

**Minutes
Throop Borough Council
Special Monthly Meeting
Monday, June 13th, 2011
following the 6:00 p.m. Work Session**

The meeting opened with the Pledge of Allegiance.

“God Bless Our Troops and the Coalition”

Roll Call:

Members of Council:

James Barnick, **Vice President - P**

Ray Jarosh - P

Thomas Lukasewicz, **President - P**

Tony Gangemi - P

David Repchick - P

John Musewicz - P

Neil Furiosi - A

Solicitor - Louis A. Cimini - P

Mayor - Stanley D. Lukowski - P

Assistant Treasurer - Lenore Dolan - A

Secretary - Renee O'Malley - P

Chief Clerk/Treasurer - Robin Galli - P

Announcements:

*The Municipal Building will be closed Monday, July 4th in observance of Independence Day.

Work Session/Meeting Schedule:

* An executive session was held this evening at 5:30 p.m. to discuss legal and personnel matters.

* The June monthly work session/meeting will be held Monday, June 27th at 6:30 p.m.

* The July mid-month work session/meeting will be held Monday, July 11th at 6:30 p.m.

* The July monthly work session/meeting will be held Monday, July 25th at 6:30 p.m.

Jarosh: There are resident in the audience that are here to request the use of Washington Street park for a benefit.

Heather Washenko, 181 Phillips St., Spoke regarding holding a benefit event at Washington Street park on July 16, 2011 (rain date July 17, 2011) from 1:00 pm - 8:00 pm called Vendors of the Valley in memory of Erica Lynn McGuire. Proceeds would benefit the Erica Lynn McGuire memorial fund. This money in turn will be used to renovate Throop parks with any necessary or suggested upgrades. Hoping to make the “Skunk Hollow” park much more inviting. Heather spoke of ideas of how to

use the money and also said how the event will be geared toward family friendly activities including vendors, crafters, local businesses and cost of booth. Registration Contracts and liability form which will release the Borough of all liability no matter the cost. Food, entertainment and other various activities including a possible softball tournament will be attractions for families to enjoy. It will be no cost to the Borough of Throop. All helping to help Erica's family and friends to celebrate her.

Lukasewicz: Sounds wonderful and it is a lot to do in a few weeks. Louie if you can look at it from the legal avenue.

Attorney Cimini: I would recommend a special event one day policy.

Lukasewicz: See what we have to do. We welcome it.

Mr. McGuire: This is just one of the many events they have planned in my daughters memory.

MaryRuth Tanner: I just wanted to let you know if there is anything we can do, we have had craft fairs and I have names of vendors and contacts.

Lukasewicz: We will put this on as a motion to approve it pending the review of Attorney Cimini and to finalize all legalities.

Audience Comments:

Charlene Tomasovitch: Questioned what Motion #1 meant.

Lukasewicz: We have a case involving the building of the DPW complex and we authorized an investigator to check on the background of an arbitrator. Money that was spent well.

Attorney David Kurtz: On the agenda, you mention the drillings from the marcellus shale, I am a member of the local chapter of the Sierra Club without bringing it to their attention, maybe they would be very interested in joining with the Borough council in putting some pressure on the DEP to disclose what is being dumped there and with your permission,

Lukasewicz: We welcome your help and anyone who can help. There a lot of concerns here that we don't know about.

Attorney David Kurtz: Maybe we can join with a letter to put pressure on the DEP to disclose and make the requirement to disclose instead of just saying it's general fill.

Lukasewicz: Thank you.

1. Motion by Barnick

Seconded by Repchick

To authorize payment in the amount of \$300.00 to Seidel Investigations for background check on Dale Schubert, the Arbitrator in Throop v. Ganz case for invoice dated June 12, 2010.

All in favor

Motion carried

2. Motion by Jarosh

Seconded by Barnick

To authorize ten monthly payments to Scottsdale Insurance in the amount of \$14,929.92, total due is \$149,299.17.

All in favor

Motion carried

Gangemi: I'm still not crazy with the dates.

3. Motion by Repchick

Seconded by Barnick

To authorize payment in the amount of \$2,500.00 to David Albitz/D & M fireworks, balance due for fireworks for Cow Flop.

All in favor

Motion carried

4. Motion by Jarosh

Seconded by Repchick

To advertise Ordinance #3 of 2011, an ordinance granting Mr. Frank DiCindo's petition to vacate a certain street/alley adjacent to properties in between 7 Line Street and 13-15 Line Street.

All in favor

Motion carried

5. **Motion by Repchick**

Seconded by Gangemi

To request a moratorium on Marcellus Shale residual waste being disposed of into Keystone Landfill until a proper investigation is completed to justify that the residual waste is safe for the environment and the people of Throop and Lackawanna County.

All in favor

Motion carried

land owner, the Kosik's, they have a sewer line that actually goes under Underwood Rd and terminates there. Apparently the Kosik's have offered to allow Mr. Milner to put a connection line through their property, an easement, to connect to that sewer line. My understanding is that there may be some restrictions as to access to the sewer line because the storm water run off is the development my thought was that maybe the property owners on the other side of Underwood Rd. could get together to petition the Borough to extend a mini mine down there and then we could start to connect to that extension and then be treated by the Lackawanna River Basin Sewer Authority they told us they have no problem.

Barnick: That is going to be our sewer line soon. All the sewers. When we take over the development. That is going to be all ours.

Kurtzman: He is ready to go, he has a contractor ready to go.

Lukasewicz: So he hasn't connected yet?

Kurtzman: No, he asked my advise and I said don't go with an easement across the property to connect on the Kosik's property, your best to run a lateral right out to a main line that would be extended down and then he is not locked into the nonconforming use that he is now it would be office commercial district because its industrial and I suggested he get the other property owners on the petition because then it can all be assessed to extend the main line down.

Lukasewicz: It would be a good thing to have them connect but we have to look at it would be connecting into a private development that did not have any language in there to have any additional connections into that development that then discharges into the borough lines. I think we need to look at it from that avenue.

Discussion took place regarding Eddy Creek Phase II and the sewer line running parallel with Eddy Creek the natural gravity flow.

Lukasewicz: I don't think anyone would be in disagreement in allowing Mr. Milner to tie in but it will have to be looked at legally.

Attorney Cimini I need you to look into the Sewage treatment plant and if what was permitted to be done there is being followed. Concerned with the water generation in marcellus shale waste and if a facility comes in to be adjacent to the landfill that this marcellus shale waste and water would be refined for its value would that water then be discharged to this sewage treatment plant.

Kurtzman: I appreciate your consideration. Thank you very much.

Paul McGuire, South Valley: Talked about existing access road on Ash St if big enough to get equipment in to put the tower up.

Lukasewicz: We would have sufficient area - we have a 40 foot easement on Ash St and whatever we get from Gould, I anticipate 60 feet all together. We will use what we have there.

Motion to adjourn.

Minutes by Renee O'Malley
Borough Secretary

