

**Minutes**  
**Throop Borough Council**  
**Special Meeting for General Purposes**  
**Thursday, March 11, 2004**  
**followed the 6:30 p.m. Budget Work Session**

**The meeting opened with the Pledge of Allegiance.**

***“God Bless Our Troops and the Coalition”***

**Roll Call:**

**Members of Council:**

Joseph Barone - P

**Vice President** - Susan Shortz - P

Thomas Lukasewicz - P

**President** - George Marushock - P

Daryl Menichetti - P

Cindy Blanchard - P

James Barnick - P

**Solicitor** - Louis A. Cimini - P

**Mayor** - Stanley Lukowski - P

Treasurer - Christine Hartshorn - A

Administrator/Secretary - Elaine Morrell - P

Assistant Secretary - Christina Sullivan - P

**Announcements:**

- An Executive Session was held on Thursday, March 4<sup>th</sup> at 6:00 p.m. to discuss Personnel Matters.
- An Executive Session was also held this evening at 5:30 p.m. to discuss Legal and Personnel Matters.

Barnick: Excuse me, Mr. Chairman but the legal party has to identify case number, the case, and when the *inaudible* was all about according to the Sunshine Law. Marushock: I don't have the case numbers but....Shortz: I have it. Lukasewicz: Susan has it. Marushock: Legal and Personnel matters is in regards to civil action number, I'm gonna try to read it here, looks like 304-246, O.K. The other one, which is not on the printed agenda, is another announcement:

- An Executive Meeting was held on February 26<sup>th</sup>, 2004 at Atty. Sean McDonough's office with individuals involved in the lawsuit. It was done so at the request of Atty. Sean McDonough's and that again is in regards to, if that number is correct, 304-246.

Barnick: Just for your information, you're supposed to identify the, the general nomenclature of the suit. Menichetti: Is that correct, Mr. Cimini? Cimini: Yeah, I think just identifying the civil number and the caption is fine. Marushock: The civil action, O.K., that action number stated previously is in regards to the lawsuit of Stanley Gongliewski, Ronald Bukowski, and Lenore Dolan as plaintiff's vs the Borough of Throop - George Marushock, in his official and individual capacities, Daryl Menichetti, in her official and individual capacities, Cindy Blanchard, in her official and individual capacities, and Susan Shortz, in her official and individual capacities. Those above are listed as the defendants, O.K.? We'll start this evening with some landfill inspectors remarks. Mr. Bob Cabets.....

### **Landfill Inspector's Remarks, Robert Cabets and George Yontos:**

Cabets: Mr. Chairman, the only thing that I have is the regional inspector was up here - I didn't get his last name - his first name is Mike. And he came up on *inaudible* and I asked him if he'd please notify Mr. Yontos or myself from now on, he comes once a month, that we could accompany him from now on. Because when Chuck Rogers was there he more or less notified us....*inaudible*. Lukowski: Bob, Bob? Lukowski: What's that? Lukowski: What about, you know it annoys me and it bothers me when approval is given for some New Jersey plant to dump asbestos-related products in our landfill. That really bothers me to no end. Cabets: That's the state, Mr. Mayor. There's nothin' you could do about it. Lukowski: And I mean *inaudible* and of course he, he got elevated that this wasn't going to happen and it did. And I said if they wanted to do it that way there are closer landfills then takin' it up here, like for instance down there in Hegins. And this stuff is comin' from New Jersey of all places. Cabets: Right. Lukowski: So I don't know who the new guy is, I don't know what his name is, I lost track of it but that, that really irks me somewhat. Cabets: I could check further into it... Lukowski: Asbestos and other sticky items like that, too. Cabets: Well they can't, they can't accept any that's friable. I mean it's, it's not a hazardous wasteland to start with. Lukowski: Well, as I said I'm gonna go back again to, again, I worked in a firm that the walls were blown-in asbestos and you know what? They sealed us off like we were on the moon. And here we, we permit them to dump asbestos-related articles in our landfill? I, I can't see it... Barone: Yeah but that Bobby, that's, the stuff like that's dumping, that's O.K. by the DEP, right? Cabets: Right, it's O.K.....approved by DEP. Unidentified: Right. Right. Right. Cabets: There's nothing we could do or anybody else once they....Lukowski: No, and I don't know, I don't mean, but you could *inaudible*... Why is it always here and not going down Hegins or some other place down there. Cabets: Oh, we could....Lukowski: DeNaples did make *inaudible* and we didn't get it for a while and now this new guys on and.....Cabets: See, they usually supply us with a list of everything that's gonna come in. If we haven't received one, we're gonna have to stop in the office and make sure we get it. *Few speaking at once, inaudible*. Cabets: Right. Lukowski: Thank you. Cabets: Anything else? Marushock: That should be it. Cabets: Thank you.

### **Discussion:**

**What dates are council members available to walk the Rinaldi and Chorba properties?**

Marushock: This was in the, regards to perhaps to purchase the possible site for a DPW complex. Lukasewicz: May I add something to that? Marushock: Yes. Lukasewicz: Has every member of council walked the proposed site for the 48 acres or has anybody walked it? *Few heard saying, "I have", " Yeah, I did"*. Lukasewicz: Has anybody else? Susan, have you seen it? Shortz? I've been up there...I haven't walked the whole....Lukasewicz: Daryl or Cindy? Marushock: It's been relocated I know since the original....Lukasewicz: I think that it would, it would be nice to at least have council go up there and see where it was and at least look at it. And *inaudible* two sites look at this one also. If you've never been up there maybe you don't realize the potential for that 48 acres and what it could give to this borough in the future? Marushock: We could amend that to include the 48 acres and if council members could let Elaine know when we could get it together. It's not a decision at the meeting, it's just to evaluate the sites....Lukasewicz: The sooner the better. Marushock: Yes, exactly. So we could try to...Lukasewicz: If you're gonna get a building up this year you better start moving fast. Marushock: This will be done to try to make that DPW complex a reality before the snow flies so the sooner we could do this the better. Please let Elaine know at your earliest convenience and we'll try and coordinate a date and hopefully all of us could be there. Lukasewicz: Elaine, I'm available whenever...Morrell: O.K. Lukasewicz: The sooner the better because it takes a lot of time to get something like this going and...Marushock: We'll have to coordinate...Lukasewicz: I've heard for years and years and years next year, next year, next year and it's just gone by and gone by. *Few speaking at once, inaudible*. Barone: Elaine, I'd like to put a motion on have the 48 acres of land appraised. Marushock: That we can add. Lukasewicz: I think it's a pretty good idea... Menichetti: Well what is it gonna cost to...*inaudible*. Barnick: Couple hundred bucks. Unidentified: Yeah that's all. Lukasewicz: Not to exceed \$400.00. Marushock: You want to add that to that motion, Mr. Barone? Lukasewicz: Not to exceed \$500.00? Barone: Is that a fair price? Lukasewicz: I believe so. Barone: It's a lot of land... Lukasewicz: It's, it's, all it is acreage, you know. Barnick: It's undeveloped land Joe, that's all....Barone: All right. I'll go for that \$500.00. Lukasewicz: It'll be interesting to find out....Menichetti: Not to exceed what? Lukasewicz: \$500.00. Morrell: Does council have a suggestion for an appraiser? Barone: For what? Morrell: Do you have a suggestion on who you would want to appraise? Lukasewicz: Let Louie coordinate it. Marushock: O.K. Shortz: *Inaudible*. Lukasewicz: Yeah, we have to see when they're available or get notification from them that we could walk it, O.K.? Barone: What's the name of that surveyor used to have the fence place up in Mid-Valley Park, it's in Dunmore? Unidentified: *Inaudible*. Barone: No, it's Italian. I can't think of the guy's name. He's supposed to be real good.....I can't think of his name. He used to own the fence place up in Mid-Valley Park. Marushock: If you could Atty Cimini then coordinate with the surveyor. Lukasewicz: Right. *Few speaking*.

**Joe Dexter, Keystone Landfill invited all council members for a tour of the landfill. Please inform Elaine on your availability.**

Marushock: This is in regards to new members being on board so that we could all visit that site and become aware of the way that operates. Again, please inform Elaine on your availability and then *inaudible* Elaine and Mr. Dexter. Lukasewicz: I haven't been up there in years. Marushock: Yeah, there's been a lot of changes.... Marushock: Moving on to.....Barone: Wait, wait now, I want to put a, I want to put a motion on to opt in to that uniform construction code. Lukasewicz:

...sit on it a while, Joe....Marushock: Yeah. Barone: Huh? Lukasewicz: Lets try to sit on that...Barnick: You've got to do it by ordinance Joe. Lukasewicz: You've got to do it by ordinance but I think we should sit on it....Barone: I think we should get it going....Lukasewicz: ...until the last moment.....Sit on it 'till...*Few speaking*...Marushock:....recommendation regarding that....Barnick: My suggestion is - don't opt in until the last minute because....*many speaking at once, inaudible*. Lukasewicz: July 17<sup>th</sup>, I believe. Barnick: July 7<sup>th</sup>, 7<sup>th</sup> or 8<sup>th</sup>. Shortz: ...you don't have to pass the ordinance...*inaudible*. Barnick: ....you have to pass it but you've got a grace period of 30 days after that so you go...Shortz: To opt in...Marushock: Let's wait on that...Barnick: But... *Few speaking*...Shortz: ...the ordinance has to be posted and everything too so....Barone: But you have to wait until the *inaudible*...Barnick: No, no, no, no....so you don't loose that, that contractor ability with that, that person that was here at the landfill, you can appoint him as your uniform construction code administrator now even though their not gonna do nothin'. Barone: *Inaudible*. Barnick: Well whoever. But I'm saying you could appoint them now even though you don't have it in place yet. Marushock: That's right...Barnick:...until you pass the ordinance. This way you don't loose, loose out and maybe they'll take on somebody in the municipalities and say, "Hey, we're not taking no more". Marushock: Would we like to recruit some other votes on that? That was only the one...Lukasewicz: It wouldn't hurt to get as many votes as you can. Marushock: Should we advertise that then - to hire a uniform construction code officer, not officer, administrator? Administrator. Lukasewicz: I think it's premature though, Geddy. Barone: Huh? Lukasewicz: I think it's premature yet. Marushock: It's early yet, it is. Lukasewicz: You got a lot of time to see what's gonna happen with this. Marushock: Why don't we, #1 right now...Lukasewicz: ..some problems where it's going to have to be pushed back further and further. *Few heard saying "no", "no" and commenting*. Marushock: Could you make that motion Elaine, to solicit quotes for a uniform construction code administrator and then we'll have someone that's comparing that other proposal with. Lukasewicz: And if you were smart you could make the burden less on the citizens and you could hire one, *inaudible* back together and hire one guy at a fairly good rate. Instead of charging \$600.00 to \$700.00 per home for inspections you could have done it at \$300.00 by savings to the homeowner. There's other ways of going about it. Unidentified: Right. Marushock: What we're gonna spend here is the cost of *inaudible*...Lukasewicz: O.K., that's it. Marushock:... Am I right? And then we have some documents in front the court prepares us in regarding the other meeting we had the other night. Shortz: Atty Cimini, could also look in regards to when out meeting are and tell us what the latest meeting we can *inaudible* this ordinance and still be done in time to meet the deadline so that we don't forget to put it on....Cimini: Um-hum. Barone: We'll I'd like to make the motion to make Art Tetreault the uniform code administrator. He's reasonable, he'll help the borough out. This other guy wants 90% out of every dollar - we could pay him twenty cents, we wouldn't get any cents out of every dollar. Marushock: But we're gonna get...Barone: And he's qualified, he went to school for it. He's qualified and everything. *Few speaking at once, inaudible*. Lukasewicz: Let him put...Arthur put a proposal in. Marushock: He can't....Lukasewicz: Let him put a proposal in. Marushock: Then that would be opened to individuals that *inaudible* businesses, O.K.? Barone: O.K. Art? Tetreault: Yeah, I'll put it in..Marushock: Next, moving on to the audience comments on tonight's agenda.

## **Audience comments on tonight's agenda.**

**Frank Galli - 609 Kossuth Street** - Mr. President, I see on the agenda this evening that you're about to hire a borough manager. I have 2 questions I want to ask; 1 - I asked this question once before - If the borough manager requests that an employee of this borough has to be fired, are you council members going to fire that person? Shortz: It's clearly stated in the ordinance that that is the final decision of council, that they only make recommendations, that they cannot fire or hire. Galli: O.K., so, O.K. so in other words, all that you're doing is they're gonna recommend, O.K., that doesn't mean, so what you're telling me Susan is that he recommends that a person be terminated - you're saying that he may not do it. Shortz: Well, I can't, I can't say what all council's gonna do but it would be his job to recommend it if that came up....Galli: My question to council is - Will they fire that person? Shortz: I can't answer that question. I mean it would be our job to do that *inaudible* states but I *inaudible* an individual case. Galli: So then basically the borough manager's not doing anything different than Miss Morrell's gonna be doing right now. What she's doing right now. Nothing different. Nothing different. Nothing. Unidentified: You're right. Galli: Because she's, if she, she cannot recommend, if she recommends somebody to be terminated you're not gonna listen to her and she can't do that. But the borough managers really, basically doing nothing. Shortz: Who says they weren't going to listen to her? You're making assumptions...Galli: I asked you a question. It's a simple yes or no question. Shortz: I, you asked me a question, I answered it. I told you that it will to be up to council to make that decision, O.K.? As far as what is different, if you look at the ordinance there are some differences. Change is not always something easily accepted but it can be for the good...Galli: It could also be for the worst too. Shortz: There are a lot of boroughs...Galli: It could also be for the worst. Shortz: There are a lot of boroughs that now have their own manager positions in place. There are things that need to be done in the borough that are not currently in Elaine's job description that are in the borough managers....Galli: So change job descriptions. Why can't you change the job description and put it in there? Lukasewicz: Frank, all you have to do is give Elaine the authority to act like a borough manager. Galli: *Inaudible*. Lukasewicz: She hasn't been given the authority to act like a borough manager. That's all you have to do - say, "Elaine, act like a borough manager and we're behind you". Shortz: The ordinance....Lukasewicz: That's all you need. Very simple. Galli: I really hope, I really hope to seeing that council really, really reconsiders doing the borough manager. And I don't know who the candidates are *inaudible* the borough manager. Shortz: The borough manager ordinance has already been posted, advertised, and adopted and it is in place. Galli: Well then I recommend, I hope, I hope that the borough does the right thing and hires Miss Morrell as the borough manager this evening. Galli: The other question I have is regarding the Civic Center. That you were going to pass the, I believe it was on the softball-pitching clinic. That, to put it on the motion this evening to....Lukasewicz: I made a motion to change it, to allow the fee for the kids from Throop to be no fee. This way, you know, it's gonna to develop the softball programs entry, it's gonna to develop the softball program for high school. I, I just don't have the money... Galli: Right. And I, and I agree with you to a certain extent, Tommy. The thing I'm looking at is, O.K., the softball program is 1% of a program. It doesn't, it doesn't cover the boys is what I'm trying to say. There should be something over there for the boys. There

should have been a baseball clinic over there. Lukasewicz: Maybe there will be. I believe there will be. Galli: All right. And there are pitchers, batting, hitting. There's more than just, because let me tell you Tommy, you're, you played sports. How many kids actually pitched? How many? Lukasewicz: Frank, I agree with you. And, and if there's programs that come over there for the, for the boys I would make the same motion to allow the boys to go for free. Galli: I know you would. Lukasewicz: And the other... Marushock: That's something that we've had before. Lukasewicz: Yeah, that's right...*inaudible* we had this....Galli: And the other thing I wanted to ask, and I don't know if it's gonna be on the council motion tonight is the soccer program. Are those fees gonna to be posted tonight too on the, on the soccer fees? Marushock: We addressed that *inaudible*...yes we did. Galli: Those are kinda steep, those fees. Lukasewicz: They're not that ....Marushock: ...the record. It's, it's posted I believe over the.....Galli: Well, the reason I'm saying is they may be high is #1- it's like an intermural program. It's only, and correct Ray, it's only a couple weeks long. 3 weeks - 4 weeks? Jarosh: The most they were gonna play is like 12 games. Galli: 12 games. And all they get is a tee shirt on the deal. Lukasewicz: And where are you gonna get a place to play, supervised, for 12 games? \$25 bucks is cheap to send your kid someplace for 2 hours a night for 12 weeks. You should *inaudible* out of that. Marushock: It's like I said...*inaudible* the programs....Galli: I, I just...Marushock: ...the proceeds. *Inaudible*...Galli: I just think that's a little steep, that all I'm saying.....Thank you.

**Paul Legos - 513 Cypress Street** - On this appointment with the borough manager...It's gonna cost you people \$33,000.00 to bring another person in? You send Elaine to school - make her a borough manager - she's got \$25,000.00 or so. You could put it towards the garbage dump. Why should you bring somebody else in for another job? You're always looking to try to save money. This is the problem. Let's do it - save money. You're always crying. You couldn't get the police department, you couldn't do this, you couldn't do that all these years. Make Elaine the borough manager. *Clapping heard.*

**Bob Bolus** - On the borough manager that you have here. You know, if you're gonna hire a manager but he's got to report to council and do this and do that, what kind of a manager could you possibly have if he's not in the position to go in and make the decisions - whether it be the DPW, or zoning, or this. To put the personnel that he believes he needs to do the job that's required. I mean a manager is only as good as a manager could be if he has the authority to do his job. If he's a puppet-type manager, that every move he makes has to be sanctioned by a council or this or that, you're not gonna go anywhere with that. You'll just keep spinning your wheels because *inaudible*. So I think if a borough manager is hired give the man the authority to hire, to fire and do what's necessary to do the housecleaning or do whatever you're trying to do. That's what his requirements are to be. Marushock: What we addressed, Mr. Bolus, when we did this originally is we looked at some other proposals on some advertisements that were placed concerning the borough manager position. And as pretty much specified in the ordinance, we're not trying to have the borough manager supersede council or supersede the mayor. He would be actually accountable to all 7 members as specified in the ordinance. Not, no one's controlling him, he should be his own person, he would just give us recommendations. That we still maintain the authority. Mr. Galli mentioned, are we gonna fire? I'm sure we're going to have to look into any

kind of, definitely in depth, look into any recommendations that that individual would put before us. Bolus: Well, I understand that but he puts a recommendation in and says "Look, I want to make some changes here". And council says, "No, we're not gonna to allow you to do that". What you're really doing is defeating of, the defeat of an outsider coming in here, who is not politically involved in anyway, or family or this or that, to do the job that is necessary. I mean, if you give him the latitude then you gotta be a little broader than - he's not gonna supersede the mayor or he's not gonna supersede this. What you're gonna have is a guy that's not gonna be able to go forward. He's gonna be torn here and every decision he's gonna make is gonna come in here. He makes the recommendation to say, "I want to you to make 2 changes" or consolidate a job into 1. And say, "No, we're not gonna do that". You don't want the guy saying, "Look, what's the sense of me being here because I can't do my job". And in companies that, you know, I run I give a manager his responsibility - go do your job. Other than that you're gonna wind up doing it. Barnick: No, Bob. If you do that then there's no need to bring 7 of us....Marushock: Right, for us to be up here. Bolus: Well, I agree. Well, honestly Geddy...Barnick: Then you got the C.E.O. of a company. It's a C.E.O. of a company, that's all it is. Bolus: Honestly I agree at this juncture that we give a borough manager the authority to do the job if you're gonna turn the town around. If in fact he isn't doing his job and going beyond a certain perimeter then its council takes action. That's when he becomes accountable. But I think that you gotta give the guy the right to go ahead and do his job. And, you know that's my only....Lukowski: I was never, never impressed with that type of government. Never. So if you've got people that are gonna to make a decision - I've, I've never encountered any of this stuff. I haven't. Never, never impressed with that. Bolus: Well mayor sometimes when you're at the top you gotta make decisions that other people don't like. Lukowski: Well, all right. Bolus: We've all been there and I think that's where you need to be. Marushock: Mr. Bolus I agree. I mean this...Lukowski: Look what happened in Dunmore already. The guys not there but what, 2 months. Bolus: Yeah, but you gotta realize who controls Dunmore so it's not going there anyway. Marushock: Mr. Bolus this is a new frontier. Hopefully we're looking at this with an open mind and hopefully this could be for the betterment of this borough. Bolus: I'm not disagreeing. I'm just saying whoever your borough manager is, O.K., you have to give a manager the authority to be able to do his job, or her job or whoever this person may be without putting such strict reigns on that he's controlled politically rather than doing from a financial point of view, so to speak, of what's right for the borough and not what's right politically. And I think that's where you need to be. Marushock: O.K. Moving on.

**Larry Hartshorn - 140 Dimmick Street** - I would like council to tell me who went against bonding my daughter-in-law. Lukasewicz: I, I didn't hear the word. Who went against what Larry? Hartshorn: That didn't wanna pay the extra dollars to have my daughter-in-law bonded. Who went against it? I'd like to ask who, who, who voted on it. Marushock: In all reality Mr. Hartshorn I don't think we want to go into any lengthy discussion on this. Hartshorn: I mean you, you people can't answer that or are you afraid to answer it or what? Marushock: I'm not afraid of it. For everyone's sake, seriously, I believe we should just let this go right now. I don't want to make comments. Anybody else wants to comment they're welcome to it. Hartshorn: Well this seems to be the thing here now. Nobody could get an answer. Everybody, everybody bounces it over there - I don't know, I don't .....but the girl had, had to retire. She had to quit because of this

business. She didn't want to quit. And she's as smart as anyone that you had up there. And the person that thinks that she isn't he should speak up, not behind closed doors. Nobody wants to say it, huh? Marushock: Quite honestly I'm hoping not, for the sake of everyone involved but everybody's entitled to their opinions. Hartshorn: We'll find out. We'll find out. Marushock: Continuing.....

**Jack Dolan - South Valley Avenue** - I'd like to congratulate the mayor on the statement he made about Elaine. I think it's one of the smartest thing I've heard him say in the last 10 years. *Laughter heard.* Dolan: ...and he said it for a good purpose because Elaine's one of the best...Dolan: I slept on it for 10 years....*Laughter.* Dolan: You know, Elaine's one of the best people that's in this borough right now and yous are *inaudible*...Barnick: You know Jack the only thing he could have did was veto and I wish he did, because then we'd be back where we should be instead of heading for a train wreck. Marushock: Mr. Jarosh.

**Ray Jarosh** - On the motion #6, I'd like to make a comment on it but the blank line doesn't give me a name on who's gonna be there. If it's not going to be Elaine's name I hope the person that you are hiring has extensive experience that will override her 12 years of experience. *Few begin to speak*...Barnick: They're not gonna do that. They're not gonna do that. They'll try and *inaudible* and then they'll kick her out. Marushock: I do know, I gotta comment on this, that the interviewing committee definitely took some time on their own and really put some discussions and thought into doing these. Prepare questioning, trying to do everything in a diplomatic manner, and do the interviews face to face and I believe, and I hopefully believe that they did the proper thing. And I am resting my decision on their recommendation. I know they did put a lot of time into it. Barnick: Give Elaine the \$33,000. - \$35,000 and take the other \$33,000., put it into the sewers and stuff that's just been blocked - 3 of them here this last...It's gonna cost about \$10,000. a piece, if you want to save money. You put that money into there. Give her the authority that she needs under the borough code or under the ordinance here to get adopted and save \$33,000. Lukasewicz: You have to ask, what you have to ask is - What will happen with Elaine Morrell if the new borough manager's put in place? Will she be retained or will she be phased out slowly until she's just a secretary and then goodbye Elaine, after 12 years? Barnick: Yeah, that's what they intend for her. Lukasewicz: That's, that's a question....Barnick: And I've seen, I've seen nothin' more then this is a *inaudible* to keep the information from all 7 of us. Lukasewicz: If I don't ever get information. I'll be *inaudible* like I do now.....Shortz: The ordinance fair and clearly states that answers to all, she answers to all 7....Barnick: What it states and what ....*few speaking at once.* Shortz: ...and I think it's very unfair of you to assume what's gonna happen without giving it....Barnick: You already seen it happening now, what are you talking about? Shortz: I have seen it happen now but not in the terms you're talking about. Barnick: It's been happening all along here for the last couple months. Marushock: As I said...Barnick: I had to request it by letter to find out when the interviews were and then I got a copy of when the interviews were the day before the interviews. Shortz: Well 'cause that was the day the list was completed. Marushock: Right. Barnick: No, people were notified on Friday. Shortz: Calls were started on Friday, she completed the calls on Monday and as soon as she had .....Barnick: I could have been notified if *inaudible* was in there. Shortz: ....I didn't see it until Monday either and I

was on the committee. Marushock: I was under the impression with the limited time frame and the fact that it was a one-day...*few speaking at once, inaudible*...Lukasewicz: What was the rush? What was the rush? Barnick: You are looking at the biggest lawsuit when asked that when you get rid of Elaine, I'm tellin' that now you. Barnick: Well, this is a political way of puttin' them off because we're gonna end up with another lawsuit. I don't know if you're aware of it. Our deductible is \$25,000. - I don't know if you're aware of it - \$25,000. for a lawsuit. Lukasewicz: For every lawsuit this borough has to pay the first \$25,000. Barnick: So we gotta eat the first \$25,000. on a lawsuit. Shortz: And if it is that, that's not due to us because I was never on council prior to that. That was due to when council members encouraging lawsuits among the residents. Lukasewicz: But you're aware of it now that you're....Barnick: You're aware of it. You're well aware of it. Shortz: It says anyone who is being let go. That isn't the issue. They're assuming things that are not occurring. Barone: What do you mean encouraging people to pass lawsuits? You think they don't have minds of their own? Shortz: *Inaudible*. Marushock: All right, I wanna start with tonight's agenda. Barnick: If you weren't up here harassing Elaine all the time, what the heck? Shortz: If it's anybody that's harassing it's you with your memo *inaudible* all the time...Barnick: *Inaudible*. Shortz:...because it is today, March 11<sup>th</sup>. We have not yet received minutes from the January meeting, the 2 February meetings yet either. Marushock: That is correct. Shortz: That is a priority. We shouldn't be going to the next meeting without being able to....Barnick: Where are they? Lukasewicz: Where are the minutes? Shortz: I don't know where they are. I have not received them. Barnick: Where are they? Marushock: They were also addressed at the last meeting. We still don't have....Shortz: I have no idea. Barnick: You could make decisions on *inaudible* sewer lines *inaudible*...Shortz: I, I did, I did send a memo and I did inquire and I still haven't seen them. Marushock: You want to direct Elaine and Christine to have the minutes of those meetings for tomorrow morning, is that what we want to do? Barnick: ...do what you want to do...Shortz: I don't think I should have to request minutes from a meeting. That is their job as a secretary - they're supposed to be there. Menichetti: I understand that they're done already. Barnick: I understood they were done too, long time ago. Menichetti: Why don't we have them? Shortz: Well, why don't we have them? Barnick: I don't know. Shortz: Do you have them? Have you been given them, because I haven't received one? Lukasewicz: Do we any minutes ready? Can I ask, Geddy, could you ask them? Do we have any minutes ready? Morrell: They're not all ready. Marushock: Why, I mean why the time frame? Why the gap in the minutes? We always got them on time before. What happened? Morrell: Because the meetings are so lengthy and so crazy and so hard to understand. *Barnick and Marushock commenting, inaudible*. Barone: Stop, stop trying to push the blame off on people....*Few begin speaking at once*...Barone: Now wait a minute. As far as the lawsuit, before you voted to fire these people you were warned about the lawsuits but you 4 won't listen. You went right ahead and did it - that's it. So don't say, you're the council that's enticing these people not us. Barnick: \$25 grand out of our money's gonna be gone. Marushock: We have obligations...Barone: Yeah, your obligations. You guys *inaudible*. You have obligations to firing people or what? What's your obligations, to fire people? *Many begin speaking at once, inaudible*. Unidentified: You fired 4 years ago...Barone: I didn't fire you George, that's the 3<sup>rd</sup> time you said that. Unidentified: That's right. Barone: You think back what happened. Unidentified: Yeah, yeah you tell me. Barone: I'll tell you. You want me to tell you what happened? Unidentified: Yeah. Barone: O.K., you and him

were working 40 hours a piece...Unidentified: No we weren't. Barone: Yes you were. Unidentified: No we weren't. Barone:...and then we cut it down to 20. Unidentified: No we weren't. Barone: Didn't we cut it down to 20? Unidentified: The only time we worked 40 hours is if the other guy was out Joe. *Gavel heard*. Barone: Wait. We cut it down to 20, right? We cut it down to 20 and you said that you were getting ready to retire and you wanted your hours knocked...Unidentified: No. Barone: Now let me finish..*Gavel heard*. Marushock: Lets get some order here. Let's get underway with the meeting. Barone: You wanted you hours knocked down to 15 hours, right? Unidentified: Go ahead. Barone: Right. That's what you wanted. We needed a guy for 28 hours, you didn't want it. Marushock: Let's get underway with the meeting. Mr. Barone. Barone: That's why we put the other guys on. Unidentified: Show me the letter. Marushock: Mr. Barone, could we have some order please? Barone: Huh? Unidentified: Show me the letter. Show me the letter I gave you. Barone: 3 times you said that. 3 times you're wrong. Unidentified: It's true. What about this gentlemen here? Barone: What about him? Unidentified: You fired him. Marushock: Joe, please. Mr. Yontos, please. I want to get underway with the meeting. Barone: Go ahead.

1. Motion by Shortz

Seconded by Lukasewicz

To accept Joseph Palumbo's resignation as an Alternate Member of the Zoning Hearing Board dated March 2, 2004. A letter will be sent to Mr. Palumbo thanking him for his service to the borough of Throop.

Lukasewicz: Could we include in there to send out a letter thanking him ....? Marushock: Susan, are you O.K. with that? Marushock: We're gonna add to that motion to send Mr. Palumbo a letter thanking him for his service to the borough of Throop.

All in favor

Motion carried

2. Motion by Shortz

Seconded by Lukasewicz

To adopt Throop Borough Resolution #6 of 2004 appointing Joseph Tomchak as an Alternate Member of the Zoning Hearing Board, at no fee, to fill the unexpired term of Joseph Palumbo. The term expires June 30, 2006.

Marushock: Anyone on the question. Barnick: Yeah, on the question; He's not gonna start getting paid right? Shortz: Only if they sit in...Barnick: Because he's on the Sewer Authority right now right, for Throop? *Some heard saying, "Yeah"*...Barnick: Because you can't accept the pay from two different....*Many speaking at once*. Barnick: If he has to sit in on a meeting he gets paid that portion of the meeting. Lukasewicz: A non-paying...Lukowski: He's, that's Joe Tomchak. Lukasewicz: Yeah, Joe. Lukowski: Oh, somebody said Bill....Barnick: No. He was appointed to, I was reading in the paper, appointed to the sewer authority.....Lukasewicz: At no fee we'll leave it.....Lukowski: Yeah. Marushock: At no fee? Lukasewicz: Yes.

All in favor

Motion carried

3. Motion by Shortz

Seconded by Lukasewicz

To authorize Joe Tomchak as an Alternate Member of the Zoning Hearing Board to attend the "Zoning Basics" course on March 17, 24 and 31<sup>st</sup> at a cost of \$75.00 of which the borough will be responsible for paying.

All in favor

Motion carried

4. Motion by Barnick

Seconded by Barone

To reimburse Ed & Linda Waldsmith \$65.00 from the Civic Center account for a duplicate payment on a party.

All in favor

Motion carried

5. Motion by Shortz

Seconded by Menichetti

To direct the Police Department to conduct a traffic study in regards to parking in the 300 block of George Street as per correspondence from Attorney Louis Cimini dated 11/17/03.

Marushock: On the question. Lukasewicz: Yeah, on the question; I'll be abstaining from this and any future votes in regards to this situation. We might be pending litigation so I'm not going to *inaudible*. Marushock: O.K. Barnick: Just, just on the question; Wasn't this done before?

Unidentified: Not that, we've had other traffic studies done that weren't acted on but not on that road. My only question for that is, being that it's a state road - what, what are we puttin' ourselves in? Blanchard: I have something that's *inaudible* I'm looking at. The state says that it's, actually that it's a good idea because they feel it's a....Lukasewicz: What's the date on that? Barnick: It's an old one. Marushock: July 25, 2003. O.K. ...The responsibility of Throop Borough to enact in accordance parking restrictions via ordinance to maintain site distance from Clinton Court on to SR2007. That's when the engineer did it *inaudible* 4-0. Barnick: That was incorporated in the last hearing we had with this thing. Unidentified: That's for enforcing it, correct? Barnick: We did this last time. Marushock: Enact, to enact and enforce parking restrictions. And then according to Atty. Cimini's reference that it's the borough's police department, their responsibility to do the traffic study and adjust that. That would be step #1, before any changes can be made we must have the traffic study done at that site. Am I correct, Mr. Cimini? Cimini: That's correct.

Marushock: We're trying to do this as official *inaudible* as a motion. Blanchard: We asked last time to have one done. Unidentified: Last time I did 2 traffic studies and neither one was ever enacted on. Marushock: All right. This is the motion. Anyone else on the question? Barone: Yeah, suppose we make the motion, they do the traffic study, does the state still have to make a decision? Barnick: No, the state has nothing to do with this. Barone: Nothing to do even if it's a state law. Barnick: They have nothing to do with ordinances on parking. Barone: Well this is





of the council and calling them Gestapo's. Putting tape under their nose and imitating Hitler. That is professionalism, O.K.? Barnick: Oh, no different then somebody throwing the finger at you when you're driving down the road I guess, huh? Shortz: This is somebody...this is somebody...Well, that's very similar then, very similar. I wouldn't want that either. Barnick: Runs in that circle, huh? Shortz: I wouldn't want that either. Menichetti: I don't do that so it wasn't me. Marushock: The other thing on this motion if we could add, please add "This will be with a start date of March 22, 2004 and hinging on pending bond approval as specified in the ordinance". Mrs. Shortz, are you in agreement with that? Shortz: Yes. Lukasewicz: Could we have a drug and alcohol clearance also? And could we do it for him could we do it for all of council also? *Many begin speaking and clapping...inaudible*. Barone: I brought that up last night. I want everybody in this borough drug tested...*Gavel heard*. Marushock: Let's get back to the motion please. Barone: Somebody's sniffing something.... Shortz: I just hope you realize there's a proper procedure to doing it. You don't just send somebody down. It costs a lot of money and it has to be done through an authorized agency who does it. If it's Work Med that we just hired ...Unidentified: You just wasted....Shortz: Well, do you want to waste more - I don't care - but it's ...Barnick: I don't care, do you want to waste more, I don't care. Shortz: ...pending that kind of screening but we made a motion to do that. Barone: Oh, I can't understand this. 3 people from Throop...Marushock: O.K., roll call please. Barone:... and the most qualified one you let go. Lukasewicz: A clearance check for drug and alcohol? Could it be done or what? Shortz: Have that done on all employees? Lukasewicz: Yes. *Many speaking at once, inaudible*. Lukasewicz: Amend the ordinance. Marushock: Let's do that as a separate motion and if we're gonna enforce the drug and alcohol we're going to have to do it borough-wide. Barnick: They all had to do it. All the new hires over at the Civic Center had to do it. *Many again speaking at once, inaudible*. Shortz: Atty. Cimini, Atty. Cimini, is that in our handbook as a requirement for hiring in the borough of Throop. Cimini: I'm not sure. Unidentified: Well why did I have to do it? *Many speaking*. Shortz: I didn't know everybody was having it. Barone: I think everybody that works for the borough, including council people, should have a drug test. Lukasewicz: We've had security, we've had security clearances and drug and alcohol testing for all hires. Shortz: Well that's fine. Marushock: O.K., do we want to establish a date, let's go further on this, let's establish a date that everyone employed by the borough of Throop submits to a drug and alcohol test. Shortz: That's not the way the ....*inaudible*. Morrell: Tomorrow. Tomorrow. Menichetti: I call the question. Marushock: The questions been called. Lukasewicz: Why do you call it. Morrell: Do we have a date for the drug and alcohol? How 'bout tomorrow? Shortz: If you want everybody to go down tomorrow then that's fine. But that, you don't just decide when you want to go..Lukasewicz: Why not tomorrow? Shortz: Because there are ways, in case you're not aware, of beating it if you wait and go when you feel like it. That's why there is a policy in place.... Barnick: I'm glad to go, whatever time....Shortz: There is a policy and that's been established. I'm sorry. There is a policy established. Cimini: There is a policy and procedure in place. You can't just say....*Many speaking at once, inaudible*. Shortz: But then you have to have a policy in place...*Gavel heard*. Barnick: Let's not talk about random drug testing. I want to talk about the person being hired. Marushock: Roll call. Barnick: The requirements *inaudible* for being hired. Shortz: Could you show me that that's been the case for ...Barnick: Art did it. Ray did. Ray was just....Lukasewicz: Ray got hired last week and he had to go for drug and alcohol testing and

clearance. Barnick: This borough manager's gonna be dealing with kids over there. Lukasewicz: He's gonna be dealing with everybody. He's gotta go for it. Shortz: I don't have a problem with it.... Barnick: And he's gotta go for it. Shortz: I just don't want him being discriminated against everybody *inaudible* because I don't see it in the handbook that there is drug screening...Lukasewicz: He's not being discriminated...Every police officer has to do it. Morrell: No, there was no question, you said every employee. There was no question. Physicals and drug and alcohol. *Many speaking at once, inaudible*. Menichetti: You gotta go right down the line. You can't discriminate. You cannot discriminate. Marushock: Yes, borough wide. Barnick: Add it to the borough handbook. Morrell: And every borough official. Lukasewicz: Ged, why don't we back up this motion and I'll make a motion that any more hiree's...Menichetti: There's a motion on the floor....Lukasewicz: If we want to vote it properly if we're so concerned about it. Menichetti: I'm not concerned about it, you are. *Gavel heard*. Marushock: Let's do the motion on the floor. Shortz: I don't have a problem with it. Lukasewicz: O.K, good. Shortz: I just don't want him discriminated against everybody else. Marushock: The motion's amended to appoint Joseph Dinoia as Borough Manager as per Ordinance # 6 of 2004 at \$33,000.00 per year, with a start date of March 22, 2004 and pending bond approval, and also drug and alcohol screen and also state police clearance. Mrs. Shortz, are you in agreement with that motion? Shortz: That's fine. Barone: There goes your street, Stanley, it's not getting fixed. Marushock: Roll call please. Morrell: We always send employees for physicals besides the drug and alcohol. Lukasewicz: That's right.

Barone: Before I say it I just wanna say one more thing; Mrs. Shortz, you're voting against her. I wanna know why your husband said to her she was lucky she didn't get fired? Morrell: Axed. Barone: Get the ax. Unidentified: It's true. Shortz: That might have been some of the things she said to me. Barone: Oh yeah, because...Morrell: That I begged you for the position, Susan. I begged you for the position. Shortz: Well, I, I don't know what my husband said to you and I can't account...Morrell: You told me, "Be my guest. Look for another job." I begged you. I begged you. I cried and I begged you. Shortz: Because you, oh, you did not. Oh you did not. You're lying again, Miss Elaine.. Morrell: Oh, Miss Susan....*Gavel heard...Many people speaking at once*. Shortz: I can't remember when *inaudible* if everybody was a little bit *inaudible* and you tried to telling me that you were not doing this job for that amount of money, you were not working any extra hours, you were not training anybody, you were not, you were not, you were not. And after listening to you for 20 minutes telling me what you were not going to do I said to you, very calmly without yelling, if that's how you felt and you thought you could leave and get this job somewhere else with the benefits, you were welcome to leave. I didn't threaten your job. I didn't put you out. I have not disbanded your job nor do I have any intention of doing that. Barone: But you took...Morrell: Miss Susan..Shortz: But your behavior is becoming an issue because you are not representing us. Morrell: Miss Susan, I begged you for the, I begged you....*many reacting, gavel heard*...Morrell: I begged you for the position. I asked you please give me a chance. Please tell me the duties. Give me a chance. I asked you about 6 times. I asked you about 6 times. You told me you wanted somebody from out of Throop. He was already interviewed. Already interviewed, this was the 1<sup>st</sup> week of January, and then I said, "Well I am not going to train somebody", I , and....Shortz: That's not true... Morrell: Oh yes it is Susan.



until bonding is secured and pending drug and alcohol and state police clearance. Upon bonding approval she will be upgraded to the borough treasurer at a rate of \$8,000.00.

Marushock: On the question. Shortz: On the question; I'd like to know, since I'm here in January there have been a number of appointments to various positions and the only time I've ever heard it brought up about adding to the motion for drug and alcohol and state police and the physical, etc. is on that previous motion. *Few speaking.* Shortz: Well, if that's standard how come it's never been done for anybody else before? Barnick: Yes it has. Shortz: As part of the motion? As a part of the motion? I'd like to see the motion...*Few begin commenting.* Shortz: I'd like to see the motion. I want to see what the motion reads. Morrell: It was not as a part of the motion. Shortz: That's my point. That was my only point. I don't mind having it done but why is that the only point. And that was not part of the motion, Mr. Barnick, and you know that. Lukasewicz: Susan, Susan many times it was included in the motions, specifically when we did hire people through the Civic Center...Shortz: Because that's a requirement long before the workers...Lukasewicz: Well we've done it right along but certain times...Shortz: I understand. Lukasewicz:.. certain times it was listed along with the appointment. Sometimes I, we just failed to do it but it was just understood that it would be done. Shortz: Well, that's my *inaudible*. If that's in the job policy then it's...Morrell: I believe we do have a....I...Marushock: Are we gonna amend this motion to do that also as we did in the other one? Lukasewicz: We'll do it with this one also but we'll include it in the borough handbook. We'll have to make sure that it's included in the.....Marushock: Mr. Barone, are you in agreement with that ....? Marushock: That's gonna be for drug and alcohol clearance and all the state police clearance, correct? Lukasewicz: Yes. Barnick: Why don't you just amend the borough handbook on that? Morrell: I think it might have it. Lukasewicz: To include that? Unidentified: And then it's fair. Lukasewicz: That's what I was trying to say prior to....Morrell: I think it has it, don't you? I think it has it. Unidentified: They have the right to request it. Morrell: I think it does. Unidentified: Didn't we do that 2 or 3 years ago, for any new hire to the borough had to have a drug and alcohol test? Morrell: Yes, I believe we do have a motion stating that in the past and it, it may have that in the borough handbook. Shortz: Then my point is, if that is in the borough handbook it doesn't need to be added to a motion. Marushock: Right. Shortz: That is my...That's what I'm trying...Lukasewicz: Well check and find out. Shortz: If it's in there it doesn't need to be in the motion. Morrell: There have been times where council has made a motion to hire somebody and then they, they would state, "Well they have to have the drug and alcohol or the physicals or, or they may repeat it afterwards. They're to go through the whole process. Marushock: O.K. so the motion's been amended to include for drug and alcohol clearance and state police clearance. Any further questions on that motion? Roll call please. Unidentified: I just wanna say if you're gonna do that you might as well have *inaudible*. It's been there for everybody else. Morrell: We didn't do clearances on all the borough employees. We did physicals, drug and alcohol. The only one had, who have clearances were the people across, anybody that worked with the children in the other building. *Few begin speaking again.* Marushock: It's a uniform policy. We cannot single anyone out. Shortz: This is one of the reasons why an addition, a borough manager, somebody who has experience in these types of issues and policy writing, etc. that can bring all of our items up to date so things are fairly put down, everybody knows the rules are. It's much easier to adjust them and run by them. Because right

now there are not these things in place and people are going to do whatever they do in that moment. And that's where you get yourself into problems because then you're discriminating against certain employees that are requiring certain things and not on others, etc. I'd would like to see that it's uniform and....*Few speaking*. Lukasewicz: ...that it's 2 motions to hire are uniform, all right. So whatever we did for the last one it should be done for this one. Marushock: O.K., that's gonna be adjusted as...Lukasewicz: We will adjust it in the book...

All in favor

Motion carried

11. Motion by Shortz

Seconded by Barone

To advertise for part-time summer help with the DPW.

Marushock: On the question. Barone: On the question; Are we gonna put this kid on now or are we gonna wait? That ...Morrell: Ronnie Green. *Few speaking at once, inaudible*. Marushock: ...but his application should be submitted in regards to this. He should not have to submit a new application. Are we in agreement with that? Lukasewicz: Yes. Marushock: O.K.

All in favor

Motion carried

12. Motion by Barnick

Seconded by Lukasewicz

To contact Penn DOT with regards to the rental of a dump truck for clean up for the state agility program.

Lukasewicz: It should be considered barter. It should be barter services. Barnick: Yeah. ..barter services. Marushock: O.K., do we want to add barter...Lukasewicz: No...Barnick: It's automatic in your agility program. The agility program is a bartering program. Marushock: O.K. Any other questions?

All in favor

Motion carried

Marushock: Elaine, I know you've got a list. Barnick: I've got one I've gotta get on here to get on here. I don't know, I forgot about it. About the fire hydrants.

13. Motion by Barnick

Seconded by Lukasewicz

To authorize the purchase for the bidding of 25 fire hydrants as per specifications of Robbie Kalinoski.

Morrell: It's on my list but...Marushock: O.K., that motion that's on the floor in regards to the fire hydrant purchase. Any other questions on that motion. Morrell: Who seconded that, Tommy? Barnick: Just on the question; That's 17 dedicated to School Side Estates and they will reimburse.

Morrell: They will reimburse the borough. Lukasewicz: Yes. Barnick: Yeah, and keep, you know, include that in the comments in there. That they're gonna reimburse the borough for the 14.  
Morrell: 14? O.K.

All in favor

Motion carried

14. Motion by Shortz

Seconded by Barnick

To address a letter to the state and federal government (Congressman Kanjorski's office) in regards to the status of the riverbank dyke project.

All in favor

Motion carried

15. Motion by

Seconded by

To authorize sewer line repair on Dunmore Street in the Simpson Street area (formerly Mayo's store line) as an emergency repair to be done with 3 phone quotes.

All in favor

Motion carried

16. Motion by Barnick

Seconded by Barone

To do an emergency sewer line repair at 102 Eddy Street with 3 phone quotes.

All in favor

Motion carried

17. Motion by Lukasewicz

Seconded by Barnick

To have the borough engineer do a report and do bid specs on the Eddy, Franko and Delaware Street sanitary and storm line repairs at those sites and include this item as a priority.

All in favor

Motion carried

Lukasewicz: Ged, could I bring one thing up while I'm thinking about the engineer. Our new engineer is also the engineer for Dickson City and we sent a letter to Dickson in regards to the river project and what requires of anything that's going on. I would ask a motion to have our new borough engineer to fill us in on the status of Dickson City's progress with the river project. If he's working for them if he knows anything that's going on to let us be aware of it. Marushock: On a Throop/Dickson status? Lukasewicz: That's right. Because I don't know if Dickson's gonna let us know but if he's workin' for them he should be allowed to let us know what's going on. Marushock: I think we did that at the last meeting were we were to have Dickson City notify us...Lukasewicz: I know, but what I'm saying - if he's our engineer also - if he's working for *inaudible* that's our in to find out what's going on. If he don't want to tell us he better tell us.

Marushock: To have engineer, borough engineer notify Throop borough of status of Dickson City's progress along the riverbank. Lukasewicz: That's, that's fine.

18. Motion by Lukasewicz

Seconded by Barnick

To have borough engineer notify Throop borough of status of Dickson City's progress with the river bank project.

Marushock: On the question. Roll call. Morrell: You didn't do audience comments. Marushock: Sorry. We did a lot of them ....Lukasewicz: They were all discussed. This one...Marushock: Audience comments on this motion; To have our borough engineer also inform us as of Dickson's status along the river bank?

**Ray Jarosh** - Wouldn't that be considered confidential client information....? Lukasewicz: There's one way to find out. Marushock: I don't what he did legally.....Cimini: That would be it, for the engineer to decide....Lukasewicz: That's right. Let him decide, O.K. So then we go, down the future maybe we could work with Dickson on this at a reduced fee because we worked with both boroughs.

All in favor

Motion carried

19. Motion by Lukasewicz

Seconded by Barnick

To approve 2 applications from Scranton Craftsman in regards to sewer repair in the 800 block of Dunmore Street. The approval would be pending the approval of the borough street commissioner, borough engineer and solicitor.

Marushock: There was a change order for an additional \$495.00, I believe, is the way Mr. Kalinoski explained it. Morrell: That was application for payment. Marushock: Pardon? Morrell: Application for payment #3 was \$495.00 and application #4 was \$3,366.74.

6 in favor- Barone, Shortz, Lukasewicz, Blanchard, Barnick, Marushock  
1 against - Menichetti

Motion carried

Marushock: I believe the next thing we were looking to do was in regards to the Boulevard project. Motion for an update is what we discussed earlier, to get this thing *inaudible* and the problems there can be put behind us. I believe a meeting....Lukasewicz: Mr. *Inaudible* will give us an update when he finds out. Cimini: ...see him tomorrow. Marushock: Do we need to do it in a motion or are you aware of that one.....Cimini: Yeah, absolutely.

20. Motion by Lukasewicz

Seconded by Barnick

To have the borough engineer coordinate the Eddy Creek sewerage line that would be an

extension of the School Side Estates sewerage line. It would be the upgrading of a pipe from 8 inch to 15 inch for future growth in the borough of Throop.

Marushock: I believe that's in the School Side Estates ....Lukasewicz: No, that was to have the engineer coordinate the Eddy Creek sewerage line that would be an extension of the School Side Estates sewerage line. It would be the upgrading of a pipe from 8 inch to 15 inch for future growth in the borough of Throop. Marushock: I believe we addressed this previously. It was just gonna be a cost, an additional cost to bill for difference in the pipe...Lukasewicz: I believe about \$6,000.00 or \$7,000.00 and that was just the cost of the pipe.

All in favor

Motion carried

Marushock: Elaine, I believe you have the rest of them.

21. Motion by Barnick

Seconded by Lukasewicz

To have the auditor conduct a special audit from January 5, 2004 to the present.

Marushock: On that question. Lukasewicz: Yeah, again on the question; It's just standard procedure. There's no other reason for it. Marushock: Roll call. Menichetti: Why didn't, why didn't we audit the treasurers books when the other treasurer was here? Barnick: They are being audited. Lukasewicz: They will be audited. Menichetti: When? *Inaudible*. Well, this will be audited too. Barnick: This won't be audited 'till the year later. Menichetti: Well right. So why..Barnick: This has gotta be done now. Prior to a new treasurer...Lukasewicz: Every time someone takes over, takes, every time someone leaves there's an audit done....*inaudible*. Barnick: They have to. Marushock: Do we have a time frame on which deed would be done? Lukasewicz: Lenore's books will be audited....Barnick: At the annual audit. Lukasewicz: That's the annual audit. Shortz: It should still be done when they leave. Lukasewicz: Well it just so happened that it was the end of the year so it will be the annual audited. *Few speaking at once, inaudible*. Lukasewicz: ...an additional audit with them 4 days, we could do that also if we want that done. You know what I mean. Barnick: January 1<sup>st</sup> to present. Lukasewicz: Yeah. Barnick: But you're gonna have to do 2 special audits then. Marushock: Right. Lukasewicz: You know what I'm saying. If you need one for Lenore for them 4 days then do that one also. Marushock: Do you want to incorporate that into 1 motion? Lukasewicz: Yeah... Barnick: Do that....Marushock: O.K. Lukasewicz: This way everything's accounted for. Marushock: O.K.

6 in favor - Barone, Shortz, Lukasewicz, Blanchard, Barnick\*, Marushock

1 against - Menichetti\*

Motion carried

\*Menichetti: I'm not against auditing but I just think it's *inaudible* on somebody else and I *inaudible*. \*Barnick: Following the borough code.

22. Motion by Lukasewicz\*

Seconded by Barnick\*

To accept the job duties for the Civic Center director and head monitors.

Barone: To accept the job? Morrell: The job duties. Menichetti: I didn't have time to read it. Barnick: I didn't have time to review it myself. Morrell: Oh...Lukasewicz: Can we table that for now?

All in favor

\* Motion tabled

Barone: On that question; Until that's tabled then you can't, have to give them back their money, right, 'cause this is *inaudible*. Lukasewicz: Yeah, they gotta get this all figured out. Everyone will have a chance to *inaudible*...

23. Motion by Lukasewicz

Seconded by Barnick

To direct the Civic Center director to prepare a form for the monitors if they're receiving the sufficient amount of hours at the Civic Center.

Lukasewicz: And could we include in it that we have her develop a, a plan for a specific minimum amount of hours that someone should work within a period of time so we don't have these 1 or 2 hour periods in there? Marushock: A plan for minimum hours. Lukasewicz: Well just let her develop something, *inaudible*. *Few speaking*...Barone: They were supposed to get 15 hours a week. That's what it was originally....Lukasewicz: Well...Marushock: It's been tough with the scheduling...Lukasewicz: ..for longer hours and then have her develop something ....

All in favor

Motion carried

24. Motion by Lukasewicz

Seconded by Barnick

To waive the fee for the softball clinic for Throop residents but keep the \$15.00 fee for the non-residents.

Lukasewicz: This is just to benefit our programs, give the children an opportunity to have an extra coach there and maybe they could learn something valuable from one of them. A lot of kids just don't have the extra money. Barnick: And on the question; Just to request here to add, set up some other programs for *inaudible* like the batting and the rest of that stuff. *Few speaking*...Marushock: Set up some other programs? Barnick: Yes.

All in favor

Motion carried

25. Motion by Barone

Seconded by Barnick

To have the 48 acres of land appraised not to exceed the cost of \$500.00.

Marushock: Yeah, why is, why are you asking to have an appraisal...*inaudible*. Barone: What? Menichetti: What is your reason asking to have more property...Barone: I have to have a reason...Menichetti:... at a cost of \$500.00 to the borough. Barone: Well, I'll tell you a good reason. Because it's part.... Menichetti: We're not going to sell it. Why do we need a.... Barone: Huh? Menichetti: We're not going to sell it. Barone: You asked me a question. Could I tell you? Menichetti: Yeah, that's why I'm asking. I'd like to know. Barone: I'm gonna tell you. Because been trying to get that land, the restrictions of the state lifted on that land. And we've gone after the state. Louie's been doing a terrific job, asking that guy constantly so the guy said, "Best thing to do is have that land appraised, then we'll go from there." Menichetti: Do you want to reiterate? I don't understand what you were saying. Barone: Me and Louie Cimini...Menichetti: You and Louis Cimini...Barone: Louie's been doing all the work, is after the state to lift the restrictions on that land. In other words...Menichetti: Well when did this come up? I didn't know about it. Marushock: I was not aware of that either. Barnick: Over a year ago. Barone: Huh? Barnick: Over a year ago. Barone: It's over a year ago. Barnick: 2 years, isn't it? Barone: The guy told Louie if we get the restrictions lifted then maybe we could buy these *inaudible*, the land would be ours and we could do what we want with it. You don't want to put no, you don't want to put no recreation up there. Maybe get a factory in; create some jobs or something. We could built the land with what we want. Barnick: Good idea, Joe. Barone: But the guy said, "Get it appraised first". Menichetti: 48 acres. Lukasewicz: It wouldn't hurt to know the value. You know Daryl, if it's worth a lot of money well then maybe we outta look at it a little bit deeper and see the future for the borough somehow. Marushock: Who made that motion? Morrell: Joe and Jim.

All in favor

Motion carried

26. Motion by Lukasewicz

Seconded by Shortz

To advertise for quotes for the Uniformed Construction Code administrator.

Morrell: Any when you say solicit do you mean advertise for or call people? Marushock: I would say to advertise. Morrell: Advertise, O.K. Marushock: Because there may be some individuals at the, Mrs....*inaudible*. Morrell: O.K.

All in favor

Motion carried

27. Motion by Barnick

Seconded by Lukasewicz

To authorize Elaine Morrell to attend "Managing Your Municipal Records- The Records Workshop" and also "Writing Your Grants and Getting Them Funded".

All in favor

Motion carried

28. Motion by Barnick

Seconded by Lukasewicz

To authorize Keith Jones to attend the updating training on the D.A.R.E. officer training program.

All in favor

Motion carried

29. Motion by Lukasewicz

Seconded by Barone

To accept the Work Med proposal and the list of positions (the borough doctors) and to designate C.M.C. as the hospital to attend except in the case of an extreme emergency, any hospital can be used.

Marushock: Do you want to make that as, to accept Work Med's proposal to ...Morrell: Work Med's proposal. Lukasewicz: I believe it's supposed to be worded and it's supposed to be the borough ...I don't know, wasn't there something we had to do? Morrell: The borough will contact the list of doctors. Lukasewicz: What was it? Morrell: The borough will contact the list of doctors to see if they'll participate. Lukasewicz: I thought there was some specific wording. Well whatever has to be done properly. Marushock: And that was in there that you could go up C.M.C., but any hospital could be used in an emergency. Correct. Morrell: O.K.

All in favor

Motion carried

30. Motion by Barone

Seconded by Lukasewicz

To direct the street commissioner to correct the problem immediately with the air compressor as per the Northeast Operations Hartford Steam Boiler inspection insurance company.

All in favor

Motion carried

31. Motion by Lukasewicz

Seconded by Barone

To adopt Throop Borough Resolution #7 changing the President of Councils name on the Pennsylvania D.E.P. South Valley Avenue Sewer Project Grant.

All in favor

Motion carried

32. Motion by Barnick

Seconded by Lukasewicz

To pay Dave Garvey, our sewerage enforcement officer, the annual retainage in the amount of

\$550.00.

Barnick: What is it, \$550.00. Morrell: \$550.00.

All in favor

Motion carried

33. Motion by Barone

Seconded by Lukasewicz

To accept the resignation from David Devereaux as a Civic Center employee effective March 21, 2004. Include a letter of recommendation in regard to his employment.

Lukasewicz: Also, to include a letter of recommendation in this job. Barone: O.K. Mr. Barone, You're in agreement with that? Barone: Yes. You seconded that now? Lukasewicz: Yes. Barone: Good worker. I hate to see him go.

All in favor

Motion carried

34. Motion by Barone

Seconded by Lukasewicz

To appoint Ann Marie Wildman as a monitor for the Civic Center.

Marushock: On the question. Barnick: Yeah, just on the question; I'm, I'm not against either one of these people but I'd like to see the numbers reduced before I go puttin' more people on. Barone: She's only replacing that girl..Barnick: I understand that Joe but *inaudible* ...that do 0 hours, and you got 5 hours, 2 hours ...Marushock: That's going to be addressed. A motion was on the floor...

6 in favor - Barone, Shortz, Lukasewicz, Blanchard, Menichetti, Marushock  
1 against - Barnick

Motion carried

Unidentified: What happened to that other girl? Marushock: Yeah, do you have one for Susan Gallo? Morrell: I heard Joe earlier say to put the other one on for Ann Marie Wildman. Do you want the next one on? Marushock: Yes.

34. Motion by Shortz

Seconded by Menichetti

To appoint Susan Gallo as a monitor for the Civic Center.

Marushock: On that question. Barnick: On the question; Just the same thing. I got nothin' against the person but the other numbers have to be reduced, the other monitors *inaudible*. More people should be put on. Lukasewicz: And on the question; You just let 1 go so I could justify bringing 1 back. I can't justify hiring 2 right now, O.K. Shortz: 3, 3 more dropped off that last ...Barnick: Who was hired last, last meeting? Lukasewicz: We hired 1 the last meeting. Shortz: But 3

dropped off originally....Barnick:...But still *inaudible* 0 over there. I mean...*Few speaking, inaudible.*

5 in favor - Barone, Shortz, Blanchard, Menichetti, Marushock  
2 against - Lukasewicz, Barnick Motion carried

35. Motion by Barone Seconded by Lukasewicz

To allocate \$100.00 to Gail Ercoli for the basketball referees.

Barone: \$100.00? Morrell: \$100.00.

All in favor Motion carried

36. Motion by Barnick Seconded by Lukasewicz

To authorize purchase of a bumper pool table at a cost of \$560.00 from Davitt Billiard's.

Marushock: On the question. Barone: Yeah, on the question; That other bumper table, it's a good little table, it's a good little game but I think, I don't know.....

\*\* Tape ends. \*\*

\*\*\*\*\*

Vote for motion #36 as well as additional motions listed from here on (#'s 37 through 40) we're supplied to Cathy Egan by Elaine Morrell via phone on 8/16/04.

37. Motion by Barnick Seconded by Lukasewicz

To authorize the Annual Easter Egg Hunt at a cost of \$1,500.00 - for Throop residents only.

All in favor Motion carried

38. Motion by Lukasewicz Seconded by Barnick

To adopt resolution #8 to change the bank signatures pending bond approval.

All in favor Motion carried

39. Motion by Barnick Seconded by Lukasewicz

To defer public comment period to the next meeting.

**Marushock: On the question. Barnick: On the question; It's late....**

**All in favor**

**Motion carried**

**40. Motion by Lukasewick**

**Seconded by Barnick**

**To adjourn the meeting.**

**All in favor**

**Motion carried**

**Minutes by Cathy Egan.**