things that we were looking at the alleyways and  
13 everything that Semenza told us to take a look at and  
14 everything.

15 So, we don't know exactly when he's going  
16 to come up with the project, whether they're going to  
17 go, because, from what Dave said, a lot of contractors  
18 are backed with their projects with all the rain and  
19 everything.

20 So we don't know exactly where we stand  
21 at the present time.

22 MR. FEBBO: So, we're not ready to send  
23 out for bids yet and, in the same token, we may not  
24 have time this year to get the --

25 MR. FERRETT: There will be time.

1 There's plenty of time to get the project in. It's  
2 just the idea, what we're deciding on now is that the  
3 alleyway that those people were complaining about,  
4 asked to take a look at, we're thinking that, possibly,  
5 we should take them off the list completely and just  
6 have a small contractor put a bid out for the small  
7 contractor.

8 In the event that something happens with  
9 the total program we have, at least we can get these  
10 done for the people so they don't come in complaining.

11 MR. FEBBO: Okay.

12 MR. FERRETT: So, hopefully, before the  
13 next meeting, Dave will have everything worked out with  
14 those things.

15 MS. BARTOLETTI: I think what he was  
16 assuming was we were going to do better by having a  
17 late summer project, late, late summer, early fall  
18 project.

19 MR. FEBBO: We're into July, engineering  
20 bids and so on and then the contractor.

21 MS. BARTOLETTI: Yep.

22 MR. FEBBO: I'll come back to that.

23 MS. BARTOLETTI: Councilman Notari.

24 MR. NOTARI: I'd like to be put on the  
25 agenda our new sewer policies that we're going to work

1 on in the next two weeks. The policies will be in  
2 regards to bills, payments and late payments and office  
3 hours.

4 MS. BARTOLETTI: Okay.

5 MR. NOTARI: Okay.

6 MS. BARTOLETTI: Yep.

7 MR. NOTARI: That way, we have that on  
8 the agenda. Also, I wanted to discuss the contract  
9 with the cat company, for lack of a better phrase.

10 If we were going to get involved in that,  
11 if we were going to do that, but I guess we need  
12 everybody here to talk about that.

13 MS. BARTOLETTI: Yep.

14 MR. NOTARI: That's something we can  
15 figure out. Also, police officer in the school, I've  
16 had conversations with both Miss Shotwell and Mr. Guida  
17 regarding that.

18 I've relayed our thoughts about they  
19 might be better off with their own person. That's how  
20 we feel.

21 I don't know if they're ready to do that  
22 or accept that. But I think we need -- we're meeting  
23 next Tuesday, 5:45 or 5:30 at the school.

24 And I think we need to be prepared to  
25 give them an answer.

1 MS. BARTOLETTI: Who is attending that,  
2 just the committee?

3 MR. NOTARI: Just the committee, yeah.  
4 Do you think Bill needs to come with us regarding the  
5 office? I mean, I don't know.

6 I mean, there could be questions there  
7 that in terms of the contract.

8 ATTORNEY RINALDI: I think we can answer  
9 those among us.

10 MR. NOTARI: Okay. That's fine. I  
11 wanted to make the offer and see what we thought. But  
12 I think we need to have -- we need to be prepared with  
13 cost numbers, given what they need to be prepared, what  
14 we're looking for.

15 I guess I'll need to call the Mayor and  
16 tell them, you know, we need to be prepared. If we're  
17 not going to dedicate somebody to the school, then we  
18 need to be ready to at least place people there during  
19 the day.

20 MS. BARTOLETTI: Okay.

21 MR. NOTARI: That's my thoughts anyway.  
22 I think -- not that I think. I know the school is  
23 looking for a dedicated officer.

24 They're looking for somebody there every  
25 day for the seven hours the school takes place or eight

1 hours.

2 MS. BARTOLETTI: Right.

3 MR. NOTARI: They're even more concerned  
4 now what happened, you know, over the past couple days.  
5 I reiterated to them that we're probably not prepared  
6 to add a dedicated person because of the problems we  
7 would have with the contract and with the union. But  
8 that is what they're looking for, so.

9 MS. BARTOLETTI: Okay.

10 MR. NOTARI: And then my other thing was,  
11 I would hope -- I would ask if DPW could build us some  
12 steps over at the Marion Street Park at Railroad Street  
13 right in the middle there, I would think there's tennis  
14 courts.

15 MS. BARTOLETTI: With that?

16 MR. NOTARI: Yeah.

17 MS. BARTOLETTI: Okay.

18 MR. NOTARI: I'm done.

19 MR. FEBBO: The other thing, Bill, where  
20 we at with Stocki? Into July and supposed to have the  
21 auction up there.

22 ATTORNEY RINALDI: Well, sometime in  
23 July, but he's got to give the dates to the Judge so  
24 the Judge can make it an order.

25 MR. FEBBO: Also, we granted permission



1 to take seven or eight pieces in there?

2 ATTORNEY RINALDI: When he gets the date,  
3 he can take in 7 or 8 pieces of equipment.

4 MR. FEBBO: I personally saw three pieces  
5 come in there myself.

6 ATTORNEY RINALDI: Working on something  
7 with Cameron, exactly what he's bringing in. As soon  
8 as I find out there's an issue, I can do something  
9 about it.

10 MR. FEBBO: Were you over there, Steve?

11 MR. BIERLYA: No. I'm working on  
12 something different to verify there's new pieces of  
13 equipment there.

14 MR. FEBBO: I saw three coming in  
15 different times.

16 MR. BIERLYA: I seen one.

17 MR. NOTARI: Like equipment, trucks?

18 MR. FEBBO: No, no. What I saw were  
19 dozers.

20 MR. NOTARI: Dozers.

21 MR. FEBBO: Operating dozers. I assume  
22 they're operating cause that's what he said. They look  
23 like they're all in one piece. And three different  
24 times in two weeks.

25 MR. NOTARI: That's all.

1 MS. BARTOLETTI: Councilman Ferrett.

2 MR. FERRETT: Nothing, except what Bill  
3 was talking about, the paving program and everything.  
4 Sit down with Dave and talk to Dave a little more about  
5 getting the specs for those other alleyways they're  
6 talking about. And that may be taken off the program  
7 completely, because of paving.

8 MS. BARTOLETTI: Why don't we also talk  
9 about hiring the person or getting quotations from  
10 persons to do the seal cracking too?

11 MR. FERRETT: Well, we were thinking  
12 about that in the event that something goes wrong with  
13 the thing, that maybe we should go to work and do some  
14 seal cracking. And we can do that also.

15 MS. BARTOLETTI: Remember that's separate  
16 in the budget for you to be able to do that as well.

17 MR. FERRETT: Right. But the only thing  
18 I want to talk to the fellows and everything that my  
19 recommendation is the streets were done in '17 and '18  
20 and everything, that we would look at those first to  
21 try to get those preserved so that they can last much  
22 longer before we start going in to any other sections.

23 That, I think, would be the best way to  
24 go, providing everybody agrees.

25 MR. FEBBO: So you see a lot of streets

1 out there, I know I see them myself, that can benefit  
2 by the seal cracking? You're traveling around all the  
3 streets, you know, I've seen a lot.

4 MR. FERRETT: I've seen quite a bit of  
5 the streets and everything. I wouldn't think that I  
6 went over every street.

7 There's a lot of streets we didn't do  
8 paving on that need crack sealing. But my  
9 interpretation is the streets that we paved, that we  
10 paid so much money for, if we go to work and preserve  
11 those streets first, in the long run, is going to pay  
12 more dividends than trying to -- unless Council wants  
13 to go to work and spend a little extra more money and  
14 go further on beside what we already have done. That's  
15 not a problem.

16 MR. FEBBO: What do you mean further  
17 beyond the budget?

18 MR. FERRETT: Well, originally, it was  
19 announced like a month or two ago, with all the rain we  
20 were having, contractors were worried about whether  
21 they're going to fulfill all the contracts they had and  
22 everything because I guess they were anticipating, if  
23 we get more rain and everything, how are they going to  
24 go to work and keep up with everything?

25 So, we're looking at it from the

1 standpoint, maybe we may get caught now that we don't  
2 have our bid in, we may not be able to do anything. So  
3 the three of us were talking about, maybe we should  
4 look at doing some crack sealing and everything.

5 MR. FEBBO: To buy us time.

6 MR. FERRETT: That's not a problem. You  
7 can always put that out for bid any time you want. The  
8 idea is to get somebody to really do it.

9 MR. NOTARI: But we can do that even if  
10 we're going to pave.

11 MR. FERRETT: Right.

12 MR. NOTARI: That doesn't have to be a  
13 replacement for paving. That can be in addition to or  
14 just something we do every year.

15 MR. FERRETT: Yeah. But my point is,  
16 Rick, I believe, honestly, that when we spent 5 or 600  
17 thousand dollars to pave streets, we should look after  
18 these streets.

19 MR. NOTARI: Absolutely.

20 MR. FERRETT: But when you go around town  
21 and look at some of the others, they're so terrible  
22 that you say to yourself, they need attention just as  
23 well.

24 MR. NOTARI: I agree with you. I would  
25 start with the newest roads first.

1 MR. FERRETT: Exactly.

2 MR. FEBBO: I think you should start on  
3 that now, Joe. We don't have to wait for paving. Get  
4 on your roads that were just paved.

5 MR. FERRETT: I know. I can't make that  
6 decision myself. I got two other guys. I don't want  
7 anybody to think -- sometimes you can't get one guy and  
8 the other guy is busy. So you got to --

9 MR. NOTARI: Marylynn says she has it in  
10 the budget, so why don't we just put it on the agenda  
11 for the next meeting?

12 MS. BARTOLETTI: I can move forward with  
13 that now.

14 MR. FERRETT: We can do that, put that on  
15 the agenda. By next week, I'm sure I'll meet with the  
16 other two guys. I want to talk with Dave about that  
17 too and see what he thinks and what his opinion on the  
18 whole matter is because there's a couple different ways  
19 to do it. But I know the best way is put it out for  
20 bid and everything. Just the idea that we have local  
21 guys that do it.

22 MS. BARTOLETTI: Put it out for bid. My  
23 turn. I just wanted to mention that camp started  
24 yesterday.

25 So, we have two days in. And we're

1 averaging 175 kids a day. Really nice amount.

2 MR. NOTARI: Yes.

3 MS. BARTOLETTI: And the farmer's market  
4 will be starting July 11th.

5 MR. NOTARI: Drove by and the park was  
6 packed.

7 MS. BARTOLETTI: Because they're so  
8 spread out, doesn't seem like that many kids. But when  
9 they get all together and count the list, it's a little  
10 overwhelming. And they come very hungry, so.

11 MR. NOTARI: Should be happy then.

12 MR. FEBBO: Mary, how many vendors do you  
13 have for your market?

14 MS. BARTOLETTI: Ten.

15 MR. FEBBO: Ten. Okay. Do you think  
16 that's it?

17 MS. BARTOLETTI: Ten and that doesn't  
18 include any of the food vendors that we are planning on  
19 having, the restaurants or anything. That's separate.

20 And it's changing off. Every week, it  
21 will be someone else. Did you have another question?

22 MR. FEBBO: No, no. I'm good.

23 MR. BIERLYA: I have one more thing to  
24 add. Bobby Alissio called me up and I referred him to  
25 Dave.

1           The swale that was talked about putting  
2 up on Wood Street, he wanted some direction. He wanted  
3 some direction, because Latona had asked him what they  
4 should do or shouldn't do before they pull out.

5           So, that was a question from Bob. And I  
6 referred him to Dave. So, I don't know where that  
7 wound up.

8           MR. FERRETT: If I may, I was with Dave  
9 and I was the one that called Dave and people called me  
10 on Wood Street.

11           And I'm very, very disappointed for the  
12 fact they already put a fence up and everything, which  
13 is going to give us problems trying to put the swale  
14 where the water is going to go in.

15           No problem putting a swale in to prevent  
16 the water from coming in to Wood Street from the other  
17 people's property.

18           But the fact is, where is the water going  
19 to go from the swale? See, the way we had it planned  
20 and everything, nobody knew about the fence going up.  
21 They got a fence all around their property.

22           But the swale is on their property by on  
23 the other side of the fence. And we were under the  
24 impression that where the water comes from Wood Street  
25 on that person's property, all you had to do was go

1 right over in to swale area like maybe 20 yards.

2 Now they got a fence up. How are you  
3 going to get the water to go in to that swale? The  
4 swale on their property that empties in to that holding  
5 pond that they got.

6 MR. BIERLYLA: Let you know I got the call  
7 and going to do some work.

8 MR. FERRETT: Dave called the engineer.  
9 Dave called the engineer. And the engineer told them  
10 that they would take care of the matter.

11 When I was up there and seen the fence up  
12 there and, you know what, I know there's going to be a  
13 problem. I know it.

14 MR. FEBBO: Joe, that sounds like it's  
15 going to be their problem. They put the fence up. If  
16 you feel like it's not satisfactory --

17 MR. FERRETT: It's not our fault. It's  
18 their fault. What I'm saying, they told Dave they were  
19 going to take care of the matter and they didn't.

20 Now they put up a fence. You put the  
21 swale in. Where is the water going to go? We had the  
22 intention, when you put the swale up, the water would  
23 go not even 20 yards into their swale and goes in to  
24 the holding pond.

25 MR. FEBBO: If they feel that's what



1 should happen, that's what should happen, based on  
2 Dave's recommendation.

3 MR. FERRETT: I don't know what's going  
4 to happen.

5 MR. NOTARI: Stay on them.

6 MR. FERRETT: Right. The only thing is,  
7 well --

8 MR. FEBBO: Let us know.

9 MR. FERRETT: That's up to them. That's  
10 why I thought Dave was going to be here. I was going  
11 to question him that the --

12 MR. FEBBO: When is Dave coming back?

13 MS. BARTOLETTI: Back in the office on  
14 Monday. Mr. Holland.

15 MR. HOLLAND: Joe Holland. So, I'm Joe  
16 Holland, with Lackawanna River Conservation  
17 Association, Lackawanna Valley Conservancy, which are  
18 allied organizations. So that is not the Heritage  
19 Valley Trail, which is a county organization.

20 This is 501C corporation that works on  
21 the river and preserving the watershed area and helping  
22 with responsible development of the area.

23 Okay. So, we have put a bid in to the  
24 Tax Claim Borough for a property that's on the  
25 repository. The repository means that it went for a

1 tax sale and no one bought it.

2 And, actually, someone did put in a bid.  
3 But when they found out it was a Super Fund site, the  
4 former Lehigh Electric property, they decided that they  
5 didn't want it and turned it back in.

6 Okay. So we recently put in a bid. The  
7 school board has voted for it. Okay. I have a map  
8 here to show you. This is listed as Joseph Menn Estate  
9 is the Lehigh Valley property.

10 Okay. This listed as J and B  
11 Construction Incorporated is what was to be the Misty  
12 Ridge Development.

13 And this here is property that the  
14 Lackawanna Valley Conservancy actually owns at this  
15 point. Okay?

16 We presently own this property here,  
17 which is this. And we have an easement coming in it  
18 from Bridge Street that follows the outline of the  
19 Menn's property, the former Lehigh Electric property.

20 With this -- by acquiring this property,  
21 we get a wider easement. This is an easement here that  
22 we have to where this property we actually own.

23 This easement is only 10-feet wide. But  
24 acquiring this property, we get the property plus we  
25 get a 20-foot easement instead of a 10 foot, which

1 allows more ease of access.

2 Now, our intent is recreational and  
3 conservation development of the property.

4 So, more specifically, but not overly specific because  
5 we haven't drawn up any plans yet or anything like  
6 that.

7 We would be able to construct a trail  
8 that would be approximately a mile long and allow boats  
9 to land, people to have access for fishing or whatever  
10 other activities they may want. Okay?

11 And, you know, possibly even, as I was  
12 saying before, environmental studies for students from  
13 the local school, okay, to come down in a reasonably  
14 safe public access area.

15 Misty Ridge was a housing development  
16 plan which never actually got developed, although, I  
17 believe at the time, I believe it was permitted for  
18 development.

19 And working in conjunction with  
20 mitigation factors on this property and so forth, we  
21 acquired this piece of property, okay, so, and resulted  
22 in being able to obtain about \$800,000.00 in grants to  
23 work on this property.

24 Now, that was approximately ten years  
25 ago. Okay. So, we were always expecting that the

1 Misty Ridge would get developed and then we would work  
2 further with the developer for access and maybe some  
3 help with developing our sections.

4 And if you want to, this is a little more  
5 simplified maps of what we own, what we're hoping to  
6 own.

7 MS. BARTOLETTI: What is the deadline for  
8 making a decision on the property?

9 MR. HOLLAND: I don't know if there's  
10 exactly a deadline. I don't even know if it's on your  
11 agenda yet.

12 I thought it might be coming, because in  
13 the past couple weeks, it was on the school board  
14 agenda and they passed it.

15 So, it just really came -- I wasn't able  
16 to find if it was on the agenda and came to hopefully  
17 explain it. So when it did come up, then people would  
18 have a forum and have an idea what's going on and it  
19 wasn't some sort of understanding of what was going on  
20 with the properties, what the intentions are and so  
21 forth.

22 MR. NOTARI: So, what do we have to  
23 approve, that we wouldn't have to tax it?

24 MR. HOLLAND: Well, indirectly, yes.  
25 But, directly, that because it is coming from the

1 repository, that you're agreeing to let it be sold, for  
2 one thing.

3 Okay. And, yeah, it wouldn't be taxed  
4 because we are a 501C corporation. Okay. But hoping  
5 that it would enhance Old Forge, okay, by providing  
6 recreational possibilities and perhaps even encouraging  
7 development of what was called the Misty Ridge area and  
8 possibly even further up. Who knows.

9 MR. NOTARI: I'm curious why we'd have to  
10 be involved?

11 MR. HOLLAND: Typically, we would be  
12 getting it for one dollar. Although, practically  
13 speaking, between legal costs and so forth, the deed  
14 registration fees and so forth, we do pay a transfer  
15 tax on this.

16 With our legal fees and so forth, we may  
17 be up to \$10,000.00 by now, as far as expenses. And  
18 we're not a wealthy organization.

19 MR. NOTARI: No, I understand.

20 MR. HOLLAND: To say the least.

21 MS. BARTOLETTI: Do you know -- Mr.  
22 Ferrett said, about ten years ago, did someone else  
23 want to put a walking trail in there but weren't able  
24 to do it?

25 MR. HOLLAND: That was probably us, the

1 Lackawanna River Conservation Association with Bernie  
2 McGurl. He's the executive director. So probably how  
3 you best would remember it. With all the things going  
4 on --

5 MR. NOTARI: Joe, he's with Bernie. He's  
6 with Bernie McGurl's group.

7 MR. FERRETT: I didn't know that. That's  
8 what I said.

9 MR. HOLLAND: I'm on the board.

10 MR. FERRETT: I didn't know. I thought  
11 you were a different organization. I know Bernie  
12 McGurl. He was the one that came in with the project.

13 MR. HOLLAND: Oh yeah. And it was just,  
14 like I said, part of it was, for example, this map  
15 here, we're hoping that when they develop it, it would  
16 result in a cul-de-sac and we have access on a paved  
17 road down in to here.

18 But, you know, that was one of the  
19 several things that were talked about but not actually  
20 legally established, I guess would be the best way to  
21 say it.

22 Whereas, this property, we did acquire.  
23 And this easement, we did acquire as part of that work.

24 You know, some of that is directly  
25 connected, Mr. Rinaldi, that involves talking about

1 this establishing a footprint on the Lackawanna, which  
2 might ultimately tie in with trails up and down the  
3 river or other activities along those lines.

4 So, you know, a little further up river,  
5 Mariotti donated some land, for example. There's some  
6 other things across the river that might be available  
7 to us at some point.

8 But, you know, that's all -- and then we  
9 do work with the Heritage Valley, some of the  
10 already-constructed trails further up river is actually  
11 on land that we have granted easements to because  
12 Bernie was one of the first to recognize trying to  
13 acquire some of the old abandoned rail beds.

14 MR. FERRETT: What about flooding at  
15 times that may appear?

16 MR. HOLLAND: There are possibilities for  
17 flooding at times along this area. Okay. That could  
18 happen.

19 And, again, when Lonesome Road got washed  
20 out, I believe some of this area down in here did flood  
21 because there's all kinds of debris stuck in the fence  
22 that surrounds the Lehigh Electric development.

23 So, yes, there will be some flooding at  
24 times. But, for example, that doesn't necessarily stop  
25 you. That just means that, occasionally, you'd have to

1 be a little careful, you know what I mean, about people  
2 going down in there perhaps.

3 This past year, part of the Heritage  
4 Valley Trail in Taylor flooded. And I don't know if  
5 you're familiar with the Market Street in Wilkes-Barre,  
6 how there's a trail there. This floods with some  
7 regularity.

8 That usually floods at least once or  
9 twice a year, at least in my experience from working in  
10 Wilkes-Barre several years ago. Okay?

11 You know, the big thing is, it's pretty  
12 obvious when it does. You know, if there's water on  
13 this, you know.

14 MR. FERRETT: Is there any way that they  
15 can make a correction on that? Most of that all  
16 happens in the Lonesome area.

17 MR. HOLLAND: Probably not easily and  
18 certainly not economically, which, in part, is why we  
19 would like to acquire this and would be a good use for  
20 the property because, you know, I don't conceive that  
21 any commercial enterprise that would want property that  
22 periodically floods. Certainly wouldn't be of high  
23 value to them by any means.

24 MR. FERRETT: If I could recall, in the  
25 past, I remember talking to Councilman Kanjorski, the



1 river was a big problem. Everything is lower than the  
2 river. And the water all flows in to the river.

3 Talking about cleaning up the river.  
4 But you're talking about billions of dollars.

5 MR. HOLLAND: A lot of things to prevent  
6 that, including environmental rules, because you'd be  
7 releasing who knows what from the river bed that  
8 accumulated there through the years.

9 ATTORNEY RINALDI: You guys pay real  
10 estate taxes or --

11 MR. HOLLAND: Exempt from paying real  
12 estate taxes.

13 MR. NOTARI: Joe, would there only be one  
14 way in and out to that property?

15 MR. HOLLAND: At this time, yes. There  
16 would only be one way in and out. But it would -- as I  
17 said, a 20-foot easement. So, for emergency purposes,  
18 it would certainly be accessible.

19 It's just -- and, well, you know, I don't  
20 want to go too much into what we hope would develop.  
21 But, you know, because that's --

22 MR. NOTARI: Just curious.

23 MR. HOLLAND: You know, there's even an  
24 aspect of -- emergency aspect anywhere for perhaps  
25 fighting a forest fire or, you know, helping someone in

1 need of an ambulance or something.

2 Sometimes these things even develop, I  
3 mean, potentially, I mean, look at Main Street in  
4 Taylor got shut down, it was an alternative route to  
5 getting up river or down river, to some extent. Not  
6 that it's used very much, but. Anything else?

7 MR. NOTARI: No. Mary, can we put this  
8 on the agenda for approval?

9 MS. BARTOLETTI: Yep. Put it on for  
10 our meeting in two weeks.

11 MR. NOTARI: Perfect.

12 MR. HOLLAND: Thank you.

13 MR. FERRETT: Would it be possible for  
14 that to come back when the rest of the Council is here  
15 so everybody would have a better idea what he's  
16 referring to?

17 MR. HOLLAND: Probably would, yes. Might  
18 even be able to get Bernie here, which would extend  
19 your meeting, but.

20 MR. FERRETT: Leave Bernie alone. Done a  
21 good job.

22 MS. BARTOLETTI: Our meeting is in two  
23 weeks.

24 MR. HOLLAND: That would be the 16th.  
25 Okay. I'll make a note of that. Thank you. Anything

1 else?

2 MR. NOTARI: No. Thank you, Mr. Holland.

3 MS. BARTOLETTI: Keith.

4 MR. LASHINSKI: Keith Lashinski. Mr.

5 Ferrett, you seem to be up on the paving thing. Is it  
6 possible for, like, to get a list or to get a look at  
7 the list of the streets that are going to be paved?

8 MR. FERRETT: Yeah, sure.

9 MR. LASHINSKI: Who would I ask? Would  
10 you be able to supply it to me?

11 MR. FERRETT: Well, when we do it, the  
12 Borough manager will have a copy of what we're doing.

13 MR. NOTARI: Nothing has been approved  
14 yet.

15 MR. LASHINSKI: I mean like the streets  
16 that you are suggesting and the things that you are  
17 looking to do, are you the one that kind of goes up and  
18 takes a look?

19 MR. FERRETT: Yeah, I look.

20 MR. LASHINSKI: Have you been up by my  
21 house?

22 MR. FERRETT: I've been around every  
23 place. Tell you what, when you go around town and see  
24 all the streets, the way they are, you want to go home  
25 and have a cup of coffee.

1                   MR. LASHINSKI: Listen, I'll leave a cup  
2 of coffee on my porch. Come on up my street, please.  
3 It's been 18 years.

4                   MR. FERRETT: I'll be up there.

5                   MR. LASHINSKI: Ours is not in bad shape.  
6 But in spots, I mean, like, you were talking about the  
7 tarring or the stuff -- I used to work for Linde, so I  
8 know the stuff that we can do to blacktop to keep it  
9 okay besides just cold patch. You know what I mean?

10                  And one other thing, Steve has been  
11 really on top of things with our trouble up at our  
12 hill.

13                  Our hill has been cleaned up a little  
14 bit. But I want to use -- I hate to use it as -- I  
15 don't want to compare it to this, to put it in a real  
16 bad light.

17                  But it's like a drunk guy sitting in a  
18 bar and you waiting for him to leave to cause problems.  
19 You know what I mean?

20                  He only causes problems when he leaves  
21 the bar and gets in his car. So, this garage that's up  
22 by our house is very sporadic.

23                  Steve, you said the cops are now -- that  
24 we're able to call the police and --

25                  MR. BIERYLA: Only way we would know

1 because I had checked it several times. And he was  
2 clean. But I don't know who his customers are and who  
3 they aren't.

4 But you guys, once again, you're the  
5 residents. You know when somebody comes up the street,  
6 you know when the tow truck drops something off.

7 At that point in time, you call the  
8 police.

9 MR. LASHINSKI: So, what I'm saying is,  
10 is that the police now are able to do -- it's not  
11 Borough law, it's Borough rules, they're able to  
12 enforce Borough rules.

13 So, if I call the police, they're not  
14 going to come up and say, I can't do anything about it?  
15 I wish the Mayor was here.

16 MR. NOTARI: That's not up to Steve to  
17 determine.

18 MR. LASHINSKI: He's the one that's  
19 working on it.

20 MR. NOTARI: I realize that. But he has  
21 the help of the police department, but he can't tell me  
22 them what to do.

23 MR. LASHINSKI: No, no. I'm not asking  
24 him to come up and do that. But I'm asking -- see,  
25 first, it's against Borough rules.

1                   MR. BIERYLA: I think what you're asking  
2 is, can a police officer enforce a Borough ordinance?

3                   MR. LASHINSKI: I don't want to waste the  
4 cop's time.

5                   MR. BIERYLA: And the answer is yes.  
6 When I'm off duty, yes.

7                   MR. LASHINSKI: But you said that, I  
8 forget her name.

9                   MR. BIERYLA: Officer Buggy.

10                  MR. LASHINSKI: Yeah. She's aware,  
11 correct? So if she gets a phone call during the day --

12                  MR. BIERYLA: Officer Buggy and myself  
13 were up to talk to --

14                  MR. LASHINSKI: That's what I'm saying,  
15 it's so sporadic. You know what I mean? It's not like  
16 -- it's been okay, you know. But other people have had  
17 problems still.

18                  Cars pulled in upside down, sideways,  
19 blocking the street for 20 minutes. You know? And  
20 it's not every minute that somebody can be there  
21 watching it.

22                  MR. NOTARI: I'm sure you've done this  
23 already. But my suggestion to you is, if a police  
24 officer tells you there's nothing they can do for you,  
25 you need to call the Mayor and tell them so we can make

1 sure that that's the case.

2 MR. LASHINSKI: That's what I wanted to  
3 do. And I just wanted to make sure that I'm not  
4 wasting the police officer's time. You know what I  
5 mean?

6 And you told me that, but I just wanted  
7 to get it out there. Because, you know, some people  
8 have no other recourse.

9 But they get frustrated and angry. You  
10 know what I mean? We don't want to do that. We want  
11 it to be resolved nice and calmly. You know?

12 And you guys have done a great job,  
13 everybody. Steve worked with it. It has cleaned up a  
14 lot. You know what I mean? Quite a bit.

15 But, like I said, you wait for that guy  
16 to come out of the bar and get in his car. And all of  
17 a sudden, it's a train wreck. You know what I mean?

18 We stopped the tow truck a week ago. I  
19 told him, I said, if you drop it on the Borough street,  
20 it's against the law. It was a Sunday.

21 He was dropping it a half a block away.  
22 He goes, I'm going to push it down the hill. I said,  
23 listen to yourself, what you're saying.

24 You're going to push a car that doesn't  
25 start around the corner and down the hill in to a

1 garage that my wife could be coming up or a little girl  
2 riding a bike could be coming up.

3 And it's going to be a whole different  
4 situation. It's going to be bad. And it's not that  
5 big. So, I mean, that's why we're trying to get on it.  
6 That's why we're trying to stop. That's the only  
7 reason.

8 I don't want to put the guy out of  
9 business. You know, just as long as he's fair to the  
10 people that live there. You know what I mean?

11 If I put it in your neighborhood, I would  
12 ask you guys, you know, what am I doing wrong? What  
13 could I do to make it better? And that's not being  
14 done, you know, by him.

15 But Council has been fantastic. I just  
16 want to put that out. Say it again, you know,  
17 everybody has been great.

18 MR. NOTARI: Appreciate.

19 MR. LASHINSKI: I appreciate the support.  
20 As a taxpayer, I'm kind of bugged out that it took me  
21 such a long time to be asking to do this. That bothers  
22 me a little bit.

23 But it's Okay. Everything takes a  
24 process. I'm taking my medication. Everything is  
25 going nice and slow. Everything takes time. I'm not



1 the only person in the world. I'm not the only problem  
2 in the world. There's bigger problems in Old Forge.

3 But, you know, here's our little thing.  
4 And you guys, you know, we put you in office. And we  
5 just want to make sure we're getting our use out of  
6 yous.

7 You still haven't called me about the  
8 fruit thing.

9 MR. NOTARI: You're right. You're right.

10 MR. FEBBO: That's why we make the big  
11 bucks.

12 MR. LASHINSKI: That's all I have to say.

13 MR. JUROWSKI: John Jurowski. Steve, did  
14 he appeal the letter?

15 MR. BIERYLA: No, did not.

16 MR. JUROWSKI: What's our next step?

17 MR. BIERYLA: Exactly what I told Keith.

18 MR. JUROWSKI: So we have to report it to  
19 the police. I reported on Thursday how it was a zoo  
20 there. Nothing was done. What was it?

21 MR. BIERYLA: Officer Buggy was on  
22 vacation, and Officer Kimble was sick.

23 MR. JUROWSKI: That's fine,

24 MR. BIERYLA: We didn't have any  
25 full-time officers in the police department.

1 MR. JUROWSKI: It was a zoo on Thursday.  
2 And a car -- I almost got in an accident going from my  
3 house to Butler because the guy was right at the stop  
4 sign parked.

5 I asked the guy -- he gave me the finger.  
6 Okay. So then I went down to see Steve. He wasn't  
7 there, and so I talked to people.

8 It was a zoo. They were parked on the  
9 opposite side of the street. You couldn't get through.  
10 And had a tow truck parked on Garver Street and rode it  
11 down the hill.

12 Nothing is being done. And, like, we're  
13 frustrated. Okay? Somebody is going to get hurt bad.  
14 And I almost got in an accident. But I was smart  
15 enough to be careful going around the turn. Okay?

16 MR. NOTARI: Again, Mr. Jurowski, we can  
17 only reiterate what Steve is saying. Call the police.

18 MR. JUROWSKI: I did and they we were on  
19 vacation.

20 MR. NOTARI: There's always a police  
21 officer on duty. Somebody is parked illegally, call  
22 the non-emergency number.

23 MR. JUROWSKI: A car parked there for the  
24 last four weeks on the stop sign on Butler and Main.  
25 Okay?

1                   Why is this car parked there on Butler  
2 and Main for four weeks?

3                   MR. LASHINSKI: Not our car. You know  
4 what I mean?

5                   MR. NOTARI: Realize that. But, again,  
6 it's legally parked unless it's part of that business,  
7 which we've gone over.

8                   MR. JUROWSKI: It is part of his  
9 business.

10                  MR. NOTARI: Again, something the police  
11 and code enforcement have to handle.

12                  MR. JUROWSKI: We want to know the next  
13 step because we're frustrated.

14                  MR. NOTARI: Next step is call the  
15 police.

16                  MR. LASHINSKI: That's what I wanted,  
17 okay, too, and I'm --

18                  MR. NOTARI: I believe you. I drive on my  
19 way to work every day, and I look every time I go by.  
20 I should have that --

21                  MR. FERRETT: Want to know what your  
22 address is. I want to make sure, when I call you, I  
23 want a fresh cup of coffee, not stale coffee.

24                  MR. LASHINSKI: Absolutely, absolutely.  
25 5:00 Folgers, brown ranch.

1 MR. FERRETT: I'll let you know.

2 MR. NOTARI: Why don't you get the  
3 license plate numbers of the tow trucks.

4 MR. LASHINSKI: Got a picture of the guy.

5 MR. NOTARI: Maybe have the police  
6 department call the tow truck and tell them, hey, stop  
7 dropping cars on the streets or you're going to be  
8 cited as well as --

9 MR. LASHINSKI: I told the driver that.  
10 I stopped him. And what he did was took it around the  
11 corner to Butler and dropped it on Butler and pushed it  
12 down the hill.

13 I stopped him. He was dropping it next  
14 to the --

15 MR. NOTARI: They shouldn't be able to  
16 just drop cars on the street, right?

17 MR. LASHINSKI: It's against the rules to  
18 drop cars on borough streets, correct, Mr. solicitor?

19 ATTORNEY RINALDI: I don't know about  
20 that.

21 MR. LASHINSKI: You can't even get your  
22 own car towed to your house and get it dropped off in  
23 front if it's broke down.

24 Because, eventually, if you don't get it  
25 fixed, it's going to be an unregistered, uninspected

1 vehicle, right?

2 MR. NOTARI: Right.

3 MR. LASHINSKI: So they're not allowed --  
4 I mean, he's bringing cars without license plates.  
5 We're not just puffing smoke.

6 The guy is not just bringing no cars.  
7 He's bringing cars with no plates, no stickers and  
8 leaving them there.

9 MR. NOTARI: Gone through the process.  
10 No appeal. So call the police.

11 MR. LASHINSKI: Okay. All right.

12 MR. JUROWSKI: That was car for four  
13 weeks. That might be abandoned car. We don't know  
14 this. Why is it still at the stop sign? It may  
15 abandoned. We don't know it.

16 MR. FEBBO: Is there a tag on it?

17 MR. JUROWSKI: There is a license plate.

18 MR. FEBBO: Is it inspected?

19 MR. JUROWSKI: Yes.

20 MR. FEBBO: He can part there.

21 MR. LASHINSKI: He can park his  
22 customer's cars there?

23 MR. FEBBO: Wait a minute. It's the car  
24 owner. If he parked the car there, whoever. He's  
25 legally parked. Inspection sticker, license plate,

1 correct, Steve? There's no time limit.

2 MR. JUROWSKI: Excuse me. The Order said  
3 he is not allowed to use the Borough street, not the  
4 mechanic. Not allowed. Am I right?

5 MR. LASHINSKI: For his business, he can  
6 not use Borough street as his business.

7 MR. FEBBO: What if he comes back and  
8 says the guy parked the car there?

9 MR. JUROWSKI: For a month, 2 months, 3  
10 months?

11 MR. FEBBO: According to --

12 MR. LASHINSKI: Police are the only ones  
13 to find out. They can call the plate in. It's not the  
14 hardest thing in the world. Who knows how long it's  
15 been there. We know whose cars don't belong it.

16 MR. FEBBO: Legally, if he's inspected  
17 and a tag on it, that car can be parked there. Not the  
18 garage, the owner of the car.

19 MR. JUROWSKI: Garage, this car was fixed  
20 by the garage. And he probably just parked it there  
21 until he sells it. Okay? That's what he did, used the  
22 Borough streets. Okay? This has been going on for  
23 year and a half.

24 MR. FEBBO: For sale sign on the car?

25 MR. JUROWSKI: No for sale sign. You

1 drive by, take the notice. Doesn't get moved.

2 MR. LASHINSKI: I can't believe we're  
3 looking for excuses for this guy and why he can leave  
4 the car there.

5 MR. NOTARI: Not looking for excuses.

6 MR. LASHINSKI: He's asking for  
7 questions, for sale sign.

8 MR. FEBBO: Legally --

9 MR. NOTARI: Giving you a hypothetical  
10 situation.

11 MR. LASHINSKI: Every negative  
12 hypothetical situation when we're the ones here voicing  
13 our opinions about it.

14 And we're the ones with the problem and  
15 voicing our opinions.

16 MR. NOTARI: Don't say your opinion, say  
17 your facts.

18 MR. LASHINSKI: My facts.

19 MR. NOTARI: Because your opinions aren't  
20 necessarily --

21 MR. LASHINSKI: Thank you for your  
22 correction.

23 MR. NOTARI: I'm just saying, according  
24 to the Borough law, your opinion might not be in  
25 agreement with the Borough laws.

1 MR. LASHINSKI: We did Borough law for  
2 the six months and --

3 MR. NOTARI: Steve followed the  
4 procedure. We've given the answer. When there's a car  
5 there that you think is parked illegally, then call the  
6 police department.

7 MR. LASHINSKI: Doesn't have a sign on  
8 it, if it's not purple, if it's not Tuesday, something  
9 like that. Okay.

10 MR. NOTARI: If there's anything we can  
11 do about it, we will. We've gone through the process

12 MR. FEBBO: We have been.

13 MR. LASHINSKI: Signs have been put in.  
14 Nothing else. I haven't seen anything else done. The  
15 only car that got ticketed up there is a neighbor that  
16 lives it and pays taxes. He's the only one that got a  
17 ticket.

18 MR. FEBBO: Nothing done? Steve has been  
19 up there, police have been up there. Responding to  
20 everything you guys said.

21 MR. JUROWSKI: Once again, his son opened  
22 up a business there. Okay. He got rejected. Fine.  
23 He's still doing his business in that garage, his son.  
24 He went to the zoning.

25 MR. NOTARI: That's a different story.



1 Also the first time hearing about that.

2 MR. JUROWSKI: He Got rejected. Right  
3 now, he's doing detail on cars.

4 MR. NOTARI: Check on that, Steve,  
5 please.

6 MR. LASHINSKI: I talked about it at the  
7 last meeting.

8 MR. JUROWSKI: And talk about cars, the  
9 ordinance says, like Bill agreed, that he's not allow  
10 to use the Borough street when he fixes a car, okay, he  
11 can't put it in front of his business for two, three  
12 months until somebody picks it up. Can he?

13 Is that Borough business, if he fixes a  
14 car and he parks it in front of the business for two or  
15 three months, and that's allowed, the ordinance says  
16 you're not allowed to use the Borough street as your  
17 business.

18 And we've been here for a year and a  
19 half. Believe me. We don't want to come here and look  
20 at you guys. You know. I'm sorry. Okay.

21 MR. LASHINSKI: I do. I like coming  
22 here.

23 MR. JUROWSKI: I don't. We're beating a  
24 dead horse. Thursday, it was a joke. It was a mess.  
25 I had to wait there.

1 I almost got hit in my pickup truck. And  
2 I'm like, what's going on here? And he's rolling the  
3 cars down the street. If some little kid comes up the  
4 street and, Mr. Febbo, you said that he can't do it,  
5 and he still does it. I remember at the meeting, says  
6 he's not --

7 MR. FEBBO: Can't do what?

8 MR. JUROWSKI: Roll a car.

9 MR. FEBBO: He can't.

10 MR. JUROWSKI: Still doing it. That's  
11 why we're here. You said he can't. But like you said,  
12 they can park there. And they can roll down the  
13 street. Beating a dead horse.

14 MR. NOTARI: No, no, no. Not beating a  
15 dead horse. You are, but we understand. However, we  
16 cannot put a police officer there 24/7.

17 MR. JUROWSKI: We don't want a police  
18 officer. I wanted Thursday, on vacation --

19 MR. FEBBO: What is there that we're not  
20 giving you?

21 MR. JUROWSKI: Why wasn't somebody there  
22 on Friday?

23 MR. FEBBO: What do you want us to day?  
24 What is it we're not giving you?

25 MR. JUROWSKI: Where was somebody on

1 Friday to check out these care.

2 MR. NOTARI: All the time there should be  
3 someone here.

4 MR. JUROWSKI: Sick on Thursday.

5 MR. NOTARI: Doesn't matter if anybody is  
6 sick. Always a shift covered. If there's not police  
7 officers here, then we're in big trouble.

8 MR. JUROWSKI: He went to the zoning.  
9 Didn't appeal the zoning. We want to know what the  
10 next steps are.

11 MR. NOTARI: We gave you the answer,  
12 correct? Again, we might not have given you the answer  
13 you want, but that is the answer. That's the process.

14 MR. JUROWSKI: What's Mr. Bieryla say?

15 MR. BIERYLA: Exactly what Mr. Notari had  
16 told you three times, call the police officer.

17 MR. LASHINSKI: Thanks, guys.

18 MR. BIERYLA: Please, call the police  
19 officer.

20 MR. LASHINSKI: Thanks, Council.

21 MR. BIERYLA: I don't know it unless I  
22 hear it from them.

23 MR. NOTARI: Again, if you see a tow  
24 truck dropping off the car, the only way for us to do  
25 anything is for you to call police department, not for

1 you to come here every two weeks and tell us.

2 MR. JUROWSKI: We did that Thursday. And  
3 he moved it on Monday night. The car that was parked  
4 and rolled down the street. He's disobeying. We do do  
5 this. And we get, whatever, we'll just -- so you guys  
6 know we're upset. That's all we care about.

7 MR. NOTARI: We know you're upset. And  
8 we're doing our best to try to remedy it.

9 MR. JUROWSKI: Change the topic.

10 MS. BARTOLETTI: That's it. Have a  
11 motion to adjourn.

12 MR. FERRETT: Yeah.

13 MR. NOTARI: Make that motion.

14 (Whereupon, at 7:55 p.m, the meeting was  
15 concluded.)

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## CERTIFICATE

I hereby certify, as the stenographic reporter,  
that the foregoing proceedings were reported  
stenographically by me, and thereafter reduced to  
typewriting by me or under my direction; and that this  
transcript is a true and accurate record to the best of  
my ability.

7/18/15

BY: 

Janet E. Smith, Court Reporter

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