

1 OLD FORGE BOROUGH COUNCIL

2 OLD FORGE, PENNSYLVANIA

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4
5 IN RE: COUNCIL WORK SESSION
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9 MAY 4, 2021

10 7:10 P.M.

11 EAGLE-MCCLURE HOSE COMPANY

12 MILWAUKEE AVENUE

13 OLD FORGE, PENNSYLVANIA
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18 COUNCIL MEMBERS:
19

20 RUSSELL RINALDI, VICE-PRESIDENT

LOUIS FEBBO

21 RICK NOTARI

JAMES HOOVER

22 MICHAEL LETTIERI

MICHELLE AVVISATO

23 WILLIAM RINALDI, ESQUIRE, SOLICITOR

MARYLYNN BARTOLETTI, BOROUGH MANAGER
24

25 Mark Wozniak
Official Court Reporter

1 MR. RUSSELL RINALDI: Once again,
2 ladies and gentlemen, welcome this evening.
3 We're going to open up the Old Forge Borough
4 work session for May 4, 2021, with roll
5 call, please.

6 MS. BARTOLETTI: Councilwoman
7 Avvisato?

8 MS. AVVISATO: Here.

9 MS. BARTOLETTI: Councilman Febbo?

10 MR. FEBBO: Here.

11 MS. BARTOLETTI: Councilman Hoover?

12 MR. HOOVER: Here.

13 MS. BARTOLETTI: Councilman
14 Lettieri?

15 MR. LETTIERI: Present.

16 MS. BARTOLETTI: Councilman Notari?

17 MR. NOTARI: Present.

18 MS. BARTOLETTI: Councilman Rinaldi?

19 MR. RUSSELL RINALDI: Here. Once
20 again, ladies and gentlemen, welcome. The
21 purpose of tonight's meeting is to go
22 through our department heads, we're going to
23 go down our table, speak with our mayor, our
24 councilmen, our borough manager, our
25 solicitor, our chief of police, if any of

1 them have anything they would like to see on
2 the agenda for our regular meeting, which we
3 moved to May 25, 2021, Tuesday. Then at the
4 end, if anyone from the public -- the chief
5 has a sign-in sheet. If anyone would like
6 to speak we'll give whoever from the public
7 who wants time.

8 With that said, Dave, we're going to
9 go right to you because the DPW manager
10 isn't here. Do you have anything for the
11 agenda?

12 MR. LOPATKA: I have nothing for the
13 agenda.

14 MR. RUSSELL RINALDI: Does anyone
15 have any questions or anything for Dave?

16 MS. AVVISATO: I'd like to tell him
17 that he did an unbelievable job on that
18 inspection. Very good.

19 MR. NOTARI: Thanks, Dave.

20 MR. RUSSELL RINALDI: Dave, anything
21 else?

22 MR. LOPATKA: No.

23 MR. RUSSELL RINALDI: Anyone else?
24 Thanks, Dave. Chief Dubernas, anything for
25 the agenda?

1 CHIEF DUBERNAS: Nothing.

2 MR. RUSSELL RINALDI: Anyone have
3 questions for the chief? Thanks, Chief.

4 Bill, anything from the solicitor?

5 ATTY. RINALDI: One item. Well,
6 you're going to have some bids coming back
7 on the May 25th meeting for the garbage and
8 the zoning RFP. Also, I'd like to schedule
9 for the regular meeting the public hearing
10 on the zoning change because I need two
11 weeks to run an ad. We didn't have enough
12 time between the last meeting and this
13 meeting.

14 So can everybody do it at -- well,
15 the regular meeting is at 7:00. Can you do
16 it at 6:00?

17 MR. RUSSELL RINALDI: On the 25th.
18 Correct?

19 ATTY. RINALDI: On the 25th.

20 MR. NOTARI: We have that CDBG
21 meeting at 6:30. Is that going to be enough
22 time?

23 MS. BARTOLETTI: We can do the CDBG
24 at 7:00. They won't take long at all.

25 MR. RUSSELL RINALDI: Bill, May

1 25th, 6 p.m., public zoning hearing.

2 ATTY. RINALDI: Chris, I'm going to
3 tell you how to post the property. You need
4 some stakes. I'll go over it with you and
5 put it in a little plastic bag, get all that
6 noticed.

7 I think that's all I have. I'll be
8 in touch with council on a closing date for
9 Saint Lawrence.

10 MR. RUSSELL RINALDI: Anyone have
11 any questions for the solicitor?

12 MR. HOOVER: Are we doing everything
13 we can on Stocki's property right now?

14 ATTY. RINALDI: His lawyer filed,
15 last week, a motion for reconsideration. I
16 actually answered it today. I don't see it
17 being a problem. I mean, he did it as a
18 matter of course. I still have -- well,
19 we're supposed to get a copy of the letter
20 from Lackawanna County Conservation
21 District. We did not get it yet, but I know
22 they've been over there and they've also
23 contacted DEP. I also got some more
24 information on the HOP which we'll be
25 dealing with, too.

1 MR. FEBBO: Bill, what about being
2 illegally over there on Gilchrist's
3 property? What did you do with Billy?

4 ATTY. RINALDI: Well, that's where
5 Jerry Styles from Lackawanna County -- he
6 was out there and he toured the site. I
7 think he was there on a Monday. Not this
8 past -- actually last Monday, and he
9 said I'd have a letter. I'm assuming I'd
10 have it the next day or two. I didn't get
11 it yet. He said he sent it to the borough
12 and cc'd me. Marylynn hasn't gotten it yet.
13 He also contacted DEP and said go up to the
14 site as well.

15 MR. FEBBO: So based on what Jerry
16 Styles said he concurs with us?

17 ATTY. RINALDI: He's going to do
18 whatever his office does.

19 MR. FEBBO: Because I think Paul
20 Papi said when he went up there and talked
21 to Jerry --

22 ATTY. RINALDI: I don't know if it's
23 Gilchrist or another entity. He's got an
24 office in Moosic. I don't know if it is
25 Gilchrist. They use a similar name that

1 Gilchrist has. It's owned by Select Realty
2 of NEPA.

3 MR. FEBBO: Well, one of those guys
4 said they're in compliance with moving dirt
5 because it's less than so many acres.

6 CHIEF DUBERNAS: Two point two
7 acres.

8 ATTY. RINALDI: I'm going to leave
9 that up to them. They know how to do their
10 job. I did get a response from somebody
11 from Select that said we got your letter,
12 we're looking into it.

13 MR. HOOVER: That Gilchrist property
14 only goes back so far.

15 ATTY. RINALDI: Well, there's two
16 zones. There's C-2 and then C-3 in the
17 rear. The first 300 feet in line with --
18 the other street lots are C-2. After that
19 it's C-3, which is more restrictive. I
20 might have that reversed. I put that in the
21 letter.

22 MR. RUSSELL RINALDI: Anything else?
23 Anyone else for Bill? Thanks, Bill.

24 ATTY. RINALDI: You also have a
25 resolution -- we just got this Lackawanna

1 County 2021 hazard mitigation plan update
2 that we'll be passing next meeting as well.

3 MR. RUSSELL RINALDI: Anything else?
4 Thank you.

5 Marylynn, borough manager, anything?

6 MS. BARTOLETTI: Yes. For the next
7 meeting we will be reappointing Ted Giglio
8 for your LLVSA representative.

9 We're going to have the hearing at
10 6:00, we're going to change CDBG to 7:00. I
11 think that's it.

12 MR. RUSSELL RINALDI: Anyone have
13 any questions for Marylynn? Thanks, Mare.
14 We'll go down the table. Mayor Legg?

15 MAYOR LEGG: Two things. One, I
16 apologize for being late. I should know
17 better than to answer the phone when I'm on
18 my way out the door.

19 Second thing is, I think most you
20 people are aware that Glynn Lunney died
21 about a month ago. He was an Old Forge
22 native. He was in charge of NASA, I think
23 the Apollo moon situation. Being from Old
24 Forge, I think we should do something. What
25 that something is -- I know when I'm up in

1 Dunmore they have a monument there for Paul
2 Richards, who was a Dunmore graduate, and he
3 was an astronaut. It's really nice, but
4 this guy was the head of NASA, and I really
5 think we should do something.

6 MR. RUSSELL RINALDI: I agree. Any
7 idea? Or do you want to get together with
8 us or --

9 MAYOR LEGG: Whatever. If council
10 agrees we can get together and come up with
11 something. They had something down the
12 lower end of town for Joe Amato when he won
13 the world drag racing championships.
14 Somebody smashed it. Like I said, if
15 council agrees, I really do think we should
16 do something.

17 MR. RUSSELL RINALDI: I think it's a
18 good idea.

19 MR. NOTARI: I think it's a good
20 idea, too. I actually looked into a
21 historical marker, the blue and gold markers
22 you see around northeast Pennsylvania. In
23 order to qualify you have to be passed for
24 five years. So in five years hopefully
25 either I'm still around or the historical

1 society will start the process of getting
2 that done, and usually you try to find a
3 place that he was -- that would relate to
4 him and the borough. I believe they said he
5 lived in Goose Alley, so I think that would
6 probably be on Main Street either right
7 where Goose Alley is or maybe across from
8 Dunn Avenue, lower Dunn Avenue. Maybe that
9 might be a good spot for such a historical
10 marker when the time comes.

11 But we can certainly look into other
12 things. I think that's something we can do,
13 we should do.

14 MAYOR LEGG: John Haluska is looking
15 into his background to see if he was a
16 veteran. If he was, we're going to put up a
17 banner for him.

18 MR. RUSSELL RINALDI: Sounds like a
19 great idea. Anything else, Mayor?

20 MAYOR LEGG: That's it. Thank you.

21 MR. RUSSELL RINALDI: Councilman
22 Febbo?

23 MR. FEBBO: Yes. I have a situation
24 that was presented to me this past week by
25 Rich Pettinato and Jimmy Forti up on Mine

1 Street, flooding. I guess there's a
2 neighbor who's building a house on Mine
3 Street and they must have hit a spring or
4 something up there. But it's causing a
5 tremendous amount of water. I have a video
6 here of it coming down through Jimmy Forti's
7 yard and to Rich Pettinato's yard. They
8 don't know where to go with it. Since we
9 don't have a zoning officer --

10 MR. RUSSELL RINALDI: We do now.

11 MR. FEBBO: I don't know what to
12 tell him. But it is a regular stream, creek
13 running through the yard.

14 MR. RUSSELL RINALDI: Is it
15 continuous, nonstop?

16 MR. FEBBO: All the time. I guess
17 it was a bog, to begin with, back there
18 where the house is being built, and when the
19 excavators came in to dig the foundation
20 they must have disturbed the underground
21 spring from where it was going. Probably
22 into the mines. It's similar to what we
23 have on the other street, Franklin Street.
24 It's unbelievable.

25 MR. RUSSELL RINALDI: I'm curious to

1 see it.

2 MR. FEBBO: There's four pictures,
3 if you want to take a look at it. What do
4 we do with it?

5 ATTY. RINALDI: They should call a
6 lawyer because that's civil and it's that
7 guy's problem. Now, if they diverted a
8 stream that could be DEP. They control the
9 waterways. They might want to touch base
10 with them as well.

11 MR. FEBBO: I'll relate that to
12 them.

13 MR. RUSSELL RINALDI: So that water
14 was there before that.

15 CHIEF DUBERNAS: Years.

16 MR. FEBBO: I'll follow Bill's
17 advice and tell him what to do. It's not a
18 borough matter. That's all.

19 MR. NOTARI: I have nothing.

20 MR. LETTIERI: I'm good.

21 MR. HOOVER: I'm good.

22 MS. AVVISATO: I'm good.

23 MR. RUSSELL RINALDI: We'll go to
24 public comment. Mr. Goetz?

25 MR. GOETZ: I first want to say that

1 obviously you know that I'm always one of
2 the loudest and harshest critics about the
3 issue that we have in our neighborhood, so I
4 just want to say thank you for everyone's
5 efforts, for a pretty solid ruling. I'm not
6 sure a hundred percent where we go, but
7 that's kind of why I'm here tonight.

8 I just want to say that -- and maybe
9 Bill will be able to help us here -- what we
10 do for -- you know, if we feel we're hearing
11 things we shouldn't be hearing or what type
12 of things should we be -- because I read
13 here that, in No. 10, "defendant shall take
14 all reasonable steps to substantially
15 mitigate all noise, odors and debris
16 emanating from the property onto the
17 neighboring properties."

18 So it sounds like we shouldn't be
19 hearing, really, anything going on or very
20 little. I know that he has to do stuff, but
21 it sounds to me like -- because, as you
22 know, very close to us is where the major
23 dismantling has been taking place for years.
24 So does that mean that he should probably be
25 moving that somewhere further away from us?

1 How do we interpret that?

2 ATTY. RINALDI: I'm kind of hoping
3 that there's no dismantling going on. The
4 chief kind of told me a lot of the noise
5 he's seen is dumping into the containers.
6 The chief also noted that we have parameters
7 for when activity and noise can go on for
8 construction. What are the hours? Is it up
9 until 7:00 or 8:00 at night?

10 CHIEF DUBERNAS: Yeah, and then on
11 Sunday it's later, 10:00 until 6:00.

12 ATTY. RINALDI: If it's outside
13 those parameters, certainly that's an issue.

14 MR. GOETZ: If we see or hear
15 torches or cutting, that's not supposed to
16 be going on. Is that fair?

17 ATTY. RINALDI: If you see torching
18 up there from your house I'd call the chief
19 to document it. We've got a zoning guy now,
20 but between that transition.

21 MR. GOETZ: That's kind of what the
22 people in the neighborhood are asking. If
23 it gets to be loud over there, machines are
24 loud, that's noise emanating from the
25 property.

1 ATTY. RINALDI: Right. Machines are
2 going to operate because he's got to move
3 stuff. Like I said, it's within the
4 construction hours.

5 MR. GOETZ: But it's here he's
6 supposed to take reasonable steps to
7 substantially mitigate that noise. Again, I
8 go back to the conversation I had even had
9 with the chief. If you take that area that
10 he's been working in all the time, even if
11 he isn't putting pieces into dumpsters or
12 trucks or whatever it is, that's where the
13 big problem is for us and the machines
14 running. What if No. 10 says he should be
15 taking a process to maybe move that 400
16 feet, 500 feet up to the middle of the
17 property where we would have some mitigation
18 there.

19 ATTY. RINALDI: It's kind of going
20 to depend on what he's doing. So if he's
21 taking stuff that's laying on the ground
22 close to your property and piling it in
23 dumpsters and getting it out of there, thank
24 God. If he's dragging another piece down
25 and making noise with it, then, yeah, that's

1 unreasonable, I would say.

2 MR. FEBBO: Since we have a zoning
3 officer now can we bring him up to snuff on
4 that? And can he on a regular basis go over
5 there and just inspect --

6 ATTY. RINALDI: Yes.

7 MR. FEBBO: Chris, we're happy to
8 tell you what's going on or what to expect.
9 We have a committee.

10 ATTY. RINALDI: We'll spend some
11 time with you.

12 MR. FEBBO: Basically just oversee
13 what's going on and work with Chris over
14 here and what's going on over at Stocki's.
15 Again, brainstorming, see what we can do,
16 and help him along with it.

17 MR. GOETZ: Bill, earlier maybe
18 Jimmy brought it up or Lou, but Mr. Styles,
19 he has nothing to say about what's going on
20 on that back piece that's someone else's.
21 We won't say --

22 ATTY. RINALDI: That's where I
23 directed him to.

24 MR. GOETZ: But he's not -- I mean,
25 it's one thing about the earth moving and

1 everything, but if there's equipment over
2 there in that C-3 --

3 ATTY. RINALDI: What's there, if
4 it's a business type of activity that's
5 under our purview, and we've sent a letter
6 on that, and also what are you doing there
7 from a planning standpoint because you
8 haven't come down. Also, he's got control
9 over earth disturbance for the county, so
10 can get him on it as well.

11 MR. GOETZ: So he actually looked at
12 that piece as well for earth disturbance?

13 ATTY. RINALDI: Actually, it was
14 specifically that piece because as soon as I
15 heard he was trying to do something over
16 there I contacted him.

17 MR. GOETZ: But I guess, as we spoke
18 before, in a week from now when Chris takes
19 over if there's equipment on that parcel, I
20 mean, it's not like the front 350 feet. If
21 it's in pristine condition it can't even
22 been on that property. Am I right?

23 ATTY. RINALDI: Yes. If he's trying
24 to operate something there, yes.

25 MR. FEBBO: He is.

1 MR. GOETZ: I'm pretty sure, as you
2 said before, C-2 or C-3. That back piece
3 is, like, office commercial, so unless
4 you're there digging a hole to build a
5 building equipment should not be even parked
6 on that land, if I remember correctly.

7 ATTY. RINALDI: For sale, no.

8 MR. FEBBO: He's importing on a
9 daily basis. It looks like it's operable
10 machinery, but it's increasing. I go by
11 there three, four times a day. He's
12 expanding. But it does look like it
13 operates.

14 MR. GOETZ: And from what I see, I'm
15 guessing he's not taking all the equipment
16 in through that Diamond Club driveway now.
17 Looks to be going on that property that was
18 trailered off at one point.

19 ATTY. RINALDI: I can only see from
20 the road. He was starting to pile up debris
21 there.

22 MR. HOOVER: Right next to the
23 Diamond Club, on Gilchrist property, he's
24 got a road going up there. That's where
25 he's taking all -- getting machines that run

1 from here to here, I think.

2 ATTY. RINALDI: There's an easement
3 there. Gilchrist had the easement put in
4 there.

5 MR. GOETZ: It runs right along the
6 side --

7 ATTY. RINALDI: Right along the
8 property line of the Diamond Club.

9 MR. GOETZ: It looks like there's
10 concrete blocks out front now. I guess when
11 the stuff comes in, no matter what it is, is
12 it all going into that driveway where the
13 mounds now are?

14 MR. FEBBO: Yes. I've seen all
15 operating machinery coming in there, yes.
16 He has it all lined up like it's used
17 machinery for sale or rent.

18 MR. RUSSELL RINALDI: The ground
19 doesn't look -- like you just mentioned a
20 few minutes ago, the ground doesn't look
21 like it's come in through the Diamond Club
22 anymore. The ground isn't dirty like it
23 was, there's not trails.

24 MR. GOETZ: It appears they're
25 coming into that driveway where the

1 tractor-trailers are parked. At one time
2 they were set that way so you couldn't go in
3 there.

4 MR. HOOVER: Who's dumping in there?

5 MR. FEBBO: Everybody.

6 MR. GOETZ: He must have put out
7 that they were taking fill.

8 MR. HOOVER: In the back the other
9 day he was leveling it off with a dozer.

10 MR. FEBBO: Jimmy's house, the
11 Heights, all that mud, they were dumping
12 that down there.

13 MR. GOETZ: I just want to be on the
14 same page. I definitely don't want to be
15 taking resources of the chief and the
16 borough and the police department to be
17 going up there when we shouldn't, but we
18 definitely want to be involved and proactive
19 when we believe he's in some violation. I
20 guess we'll talk about that as a group in
21 the future.

22 One last thing is -- and I'm not
23 sure of the term, Bill, but I talked to
24 somebody that worked at DEP and I talked to
25 some other people, and I don't know where

1 this thing is headed because I don't think
2 anybody in this room believes that on June
3 30th it's going to be brought up to the
4 judge's order.

5 But I think somehow in the next
6 step, whatever that is, whether council asks
7 you or you do it on your own, I think the
8 only chance we have of seeing something
9 happen there is we need the judge to do some
10 kind of order where he liens the property or
11 puts some kind of judgment kind of like DEP
12 does that says if you didn't do it we're
13 going to assess some kind of judgment
14 against it and we're going to hire somebody,
15 because I really don't see this stuff going
16 away. I don't know what the judge's next
17 step would be. Maybe you know that. Maybe
18 prison is the next step.

19 MR. NOTARI: Isn't it our
20 responsibility to put a lien on the property
21 if he doesn't comply?

22 ATTY. RINALDI: There's already a
23 judgment and a lien on the property that DEP
24 has. I'll try and see what I can have them
25 do or we can do with it. I'm working on it.

1 MR. GOETZ: The fear is it's just
2 going to keep -- we got 60 more days, we're
3 going to go to September. It obviously
4 doesn't scare him whatsoever, so I'm just
5 saying maybe there's some other course that
6 we can be requesting of the judge after June
7 because I'm not real confident.

8 ATTY. RINALDI: I'm working on all
9 avenues.

10 MR. FEBBO: Isn't that considered
11 contempt?

12 ATTY. RINALDI: That would be
13 another issue. Just by the terms the judge
14 used I think he's lost his patience with
15 everything that's going on there.

16 MR. HOOVER: June 15th comes, that
17 date comes, I'm expecting to go up there and
18 put a lock on something and he can't work
19 there no more because he's been given nine
20 months to do whatever has to be done. Extra
21 time, extra time. On June 15th he's done.
22 He doesn't have anything out of there we're
23 going to hire somebody to do it and he's
24 going to pay the bill.

25 MR. GOETZ: That's just all I'm

1 asking, Bill. Let's say he went to jail for
2 three months, but does that solve all this
3 stuff sitting over there and petroleum
4 smell? That's all I'm saying. There has to
5 be an end game here where okay, son, we gave
6 you every opportunity. We're hiring a
7 company from Texas, they're coming in,
8 they're going to take it all out of here,
9 and whatever the bill is it's going to be
10 some kind of judgment against him or his
11 company or whatever. That's all I'm asking.

12 MR. FEBBO: And the borough's going
13 to get the money.

14 MR. GOETZ: I thank you for your
15 time.

16 MR. RUSSELL RINALDI: You're
17 welcome. Mr. Gatto?

18 MR. GATTO: I'm here for a couple
19 items from the school district. First, with
20 the senior class and their end of the year
21 activities, graduation activities, I'm
22 asking for permission to use some borough
23 facilities.

24 The first one, normally the senior
25 picnic is held at Francis Slocum State Park,

1 but because of Covid-19 and the restrictions
2 we have in the district we're not having any
3 field trips. So I want to have the picnic
4 at the borough park next to the school. So
5 they would use the grounds, play different
6 sports, use the basketball court. But the
7 one thing I would like to do is grill for
8 them over at the park. So I think that
9 would be the only thing that would be up in
10 the air on whether we can do that or not.
11 Certainly, if you have an issue with that I
12 can certainly make it work on our property.

13 As for graduation ceremonies, the
14 governor kind of threw a little wrench into
15 things this afternoon for me. I thought I
16 had things planned out. I was going to do
17 everything that I could down the football
18 field. I'm going to still do graduation as
19 of right now down at the football field.
20 That's going to be on June 10th. I know Mr.
21 DeStefano made the little league aware so
22 they do not schedule anything that night.

23 What I would like to do, just like
24 the little league does, block off Maxson
25 Drive by the park and park one car for each

1 graduate there so that we can have a parade
2 afterwards. So I'm going to park them in
3 that street in the blocked off area, and
4 then I want, with your permission, to use
5 the pavilion in the park for them to robe
6 and get ready to walk over to the stadium
7 and enter the stadium.

8 Then the last part of that is the
9 parade itself. Just like last year, where
10 we had a parade, it was a big hit. Before I
11 was back in my office I already had juniors,
12 now this year's seniors, e-mailing me and
13 asking for a parade this year. So we are
14 going to do that again.

15 MS. AVVISATO: Parade on the same
16 date?

17 MR. GATTO: Right after graduation
18 ceremony. We leave Maxson Drive, come
19 around the stadium, go up Grace Street to
20 Main Street, go up Main Street, then come
21 down Moosic Road and back down First Street
22 to the football field. So that's the plan I
23 have for the parade.

24 The only other thing that I would
25 like to use Miles Street Park for during the

1 ceremony is to light off fireworks. I would
2 do that in the middle of the field, away
3 from everything.

4 So I guess the three items are
5 blocking off Maxson Drive, using the borough
6 park on May 27th, and using the little
7 league pavilion for June 10th. June 11th
8 would be the rain date for graduation.

9 MR. HOOVER: What are you going to
10 do about the tractor-trailers going in the
11 mattress place?

12 MR. GATTO: I noticed that today.

13 MR. HOOVER: Lot of them come at
14 night, 8:30, 9:00.

15 MR. GATTO: I'll reach out to the
16 company, let them know we're planning on
17 doing it that night. In terms of moving
18 them, I can ask them to move. I certainly
19 can't make them move. It's their property.

20 MR. HOOVER: Maybe you can split the
21 road, put cones down half the road. Give
22 them enough room to turn in. They usually
23 come from First Street straight down.

24 MR. FEBBO: Didn't we address that
25 at one of the meetings? Do they own the

1 property there?

2 MR. HOOVER: He owns the property.

3 MR. NOTARI: My understanding is
4 those trailers that are across the little
5 league field are owned by King Coil. King
6 Coil owns that property. He wanted to put a
7 parking lot where the Brooks field is, but
8 when he inquired to somebody, to Paul or
9 just the neighbors, they told him you're
10 going to have to go in front of planning to
11 do that. You can't just go and do the work
12 yourself. It has to be approved by the
13 borough. He was, like, I'm not doing that.
14 I'll just park them over -- so those
15 trailers are King Coil trailers. He owns
16 the Maxson.

17 MR. HOOVER: He's parking them over
18 by Maxson.

19 MR. NOTARI: He owns the whole
20 Maxson plant. Would you need us to close
21 Miles Street Park that night?

22 MR. GATTO: I think it would be
23 helpful if we could. I mean, it doesn't
24 have to be the whole night. I would say
25 6:00 to 8:00.

1 MR. HOOVER: Then you're going to
2 have the fireworks there. Leave the gait at
3 First Street open.

4 ATTY. RINALDI: Can you just send a
5 letter with the specifics to Marylynn so
6 that they know what you're asking for at the
7 next meeting so they can pass exactly what
8 you need. What street you need closed, what
9 times, everything you're looking for so that
10 everybody's not trying to guess when we make
11 a motion.

12 MR. RUSSELL RINALDI: So
13 everything's documented.

14 MR. FEBBO: What about the liability
15 insurance for all this?

16 ATTY. RINALDI: It's use of the
17 park. You can get a certificate that names
18 the borough, your activities and time frame
19 so you're covering the borough property.
20 It's just an endorsement. Not a big deal.

21 CHIEF DUBERNAS: Are you going to
22 block off the parking lot area, too, off
23 Susquehanna? The whole triangle area you
24 want to block?

25 ATTY. RINALDI: You might want to do

1 a diagram so the chief knows what you're
2 looking for.

3 MR. GATTO: I'll get a letter to you
4 this week. The only other item I have, it's
5 not about graduation. It's about the park
6 program. I know in the past the borough ran
7 the park program in the month of July. I
8 know it wasn't run last year because of
9 Covid. I'm not sure what the thoughts were
10 about running it this year.

11 The only thing I would say is that
12 at the school, using the funding we're
13 getting because of Covid, trying to recoup
14 education lost over the last year, year and
15 a half, we're planning on running summer
16 programs -- educational summer programs in
17 the building. We don't want to make it
18 where the kids are in school in the middle
19 of July all day. So our thought process was
20 to try to incorporate in trying to do the
21 park program in the borough park next to the
22 school with our educational setting in the
23 elementary.

24 We do have the Seamless Summer lunch
25 option through the USDA that we are working

1 under this summer. So we would be able to
2 provide, free of charge, breakfast and lunch
3 through our cafeteria. What we would look
4 for is still to have somebody in charge of
5 the outside part of the -- the fun part
6 outside and counselors like you'd normally
7 have with the borough summer program. I
8 know there's a cost sharing. We still would
9 have to pay for the labor of the cafeteria
10 department to provide those breakfasts and
11 lunches.

12 So I don't know what the thought was
13 of the borough council on continuing that
14 program this year. I know we're still up in
15 the air with Covid regulations.

16 MS. BARTOLETTI: I've been talking
17 to some of the council members, and my plan
18 is not to have the summer camp this year.
19 So if that makes it easier for the school to
20 go right ahead and plan on doing what you
21 are doing. It's up to everyone here, but I
22 thought that we were kind of in agreement
23 that we weren't going to be having camp this
24 year.

25 MR. NOTARI: I don't think it's in

1 our best interest as a borough to put our
2 counselors in that position to, one, have to
3 keep kids separated, if that's still the
4 case, keep them masked, if that's still the
5 case, and to deal with parents who think
6 it's okay to just do whatever they want.

7 So I wouldn't be against suspending
8 it for another year. I mean, offering the
9 borough the Marion Street park as your
10 recreation center during that, and maybe
11 even that's something that your Covid funds
12 could pay our counselors. But they'd be
13 under your -- my opinion, they'd be under
14 your observation.

15 MR. GATTO: I'll bring that back.

16 MS. BARTOLETTI: We don't actually
17 have established counselors. It would be
18 something starting up again, seeing that we
19 didn't have the camp last year. So it's not
20 that we have a standing list of counselors.
21 We require 16 years old or above.

22 MR. GATTO: I'll bring it back to
23 administration.

24 MR. LETTIERI: Last year when you
25 did the parade and the graduation what was

1 different from this year? Did you do
2 everything at the school and then parade
3 down? So you want to change everything
4 down?

5 MR. GATTO: So last year it was
6 completely drive through. They drove the
7 cars in, everything was on the screen,
8 everybody stayed in their cars, then we
9 paraded right out in front of the property
10 and around town. Then they came back to the
11 school and they got their diploma.

12 This years, where things are a
13 little bit looser, and now, after today,
14 even more so --

15 MR. LETTIERI: So you did it more
16 for regulations, then. I was going to say
17 it was a success, why change it.

18 MR. GATTO: Last year I went through
19 hell because people didn't want to do what I
20 was planning on doing, then afterwards
21 everybody was. This year we don't need to
22 have everybody in their own cars. It's more
23 of a traditional ceremony but outside.
24 People have been asking for years to have
25 their graduation ceremonies down the

1 football field.

2 MR. RUSSELL RINALDI: Anything else?

3 MR. GATTO: No.

4 MR. RUSSELL RINALDI: Anyone else
5 from the public want to address council?

6 MR. STULL: Now that we have a new
7 zoning officer, when Steve was around and
8 Paul was around we did a letter. What it
9 is, is the fire department wants to sign off
10 on the occupancy permit before it's issued
11 for commercials. Take care of any kind of
12 commercial building. The reason being is
13 we've been trying to get -- we've been
14 behind the eight ball here for years, the
15 fire department. Occupancy permits have
16 been issued, the fire department gets there
17 sometimes weeks later, months later, we find
18 out that the knock box hasn't been installed
19 where it needs to be, a life safety
20 inspection has not been done. What BIU
21 looks for and we look for are two different
22 things.

23 So we need to get on board with both
24 the zoning officer and the fire department
25 and work together. I don't know if just

1 that will work, just to sign off, or if we
2 have to make an ordinance on it, but it's
3 something to really think about.

4 MR. RUSSEL RINALDI: Bill, do we
5 have to make an ordinance?

6 MR. NOTARI: I have no problem
7 giving it my support.

8 MR. STULL: This is a life safety
9 inspection that we do, and it's just very
10 general, what we look for. I know Joe
11 Zupolski goes in and he looks at it from the
12 building aspect for the codes, where, again,
13 we don't. We look for the life safety. So
14 we want to make sure that the knock box is
15 installed. Just outlets on the wall. Make
16 sure no open wires. We just gave a couple
17 reports to Marylynn that we said we walked
18 through. We have 30 days that we go back,
19 we do inspection again to look at
20 everything.

21 Everything that George Dunbar did
22 the last four, five years in his development
23 down there, it's amazing how much life
24 safety that man puts into his buildings. He
25 has no problem working with the fire

1 department.

2 MR. HOOVER: Is three a fee for
3 this?

4 MR. STULL: We're just doing it to
5 do it.

6 MR. HOOVER: I think it's a great
7 idea.

8 MR. NOTARI: Bill and Mark, I hope
9 you guys work hand in hand with Chris
10 because I think it's going to be important.

11 MR. STULL: The last couple years we
12 have.

13 MR. NOTARI: I think it's going to
14 be important as we build our rental property
15 data base and we start enforcing our rental
16 property ordinance, where they need to come
17 and get a certificate of occupancy and
18 permission to rent out buildings, that
19 you're going to be able to help him get
20 inside to inspect as a fire department.
21 Then he's going to be able to carry out his
22 duties and follow the zoning code
23 enforcement, whereas we can do that, we
24 can't do that.

25 MR. TAGLIATERRA: We're not looking

1 to fine these people. We're looking for
2 life safety. We'll give them 30 days to
3 rectify the problem and then we'll go back
4 in and reinspect.

5 ATTY. RINALDI: It's got to be
6 covered by state ordinances that we follow
7 under the building codes.

8 MR. NOTARI: Couple years ago I
9 think Archbald gave their volunteer fire
10 department ten percent or 20 percent tax
11 credit or something of that nature. Would
12 that help?

13 MR. TAGLIATERRA: It's been in our
14 area. I haven't really read on it. It's
15 far and few between around here. I think if
16 you go to Jersey they offer pension plans
17 for their volunteer -- that's the state
18 offers that for their volunteer
19 firefighters. It's out there. I haven't
20 really read about it or talked to anybody
21 about the ten percent off your local taxes
22 or state taxes. I just don't know how that
23 works.

24 Moosic now has a paid driver between
25 8 a.m. and 5 p.m. because it's hard for them

1 to get a driver during those hours. They
2 have a contingent of people on a per diem
3 basis so not one person is on every day.
4 It's on a per diem basis.

5 MR. FEBBO: Thanks for your
6 education.

7 MR. RUSSELL RINALDI: Anything else?
8 Appreciate it. Thank you very much. Anyone
9 else before we adjourn?

10 All right. At this time the chair
11 will make a motion to adjourn the work
12 session.

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

14 MR. RUSSELL RINALDI: By Councilman
15 Notari. All in favor?

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

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 37 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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