

1 THROOP COUNCIL
2 THROOP, PENNSYLVANIA

3
4 IN RE: REGULAR MONTHLY MEETING

5
6
7 MARCH 31, 2005

8 7:30 P.M.

9 THROOP MUNICIPAL BUILDING

10 436 SANDERSON STREET

11 THROOP, PENNSYLVANIA

12
13 COUNCIL MEMBERS:

14
15 DARYL MENICHETTI, PRESIDENT

16 CINDY JOHNSON, VICE PRESIDENT

17 JOSEPH BARONE

18 JAMES BARNICK

19 THOMAS LUKASEWICZ

20 GEORGE MARUSHOCK

21 SUSAN SHORTZ

22 MAYOR STANLEY LUKOWSKI

23 JOHN BRAZIL, ESQUIRE, SOLICITOR

24
25 Mark Wozniak
Official Court Reporter

1 MS. MENICHETTI: There was an
2 executive session held this evening at 6 p.m.,
3 prior to the work session, to discuss matters
4 of litigation regarding Midvalley School
5 District and the snow lawsuit and also on
6 personnel matters.

7 May I have roll call, Mr. Novack?

8 MR. NOVACK: Mrs. Shortz?

9 MRS. SHORTZ: Present.

10 MR. NOVACK: Mr. Marushock?

11 MR. MARUSHOCK: Present.

12 MR. NOVACK: Mr. Lukasewicz?

13 MR. LUKASEWICZ: Present.

14 MR. NOVACK: Mr. Barnick?

15 MR. BARNICK: Here.

16 MR. NOVACK: Mr. Barone?

17 MR. BARONE: Here.

18 MR. NOVACK: Ms. Johnson?

19 MS. JOHNSON: Present.

20 MR. NOVACK: Ms. Menichetti?

21 MS. MENICHETTI: Present.

22 MR. NOVACK: Mayor Lukowski?

23 MAYOR LUKOWSKI: Here.

24 MR. NOVACK: Attorney Brazil?

25 MR. BRAZIL: Here.

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1 MR. NOVACK: Ms. Hartshorn?

2 MS. HARTSHORN: Here.

3 MS. MENICHETTI: We're going to take
4 questions from the floor regarding agenda
5 items only. I think I'll start in the back
6 doorway. Anyone in the back doorway have any
7 questions? No one.

8 Let's go to the row in the back
9 behind the -- in front of the closet doors.
10 Does anyone have anything on the agenda only?

11 All right, we'll go in the corner,
12 there, where Mrs. Snell is sitting. Anyone
13 have anything? Mr. Rocco?

14 MR. ROCCO: Dominic Rocco, 110
15 Sanderson street. On that, I think it was
16 motion 21, about putting the street lights at
17 Bellman Street playground, it was brought up
18 last year and a motion was passed, and I'm
19 almost sure it was to put the lights there
20 because we have a drinking problem down
21 there. They're having drinking parties.

22 So I think it would be a good idea
23 to put them in, especially up in the back,
24 there, by the basketball court. I understand
25 that's where they're having them. To light up

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1 that whole thing would be a help.

2 MS. MENICHETTI: We are going to
3 research it and we are going to do a study on
4 it.

5 MR. ROCCO: It's not so much the
6 kids playing because they're home that late.

7 MS. MENICHETTI: I see what you
8 mean, just to light it up. Anyone else?

9 All right, we'll begin our agenda.
10 First we're going to do the opening of the
11 bids for the Dudley Street sanitary sewer and
12 lateral extension project. Bear with me.
13 I've never read these before.

14 The first one is Scranton
15 Craftsman. It was received 11:30 a.m.
16 There's no date on it, though. We have a
17 price here from Scranton Craftsman, \$17,355.
18 There's also a bid bond unattached.

19 The second one is from Pioneer
20 Construction Company, received 3/30/05 at 4:10
21 p.m. The price on this is \$14,668.

22 MAYOR LUKOWSKI: Where are they
23 based, Pioneer? Is there an address?

24 MS. MENICHETTI: Sturgis. And
25 there's a bid bond for ten percent attached.

The third and last is from Linde Enterprises, Wilkes-Barre, received on 3/31/05 at 9:50 a.m. This one is \$24,956.

MR. LUKASEWICZ: Did we get a cost estimate from our engineer, like they usually give us?

MS. MENICHETTI: No, no. I didn't receive any. And there's a ten percent bid bond.

MR. LUKASEWICZ: Can I change the motion? I make a motion to accept the bids and have our engineer, the street commissioner and the attorney review the bids and make a recommendation to council. It just seems like it's a little high, even the lowest one.

MR. MARUSHOCK: It's the stone.

MS. MENICHETTI: I knew it wasn't going to be easy.

MR. LUKASEWICZ: I knew it wasn't going to be easy, but I didn't think it would be that much. I would have expected a better estimate.

MR. BRAZIL: I thought at one of the staff meetings she thought it would be around 16 or something.

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MR. LUKASEWICZ: Did she?

MS. JOHNSON: Around 14.

MR. BRAZIL: I thought she did.

MR. LUKASEWICZ: I'll leave it like it is.

MR. BRAZIL: Because I know she clearly thought it was going to go over the ten, and that's why we did this. Originally she thought no, but then with this rock and that she said it's definitely going to go over.

MR. LUKASEWICZ: With the unexpected rock we really didn't know. That's fine. Let's leave it like it is but still with a recommendation.

MS. MENICHETTI: Mr. Novack, do you want to read the motion.

MR. NOVACK: The motion is to accept the lowest bidder for the Dudley Street sanitary sewer and lateral extension project based on the -- after the review of the engineer, street commissioner and solicitor.

MR. LUKASEWICZ: I'll make the motion.

MR. MARUSHOCK: That would be

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awarded?

MR. LUKASEWICZ: Yes. But John says 16.

MR. BRAZIL: And let me just say with that, letting the engineer review it, or if it engineer reviews it and thinks it's out of line, that could be part of her recommendation anyway.

MR. LUKASEWICZ: That would be fine.

MR. MARUSHOCK: I'll second the motion.

MS. MENICHETTI: The motion has been made by Mr. Lukasewicz, seconded by Mr. Marushock. On the question? Roll call, please, Mr. Novack.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

MR. NOVACK: Mr. Barone?

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MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For.

MR. NOVACK: Motion carries.

MS. MENICHETTI: Motion number two.

MR. MARUSHOCK: I'd like to have a motion to accept the zoning report and landfill inspector's reports.

MS. JOHNSON: I'll second it.

MS. MENICHETTI: Motion by Mr. Marushock, seconded by Ms. Johnson to accept the zoning report and landfill inspector's reports. On the question? Roll call, please, Mr. Novack.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

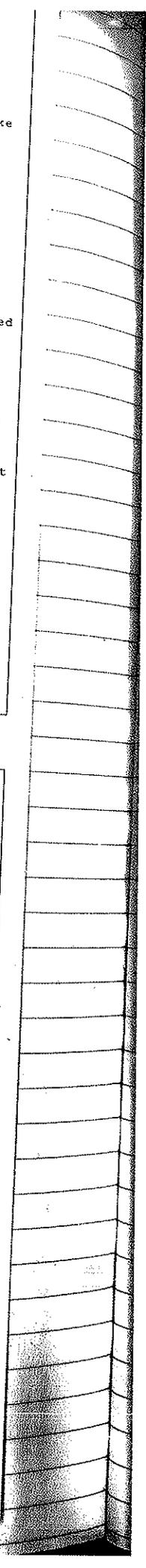
MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Barnick?



1 MR. BARNICK: For.
 2 MR. NOVACK: Mr. Barone?
 3 MR. BARONE: For.
 4 MR. NOVACK: Ms. Menichetti?
 5 MS. MENICHETTI: For.
 6 MR. NOVACK: Seven yes.
 7 MS. MENICHETTI: Motion carried.
 8 Motion number three. Do you want me to read
 9 them? Mr. Pietruszkiewicz, would you please
 10 read the treasurer's reports.
 11 MR. PIETRUSZKIEWICZ: Unpaid bills,
 12 March 2005, items for payment, \$73,249.89.
 13 Paid bills, March 2005, \$71,863.25. And the
 14 revenue report from March of 2005,
 15 \$94,513.33. Keystone Landfill credit stands
 16 at \$3,799.90.
 17 MR. BARONE: I'll make it.
 18 MS. MENICHETTI: The motion to
 19 accept the treasurer's report as read or
 20 posted and to pay the monthly bills, Mr.
 21 Barone?
 22 MR. BARONE: Yes.
 23 MS. JOHNSON: I'll second it.
 24 MS. MENICHETTI: Motion by Mr.
 25 Barone, seconded by Ms. Johnson. On the

1 question? Roll call, please, Mr. Novack.
 2 MR. NOVACK: Mr. Barone?
 3 MR. BARONE: For.
 4 MR. NOVACK: Ms. Johnson?
 5 MS. JOHNSON: For.
 6 MR. NOVACK: Mrs. Shortz?
 7 MRS. SHORTZ: For.
 8 MR. NOVACK: Mr. Lukasewicz?
 9 MR. LUKASEWICZ: For.
 10 MR. NOVACK: Mr. Barnick?
 11 MR. BARNICK: For.
 12 MR. NOVACK: Ms. Menichetti?
 13 MS. MENICHETTI: For.
 14 MR. NOVACK: Motion carries.
 15 MS. MENICHETTI: Motion number four,
 16 to pay all the monthly employees of Throop
 17 Borough. Motion, please?
 18 MS. JOHNSON: I'll make the motion.
 19 MR. MARUSHOCK: Second.
 20 MS. MENICHETTI: Motion by
 21 Ms. Johnson, seconded by Mr. Marushock. On
 22 the question? Mr. Pietruszkiewicz asked to be
 23 excused. Thank you. Have a good night.
 24 Roll call, please.
 25 MR. NOVACK: Ms. Johnson?

1 MS. JOHNSON: For.
 2 MR. NOVACK: Mr. Marushock?
 3 MR. MARUSHOCK: For.
 4 MR. NOVACK: Mrs. Shortz?
 5 MRS. SHORTZ: For.
 6 MR. NOVACK: Mr. Lukasewicz?
 7 MR. LUKASEWICZ: For.
 8 MR. NOVACK: Mr. Barnick?
 9 MR. BARNICK: For.
 10 MR. NOVACK: Mr. Barone?
 11 MR. BARONE: For.
 12 MR. NOVACK: Ms. Menichetti?
 13 MS. MENICHETTI: For.
 14 MR. NOVACK: Seven yes.
 15 MS. MENICHETTI: Motion carried.
 16 Motion number five, to accept the
 17 correspondence as read or posted. May I have
 18 a motion, please?
 19 MR. MARUSHOCK: I'll make the
 20 motion.
 21 MS. MENICHETTI: Second?
 22 MS. JOHNSON: I'll second it.
 23 MS. MENICHETTI: Motion by Mr.
 24 Marushock, seconded by Ms. Johnson. On the
 25 question, please? Roll call.

1 MR. NOVACK: Mr. Marushock?
 2 MR. MARUSHOCK: For.
 3 MR. NOVACK: Ms. Johnson?
 4 MS. JOHNSON: For.
 5 MR. NOVACK: Mrs. Shortz?
 6 MRS. SHORTZ: For.
 7 MR. NOVACK: Mr. Lukasewicz?
 8 MR. LUKASEWICZ: For.
 9 MR. NOVACK: Mr. Barnick?
 10 MR. BARNICK: For.
 11 MR. NOVACK: Mr. Barone?
 12 MR. BARONE: For.
 13 MR. NOVACK: Ms. Menichetti?
 14 MS. MENICHETTI: For.
 15 MR. NOVACK: Seven yes.
 16 MS. MENICHETTI: Motion carried.
 17 Motion number six, to accept the minutes from
 18 the conditional use hearing on 2/24/05.
 19 Motion, please?
 20 MR. MARUSHOCK: I'll make the
 21 motion.
 22 MR. LUKASEWICZ: I'll second it.
 23 MS. MENICHETTI: Motion by Mr.
 24 Marushock, seconded by Mr. Lukasewicz. On the
 25 question? Roll call, please, Mr. Novack.

MR. NOVACK: Mr. Marushock?
 MR. MARUSHOCK: For.
 MR. NOVACK: Mr. Lukasewicz?
 MR. LUKASEWICZ: For.
 MR. NOVACK: Mrs. Shortz?
 MRS. SHORTZ: For.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: For.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For.
 MR. NOVACK: Seven yes.
 MS. MENICHETTI: Motion carried.

Motion number seven, to authorize payment to Cathy Egan in the amount of \$100.29 for transcription services from 2/24/05 conditional use hearing. Motion, please?

MS. JOHNSON: I'll make the motion.
 MS. MENICHETTI: Second?
 MR. LUKASEWICZ: I'll second it.
 MS. MENICHETTI: Motion by Ms. Johnson, seconded by Mr. Lukasewicz. On the

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question? Roll call.
 MR. BARONE: She's finished with us now? This pays her completely?
 MS. MENICHETTI: No, we still have the last meeting we didn't get yet, and I don't know if there are any other ones. I think there might be one long meeting in May or something, April.
 Roll call, please, Mr. Novack.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Mr. Lukasewicz?
 MR. LUKASEWICZ: For.
 MR. NOVACK: Ms. Shortz?
 MRS. SHORTZ: For.
 MR. NOVACK: Mr. Marushock?
 MR. MARUSHOCK: For.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: For.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For.
 MR. NOVACK: Seven yes.
 MS. MENICHETTI: Motion carried.

Motion number eight, to accept the resignation of Aloysius Pietruszkiewicz as treasurer.

MR. BARONE: I'll make it.
 MR. MARUSHOCK: I'll second that.
 MS. MENICHETTI: I don't think we got an official resignation but he did tell me that he was resigning.
 MS. JOHNSON: It's in our packet.
 MS. MENICHETTI: Motion by Mr. Barone, seconded by Mr. Marushock. On the question?

MR. BARNICK: On the question, is there going to be another audit?

MS. MENICHETTI: If we have to, we will. Mr. Pietruszkiewicz said that he's traveling a lot now that he's retired, and he's going to be a grandfather twice this summer and he want to spend more time with his children and grandchildren and he feels that it wouldn't be fair to the borough. He's going to be away a great deal of the time and this is why he's doing this. And I'd like to thank him, and I'm sorry he left as early as he did. He had another meeting. He did a very nice job and a very conscientious job,

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and I appreciate that he took over when he did.
 Roll call, please, Mr. Novack.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Mr. Marushock?
 MR. MARUSHOCK: For.
 MR. NOVACK: Mrs. Shortz?
 MRS. SHORTZ: For.
 MR. NOVACK: Mr. Lukasewicz?
 MR. LUKASEWICZ: For.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For.
 MR. NOVACK: Seven yes.
 MS. MENICHETTI: Motion carried.
 Motion number nine. May I have a motion?
 MR. MARUSHOCK: I'd like to make a motion to appoint Robert Hegedus as our borough treasurer.
 MS. JOHNSON: I'd like to second it.

1 MS. MENICHETTI: Motion by Mr.
2 Marushock, seconded by Ms. Johnson to appoint
3 Robert Hegedus as borough treasurer at a
4 salary of \$8,000 per year.
5 MR. MARUSHOCK: This is on approval
6 of the bond agency.
7 MS. MENICHETTI: On the question,
8 please? Roll call, please, Mr. Novack.
9 MR. NOVACK: Mr. Marushock?
10 MR. MARUSHOCK: For.
11 MR. NOVACK: Ms. Johnson?
12 MS. JOHNSON: For.
13 MR. NOVACK: Mrs. Shortz?
14 MRS. SHORTZ: For.
15 MR. NOVACK: Mr. Lukasewicz?
16 MR. LUKASEWICZ: Against.
17 MR. NOVACK: Mr. Barnick?
18 MR. BARNICK: Against.
19 MR. NOVACK: Mr. Barone?
20 MR. BARONE: Against.
21 MR. NOVACK: Ms. Menichetti?
22 MS. MENICHETTI: For.
23 MR. NOVACK: Motion carries, four to
24 three.
25 MS. MENICHETTI: Motion number ten,

1 to advertise for part-time DPW summer help and
2 hire three workers at the same rate as last
3 year.
4 MR. MARUSHOCK: I'll make the
5 motion.
6 MS. JOHNSON: I'll second it.
7 MS. MENICHETTI: Motion by Mr.
8 Marushock, seconded by Ms. Johnson. On the
9 question?
10 MR. BARONE: Are you going to
11 advertise for it or are you just trying to get
12 some of the guys you had last year?
13 MS. MENICHETTI: We're advertising.
14 Roll call, please, Mr. Novack.
15 MR. NOVACK: Mr. Marushock?
16 MR. MARUSHOCK: For.
17 MR. NOVACK: Ms. Johnson?
18 MS. JOHNSON: For.
19 MR. NOVACK: Mrs. Shortz?
20 MRS. SHORTZ: For.
21 MR. NOVACK: Mr. Lukasewicz?
22 MR. LUKASEWICZ: For.
23 MR. NOVACK: Mr. Barnick?
24 MR. BARNICK: For.
25 MR. NOVACK: Mr. Barone?

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1 MR. BARONE: For.
2 MR. NOVACK: Ms. Menichetti?
3 MS. MENICHETTI: For.
4 MR. NOVACK: Seven yes.
5 MS. MENICHETTI: Motion carried.
6 Motion number 11, to adopt Resolution number 9
7 of 2005 pertaining to the elimination of the
8 Community Development Block Grant Program.
9 MR. MARUSHOCK: I move to make that
10 motion.
11 MRS. SHORTZ: I'll second it.
12 MS. MENICHETTI: Motion by Mr.
13 Marushock, seconded by Mrs. Shortz. On the
14 question? Roll call, please, Mr. Novack.
15 MR. NOVACK: Mr. Marushock?
16 MR. MARUSHOCK: For.
17 MR. NOVACK: Mrs. Shortz?
18 MRS. SHORTZ: For.
19 MR. NOVACK: Mr. Lukasewicz?
20 MR. LUKASEWICZ: For.
21 MR. NOVACK: Mr. Barnick?
22 MR. BARNICK: For.
23 MR. NOVACK: Mr. Barone?
24 MR. BARONE: For.
25 MR. NOVACK: Ms. Johnson?

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1 MS. JOHNSON: For.
2 MR. NOVACK: Ms. Menichetti?
3 MS. MENICHETTI: For.
4 MR. NOVACK: Seven yes.
5 MS. MENICHETTI: Motion carried.
6 MAYOR LUKOWSKI: Madam Chair, would
7 you explain why this is happening to the
8 audience? I don't think they're aware of it.
9 MR. MENICHETTI: Well, at the last
10 meeting when -- I think it was discussed at
11 the last meeting, but they are -- because of
12 the budget they are eliminating the CDBG
13 grants, the monies that they allow that we use
14 to do our sewer work and so on and so forth.
15 So this is -- we're adopting a resolution
16 objecting to the cuts that they're making and
17 eliminating. Did I explain it well enough?
18 MAYOR LUKOWSKI: Yes, that's good.
19 MS. MENICHETTI: Anyone else on the
20 question?
21 On motion number 12, to adopt
22 ordinance number nine of 2005, an ordinance
23 imposing a penalty for negligent, inadvertent,
24 intentional or unintentional activation of
25 fire, burglar, medical or any emergency alarm

system, providing for a graduated penalty. The intent of this ordinance is to provide and ensure proper and consistent maintenance of each system within the confines of Throop Borough as to not burden the responsible false alarm activations.

MR. MARUSHOCK: I move to make that motion.

MS. MENICHETTI: Second, please?

MS. JOHNSON: I'll second it.

MS. MENICHETTI: Motion by Mr. Marushock, seconded by Ms. Johnson. On the question?

MR. BARNICK: Who is going to enforce this? Is it going to be the fire marshals or -- to ensure that this is going to be done?

MR. MARUSHOCK: I'm sure they will have some input on it.

MR. BARNICK: Is there a list in the ordinance of who is enforcing this? The zoning officer or --

MR. BRAZIL: Well, there's no -- I mean, ultimately it's going to come down to the borough to enforce.

MR. BARNICK: Is there a specific individual that's going --

MR. BRAZIL: No, there's not one specific individual.

MR. BARNICK: Each one is identical to the other --

MS. MENICHETTI: It was my understanding that the fire companies were going to keep a record of it and then, of course, we would have to enforce it.

MR. BRAZIL: Right, that's what I thought it was. They respond so they keep a record and then notify the record and then council authorizes action. I mean, I'll file a citation with the magistrate on it.

MR. BARNICK: But would it be like the fire marshal is going to go out with Robbie so he knows what he's looking at?

MR. BRAZIL: I mean, I think --

MR. LUKASEWICZ: You would have to have the zoning officer there to have someone go on the properties. You can't go on a property without the zoning officer.

MR. BRAZIL: I mean, the way this works is a false alarm goes off, they respond

to it and there's nothing there, they're just going to keep a record of it.

MS. MENICHETTI: This is my understanding of how it works, and correct me if I'm wrong. When there is a false alarm the firemen respond and the police. Okay? It's a false alarm. They have the authority to go on that property. They determined it was a false alarm. They keep a record of it. They notify the borough we responded to three false alarms in one week at this -- wherever it is. Then we -- you know, we take whatever action we take.

MS. JOHNSON: Why would it be --

MR. BARNICK: So if it's going to be Robbie --

MS. MENICHETTI: I don't even understand why Robbie would have to be involved at all.

MS. JOHNSON: To a false alarm.

MR. BARNICK: Well, who's going to send out the notice that they're in violation and stuff like that?

MS. JOHNSON: Mr. Novack?

MS. MENICHETTI: Our secretary can

send out the notices that they're in violation.

MR. BRAZIL: There's a fine there. Send them out a letter. You have three false alarms --

MS. MENICHETTI: What are you telling me, the fire companies do it?

MR. BOCAN: There's three representatives from each fire department and we're going to send out the notices.

MS. MENICHETTI: Well, where's the money going to go?

MR. BOCAN: It's going to be split between the companies and the police departments that respond to those --

MS. MENICHETTI: Is that the way the ordinance reads? I'm not even sure.

MR. BARONE: What happens if three hose companies respond?

MR. BOCAN: We split it.

MR. BARONE: You send out one thing?

MR. BOCAN: No, send only one thing.

MS. MENICHETTI: So what you're saying is we won't be involved in the

1 collection?

2 MR. BOCAN: You'll have to enforce
3 it if they don't pay.

4 MAYOR LUKOWSKI: From what I
5 understand, there's one plant in the Keystone
6 that had most of these false alarms. Is that
7 still continuing?

8 MR. BOCAN: It's getting better.

9 MAYOR LUKOWSKI: Has that been
10 corrected?

11 MR. BOCAN: A little bit. It's been
12 getting better.

13 MR. MARUSHOCK: Can we have that
14 specified in the ordinance as to who is
15 responsible and accountable for the summons to
16 be issued and all the funds are split up?

17 MR. BRAZIL: I believe the ordinance
18 already deals with that. I think when I sent
19 it up I sent the letter saying this is one of
20 the issues, here's how it's set up. Do you
21 want to alter that in any way. I don't have
22 the ordinance in front of me but I believe
23 that it was divided up with the fire
24 companies. Right? That's -- when I
25 originally sent up this to council that was

1 one of the issues I pointed out. It's how you
2 want to handle this or not.

3 MS. MENICHETTI: How would we keep a
4 record of how many alarms you are responding
5 to and how much money you are collecting?

6 MR. BOCAN: We would give you
7 monthly reports. We would supply the borough
8 with monthly reports.

9 MS. MENICHETTI: Is it legal for us
10 to do that, to collect money that way?

11 MR. BRAZIL: You're authorizing --

12 MS. MENICHETTI: We're authorizing
13 the fire companies to do that. This is what
14 we're doing, we're authorizing you to collect.

15 MR. BRAZIL: And the idea is they're
16 the ones that are taking the time and trouble
17 to go out to events that they don't have to,
18 so they should be the ones that get reimbursed
19 for the time and the effort of it. Okay? And
20 that's the way the ordinance was set up.

21 MAYOR LUKOWSKI: Long time coming.

22 MS. MARUSHOCK: Can you specify any
23 ordinance just to confirm that?

24 MR. BARONE: If there's a fine,
25 what's the fine? How much?

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1 MR. BOCAN: There's different --

2 MS. MENICHETTI: It would be
3 graduated so much for each call.

4 MR. BOCAN: The first one I think is
5 300, then it goes on. The more they go, the
6 higher --

7 MR. BRAZIL: You get, first, three a
8 year. Then it's three to six, I think it's
9 300 or 500. Then six to nine -- I mean, the
10 whole idea of it is those businesses that
11 don't maintain it, because that's what you get
12 when they're not maintained properly. And
13 hopefully you're not getting ten a year from
14 any one business but you may be.

15 MS. MENICHETTI: Anyone else on the
16 question? Roll call, please, Mr. Novack.

17 MR. NOVACK: Mr. Barone?

18 MR. BARONE: For.

19 MR. NOVACK: Ms. Johnson?

20 MS. JOHNSON: For.

21 MR. NOVACK: Mrs. Shortz?

22 MRS. SHORTZ: For.

23 MR. NOVACK: Mr. Marushock?

24 MR. MARUSHOCK: For.

25 MR. NOVACK: Mr. Lukasewicz?

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1 MR. LUKASEWICZ: For.

2 MR. NOVACK: Mr. Barnick?

3 MR. BARNICK: For.

4 MR. NOVACK: Ms. Menichetti?

5 MS. MENICHETTI: For.

6 MR. NOVACK: Seven yes.

7 MS. MENICHETTI: Motion carried.

8 Motion number 13, to adopt ordinance November
9 10, 2005, which is an ordinance requiring
10 certain structures -- and it was listed in the
11 ordinance -- to have key lock boxes installed
12 on the exterior of structures for fire
13 safety. Motion, please?

14 MRS. SHORTZ: I'll make that motion.

15 MR. MARUSHOCK: I'll second.

16 MS. MENICHETTI: The motion by Mrs.
17 Shortz, seconded by Mr. Marushock. On the
18 question?

19 MR. BARNICK: To get back to that
20 again, are you guys going to be in charge of
21 ensuring that the boxes are in place and
22 they're all identical or whatever you want to
23 say?

24 MR. BARNICK: Everybody knows what's
25 going on with them?

first of all, provide for, first of all, any new buildings or structures. And this just applies to commercial. It doesn't apply to residential or things like that. And there also is a provision within six months, existing commercial facilities have to install these black boxes. And I'm assuming -- I mean, we can go out -- the borough, Robbie or whoever, can go out and look, but I'm assuming the information we'll get from the hose companies, you know, this business doesn't, because they're out there all the time and they would know. But we certainly could have our own inspection.

MS. MENICHETTI: Anyone else on the question? Roll call, please, Mr. Novack.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

31

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For.

MR. NOVACK: Seven yes.

MS. MENICHETTI: Motion carried.

Motion number 15, to authorize payment of change order number one to Scranton Craftsman Excavating, Incorporated, in the amount of \$5,512.50 for emergency sewer repair at 318 George Street.

MR. LUKASEWICZ: I believe you have a change order on that. That's just a payment that's supposed to be made. That was an initial payment.

MR. MARUSHOCK: The change order was above that.

MS. JOHNSON: I'll make the motion.

MR. MARUSHOCK: I'll second that.

MS. MENICHETTI: Motion by Ms. Johnson, seconded by Mr. Marushock. On

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MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For.

MR. NOVACK: Seven yes.

MS. MENICHETTI: Motion carried.

Motion number 14, to approve change order number one for the 318 George Street emergency sewer lateral repair in the amount of \$1,325. This will bring to date a total cost of \$7,125 for this project.

MS. JOHNSON: I'll make the motion.

MS. MENICHETTI: Second, please?

MR. BARONE: I'll make it.

MS. MENICHETTI: Motion by Ms. Johnson, seconded by Mr. Barone. On the question? Roll call, please?

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Mrs. Shortz?

MS. SHORTZ: For.

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the question? This is just to authorize the original payment of the repair work that was done and the change order was the previous motion.

MS. JOHNSON: Right.

MS. MENICHETTI: Anyone on the question? Roll call, please, Mr. Novack.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Motion carried. Motion number 16, to ratify the acceptance of the loan repayment plan by Keystone Sanitary Landfill, Incorporated regarding the borough's proposed 2005

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1 repayment plan on the no interest loan total
2 2005 payment of \$700,000. The payment
3 schedule is as follows. On or before April
4 20, 2005, we will pay the landfill \$234,000.
5 On or before July 20, 2005, we will pay the
6 landfill \$233,000. On or before October 20,
7 2005, we will pay the landfill \$233,000. This
8 will satisfy our loan.
9 MS. JOHNSON: I'll make the motion.
10 MS. MENICHETTI: I have a motion on
11 the floor. May I have a second?
12 MR. MARUSHOCK: I'll second that.
13 MS. MENICHETTI: I have a motion by
14 Ms. Johnson, seconded by Mr. Marushock. On
15 the question?
16 MR. MARUSHOCK: On the question, can
17 we please also send a letter of thanks for
18 their cooperation with this repayment?
19 MS. MENICHETTI: Absolutely.
20 MRS. SHORTZ: On the question, do
21 you know when is the first payment due on the
22 other outstanding but not this one?
23 MS. MENICHETTI: I know it's in
24 August sometime. Do you know the date on that
25 other loan payment?

1 MR. NOVACK: I'd have to check.
2 MS. MENICHETTI: We'll get that for
3 you.
4 MRS. SHORTZ: So it would be
5 somewhere between the second and third
6 payment.
7 MS. MENICHETTI: Uh-huh. Roll call,
8 please, Mr. Novack.
9 MR. NOVACK: Ms. Johnson?
10 MS. JOHNSON: For.
11 MR. NOVACK: Mr. Marushock?
12 MR. MARUSHOCK: For.
13 MR. NOVACK: Mrs. Shortz?
14 MRS. SHORTZ: For.
15 MR. NOVACK: Mr. Lukasewicz?
16 MR. LUKASEWICZ: For.
17 MR. NOVACK: Mr. Barnick?
18 MR. BARNICK: For.
19 MR. NOVACK: Mr. Barone?
20 MR. BARONE: For.
21 MR. NOVACK: Ms. Menichetti?
22 MS. MENICHETTI: For.
23 MR. NOVACK: Seven yes.
24 MS. MENICHETTI: Motion carried.
25 Motion number 18, to name George Marushock as

35
1 the contact person for the police -- number
2 17. I'm sorry. To authorize council
3 president to sign a letter of intent for the
4 Throop Borough to participate in the police
5 regional revision study.
6 MR. MARUSHOCK: I'll make that
7 motion.
8 MRS. SHORTZ: I'll second it.
9 MS. MENICHETTI: I want to clarify
10 this is only a study. This is not committing
11 ourselves in any way to anything.
12 MS. JOHNSON: It doesn't cost the
13 borough anything.
14 MS. MENICHETTI: Motion by Mr.
15 Marushock, seconded by Mrs. Shortz. On the
16 question? Roll call, please?
17 MR. NOVACK: Mr. Marushock?
18 MR. MARUSHOCK: For.
19 MR. NOVACK: Mrs. Shortz?
20 MS. SHORTZ: For.
21 MR. NOVACK: Mr. Lukasewicz?
22 MR. LUKASEWICZ: Against.
23 MR. NOVACK: Mr. Barnick?
24 MR. BARNICK: Against.
25 MR. NOVACK: Mr. Barone?

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1 MR. BARONE: Against.
2 MR. NOVACK: Ms. Johnson?
3 MS. JOHNSON: For.
4 MR. NOVACK: Ms. Menichetti?
5 MS. MENICHETTI: For.
6 MR. NOVACK: Motion carries, four to
7 three.
8 MS. MENICHETTI: Motion carried.
9 Motion number 18, to name George Marushock as
10 the contact person to this police regional
11 revision study.
12 MRS. SHORTZ: I'll make that
13 motion.
14 MS. JOHNSON: I'll second it.
15 MS. MENICHETTI: Motion by Mrs.
16 Shortz, seconded by Ms. Johnson. On the
17 question? Roll call, please.
18 MR. NOVACK: Mrs. Shortz?
19 MRS. SHORTZ: For.
20 MR. NOVACK: Ms. Johnson?
21 MS. JOHNSON: For.
22 MR. NOVACK: Mr. Marushock?
23 MR. MARUSHOCK: For.
24 MR. NOVACK: Mr. Lukasewicz?
25 MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Barnick?
MR. BARNICK: Against.
MR. NOVACK: Mr. Barone?
MR. BARONE: Against.
MR. NOVACK: Ms. Menichetti?
MS. MENICHETTI: For.
MR. NOVACK: Motion carries.
MS. MENICHETTI: Motion carried.

Motion number 19, to hire three temporary employees to conduct a summer program at the Washington Street park, which is free to the Throop residents, at \$6.50 an hour. Actually it should be to advertise and hire.

I also want to mention that this should be a line item as recreation and not under the civic center. May I have a motion, please?

MS. JOHNSON: I'll make the motion.

MS. MENICHETTI: Second?

MRS. SHORTZ: I'll second it.

MS. MENICHETTI: Motion by Ms. Johnson, seconded by Mrs. Shortz. On the question?

MR. BARNICK: This was always handled by the civic center staff. I can't

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1 see hiring more people again.
2 MS. MENICHETTI: It's temporary help
3 and it's going to save money.
4 MR. BARNICK: How's it going to save
5 money --
6 MS. MENICHETTI: Because the
7 employees over there are making three dollars
8 more an hour.
9 MR. BARNICK: Who's overall in
10 charge, then?
11 MS. MENICHETTI: Excuse me?
12 MR. BARNICK: Who is going to be
13 overall in charge of this?
14 MS. MENICHETTI: The director of the
15 civic center.
16 MR. LUKASEWICZ: She's still going
17 to oversee the project?
18 MS. MENICHETTI: Yeah. Well, it's
19 just crafts and things like that. They don't
20 do anything else. It's just a summer program
21 at the park. It's about ten weeks.
22 MS. JOHNSON: Eight to ten weeks.
23 MS. MENICHETTI: She said that she
24 thinks she's going to be so busy at the civic
25 center that she's going to need her staff

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there.

MR. BARNICK: The summer months are usually the slowest months.

MS. MENICHETTI: And we have that summer day camp.

MR. MARUSHOCK: This is beneficial for the borough, really.

MR. LUKASEWICZ: We've got to have it. We've always had it. We have to have it.

MS. MENICHETTI: See, at one time we used to hire someone specifically to do this, and then we started using the civic center staff, which got very expensive. So we thought maybe we'd go back to what we did originally because it seemed to work better.

Anyone else on the question? Roll call, please.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

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1 MR. NOVACK: Mr. Barnick?
2 MR. BARNICK: For.
3 MR. NOVACK: Mr. Barone?
4 MR. BARONE: For.
5 MR. NOVACK: Ms. Menichetti?
6 MS. MENICHETTI: For. Motion
7 carried. Motion number 20, to authorize to
8 advertise bids for the paving program when
9 they're prepared.
10 MS. JOHNSON: I'll make the motion.
11 MR. MARUSHOCK: I'll second that.
12 MS. MENICHETTI: Motion by Ms.
13 Johnson, seconded by Mr. Marushock. On the
14 question?
15 MS. JOHNSON: Betsy --
16 MS. MENICHETTI: She said she'd have
17 them ready by our next meeting, actually. We
18 should be starting by the middle of May. Roll
19 call, please?
20 MR. NOVACK: Ms. Johnson?
21 MS. JOHNSON: For.
22 MR. NOVACK: Mr. Marushock?
23 MR. MARUSHOCK: For.
24 MR. NOVACK: Mrs. Shortz?
25 MRS. SHORTZ: For.

1 MR. NOVACK: Mr. Lukasewicz?
2 MR. LUKASEWICZ: For.
3 MR. NOVACK: Mr. Barnick?
4 MR. BARNICK: For.
5 MR. NOVACK: Mr. Barone?
6 MR. BARONE: For.
7 MR. NOVACK: Ms. Menichetti?
8 MS. MENICHETTI: For. Motion
9 carried. Motion number 21, to authorize to
10 advertise bids for the Lackawanna River levy
11 rehabilitation program or project.
12 MR. MARUSHOCK: I'll make that
13 motion.
14 MS. MENICHETTI: Second, please?
15 MR. LUKASEWICZ: I'll second that.
16 MS. MENICHETTI: Motion
17 by Mr. Marushock, seconded by Mr. Lukasewicz.
18 On the question? Roll call, please.
19 MR. NOVACK: Mr. Marushock?
20 MR. MARUSHOCK: For.
21 MR. NOVACK: Mr. Lukasewicz?
22 MR. LUKASEWICZ: For.
23 MR. NOVACK: Mrs. Shortz?
24 MRS. SHORTZ: For.
25 MR. NOVACK: Mr. Barnick?

1 MR. BARNICK: For.
2 MR. NOVACK: Mr. Barone?
3 MR. BARONE: For.
4 MR. NOVACK: Ms. Johnson?
5 MS. JOHNSON: For.
6 MR. NOVACK: Ms. Menichetti?
7 MS. MENICHETTI: For. Motion
8 carried. Motion 22, to authorize the
9 solicitor to intervene in the snow lawsuit
10 with the zoning board on behalf of the
11 borough.
12 MS. JOHNSON: I'll make the motion.
13 MS. MENICHETTI: Second, please?
14 MRS. SHORTZ: I'll second it.
15 MS. MENICHETTI: Motion by Ms.
16 Johnson, seconded by Mrs. Shortz. On the
17 question? Roll call, please.
18 MR. NOVACK: Ms. Johnson?
19 MS. JOHNSON: For.
20 MR. NOVACK: Mrs. Shortz?
21 MRS. SHORTZ: For.
22 MR. NOVACK: Mr. Marushock?
23 MR. MARUSHOCK: For.
24 MR. NOVACK: Mr. Lukasewicz?
25 MR. LUKASEWICZ: Against.

1 MR. NOVACK: Mr. Barnick?
2 MR. BARNICK: Abstain.
3 MR. NOVACK: Mr. Barone?
4 MR. BARONE: Abstain.
5 MR. NOVACK: Ms. Menichetti?
6 MS. MENICHETTI: For.
7 MR. NOVACK: Four for, one against,
8 two abstentions.
9 MS. MENICHETTI: I'm sorry, who
10 abstained?
11 MR. BARNICK: I did.
12 MS. MENICHETTI: And you, Joe.
13 Motion number 23, to authorize the Midvalley
14 School District to use the Washington Street
15 park ball field and to contact Mr. Carey for
16 scheduling.
17 MR. MARUSHOCK: I'd make the motion.
18 MS. JOHNSON: I'll second it.
19 MS. MENICHETTI: Motion by Mr.
20 Marushock, seconded Ms. Johnson. On the
21 question?
22 MR. BARONE: We're voting for this,
23 but you're going to have to take care of that
24 field if they're whacking the ball against the
25 fence like they did because we had \$1,100

1 damage that was never repaid.
2 MR. MARUSHOCK: We should have a
3 daily check on that --
4 MR. BARONE: I want the kids to play
5 there, but just who's ever in charge don't let
6 them damage anything.
7 MS. MENICHETTI: Well, that goes for
8 anybody that plays up there, Joe.
9 MR. BARONE: But they damaged it
10 before.
11 MS. MENICHETTI: Anyone else on the
12 question? Roll call.
13 MR. NOVACK: Mr. Marushock?
14 MR. MARUSHOCK: For.
15 MR. NOVACK: Ms. Johnson?
16 MS. JOHNSON: For.
17 MR. NOVACK: Mrs. Shortz?
18 MRS. SHORTZ: For.
19 MR. NOVACK: Mr. Lukasewicz?
20 MR. LUKASEWICZ: For.
21 MR. NOVACK: Mr. Barnick?
22 MR. BARNICK: For.
23 MR. NOVACK: Mr. Barone?
24 MR. BARONE: For.
25 MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Motion carried. Motion number 24, to authorize Cindy Johnson and Ken Novack to attend the personal law seminar on June 1 in Scranton.

MR. MARUSHOCK: I'll make the motion.

MRS. SHORTZ: I'll second.

MS. MENICHETTI: Motion by Mr. Marushock, seconded by Mrs. Shortz. On the question?

MR. MARUSHOCK: On the question, attorney Brazil, do you see any conflict with Ms. Johnson attending this? I believe there's a fee involved but I don't think there's a conflict.

MR. BRAZIL: Absolutely not. Anything for the betterment of council is fine.

MS. MENICHETTI: Anyone else on the question? Roll call.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Lukasewicz?

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MR. LUKASEWICZ: For.
MR. NOVACK: Mr. Barnick?
MR. BARNICK: For.
MR. NOVACK: Mr. Barone?
MR. BARONE: For.
MR. NOVACK: Ms. Johnson?
MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?
MS. MENICHETTI: For. Motion carried. Motion number 25, to accept the proposal for Mr. Vidal regarding the replacement of the wiring and the lighting of the monument in front of the borough building.

MR. MARUSHOCK: I'll make that motion.

MS. MENICHETTI: For a price of \$1,125.

MR. LUKASEWICZ: I'll second it.

MS. MENICHETTI: Motion by Mr. Marushock, seconded by Mr. Lukasewicz. On the question? Robbie did show me the apparatus that holds the lights and they were all deteriorated. It was really bad. So I really think we need this. Roll call, please.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Motion

carried. Motion number 26, to authorize Reb Kalinoski to secure quotes and hire a street sweeper.

MR. LUKASEWICZ: I'll make the motion.

MR. BARNICK: I'll second.

MS. MENICHETTI: Motion by Mr. Lukasewicz, seconded by Mr. Barnick. On the question?

MR. MARUSHOCK: We should have it done ASAP.

MS. MENICHETTI: Anyone else on the

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question? Roll call.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Motion carried. That's it for the motions.

MR. BRAZIL: Do you want to do just authorizing an audit of the treasurer's accounts?

MS. MENICHETTI: Yes. A motion to have the treasurer's books audited.

MR. MARUSHOCK: I'll make the motion.

MS. JOHNSON: I'll second it.

MS. MENICHETTI: On the question?

1 MR. BARONE: Who made that?
 2 MS. MENICHETTI: George.
 3 MR. BARNICK: Can we all have
 4 copies? Did we have one done for each
 5 treasurer in the last year?
 6 MS. MENICHETTI: As far as I know we
 7 had.
 8 MR. NOVACK: We did it all through
 9 November and December, then we're going to do
 10 that with the general audit. That would be
 11 Mary Ann. But they did them all for the year
 12 up until October 31. Mary Ann Pollack came
 13 in. She -- they didn't do that one because
 14 they're going to tie that in to January with
 15 the general audit.
 16 MS. MENICHETTI: Mary Ann didn't do
 17 anything. She didn't reconcile any of the
 18 accounts. She only paid the bills. That's
 19 all she did.
 20 MR. BARNICK: The whole reason
 21 behind that is to sure all the books are
 22 correct previous -- prior to anybody taking
 23 over the next position so they don't run into
 24 a problem.
 25 MS. MENICHETTI: Jim, they were

1 because we had that straightened out at the
 2 end of the year.
 3 MR. BARNICK: I understand that, but
 4 I'm saying each treasurer is supposed to be
 5 conducted right away before the next person
 6 runs into those books and starts coming up
 7 with their numbers and going off of their
 8 numbers.
 9 MS. MENICHETTI: Can you see if they
 10 can do this audit? If not we can call maybe
 11 Mike Gavigan, then, if he can do it.
 12 MR. NOVACK: Treasurer's audit?
 13 MS. MENICHETTI: Yes.
 14 MR. NOVACK: That's what they just
 15 did.
 16 MS. MENICHETTI: No, this is for the
 17 big books now, for Wishy's. And Wishy did say
 18 that he would stay on.
 19 Anyone else on the question? Roll
 20 call. George made the motion and Cindy
 21 seconded it to have the treasurer's books
 22 audited, which would be Wishy's books.
 23 MR. NOVACK: Mr. Marushock?
 24 MR. MARUSHOCK: For.
 25 MR. NOVACK: Ms. Johnson?

1 MS. JOHNSON: For.
 2 MR. NOVACK: Mrs. Shortz?
 3 MRS. SHORTZ: For.
 4 MR. NOVACK: Mr. Lukasewicz?
 5 MR. LUKASEWICZ: For.
 6 MR. NOVACK: Mr. Barnick?
 7 MR. BARNICK: For.
 8 MR. NOVACK: Mr. Barone?
 9 MR. BARONE: For.
 10 MR. NOVACK: Ms. Menichetti?
 11 MS. MENICHETTI: For.
 12 MR. BARONE: I want to put on a
 13 motion to get a survey to put the lights down
 14 there. I'd like to put on the motion for the
 15 playground.
 16 MR. LUKASEWICZ: There's a motion
 17 for the survey from the engineers, a survey
 18 for the lights down --
 19 MR. BARONE: I'd just like to have
 20 it on a motion.
 21 MS. MENICHETTI: To authorize Spott
 22 to give us a cost estimate on installing
 23 lights at the Bellman Street playground.
 24 MAYOR LUKOWSKI: Do all of our parks
 25 have lights? How about Warsaw?

1 MS. MENICHETTI: This is for a
 2 safety feature because Mr. Rocco said that
 3 they're drinking. Mr. Barone made this
 4 motion. Who's going to second it?
 5 MR. BARNICK: I'll second it.
 6 MS. MENICHETTI: Motion by
 7 Mr. Barone, seconded by Mr. Barnick. On the
 8 question? Evidently this is for safety
 9 reasons. Right? They're not going to play
 10 there at night and there's nothing there but
 11 those little teetertotters and things like
 12 that. Right? There's nothing there. Don't
 13 they lock that at night?
 14 MR. BARONE: They got the basketball
 15 court.
 16 MR. ROCCO: From what I hear the
 17 drinking is over at the basketball court, but
 18 the whole thing should be lit up anyhow.
 19 MS. MENICHETTI: Anyone else on the
 20 question? Roll call.
 21 MR. NOVACK: Mr. Barone?
 22 MR. BARONE: For.
 23 MR. NOVACK: Mr. Barnick?
 24 MR. BARNICK: For.
 25 MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MER. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Motion

carried. All right. Now, Mayor, do you have anything would you like to say?

MAYOR LUKOWSKI: I have nothing at this time.

MS. MENICHETTI: Anyone else on counsel? Mr. Novack?

MR. NOVACK: This gentleman had asked does council have to make a motion here to okay the fact that we filmed everything and that it would be going on TV. Is it okay?

MS. MENICHETTI: We already passed a motion to do that.

MR. NOVACK: Just to double-check it.

MS. MENICHETTI: Anyone else? All right, we'll go to the audience comments. The

1 first row. Please state your name and address
2 for our stenographer. Next row? Back row
3 along the wall?

4 MR. HEGEDUS: Robert Hegedus, 610
5 Center Street. I know it's some time since
6 they were asking about the financial inquiries
7 of the \$20,000 that was allocated to the
8 booster club in 2001, and maybe to refresh
9 your memory it was motion numbers 32 and 33 of
10 March 22, 2001, \$10,000 apiece to be paid to
11 the booster club for expansion and new
12 construction of concessions to cover all three
13 fields; and 33 read that the amount of \$10,000
14 for the construction of new rest rooms, to get
15 rid of those already in existence and not
16 functioning, build something suitable for the
17 area, and hook into the new sewer system.
18 There was a comment from one of the council
19 persons that the money would be well spent for
20 the children in the borough.

21 Have you all had a chance to review
22 those receipts that were turned in from the
23 booster club?

24 MR. BARNICK: Never got a copy.

25 MS. JOHNSON: I actually have a copy

I made today in front of me. Yes, I started to go over them. Yes, I have.

MS. MENICHETTI: I have gone over them also.

MS. JOHNSON: I think we need an explanation for many items in this report.

MR. HEGEDUS: Maybe this will help you expedite for the council members that didn't get a copy of it yet. I think you might want to look in because, you know, the money was allocated for specific items. Now, I don't know if there's any type of ramifications that are involved with that or any sanctions, but the receipts that were given in that packet were for two trips the girls with the state championship they brought home for us. And I would just like to maybe make a note of page 20 in the financial summary. The pages aren't numbered but I --

MR. BARNICK: We didn't even get it yet. We can't review it --

MS. JOHNSON: This gentleman dropped it off for the borough.

MR. BARNICK: I understand that but I didn't get a copy of it and I didn't get a

1 chance to review this. What's going on?

2 MS. MENICHETTI: Where did we get
3 this? Who dropped this off?

4 MR. NOVACK: It's been in the
5 office. I told council that we had it there
6 if anybody wanted a copy. It's quite
7 extensive.

8 MR. BARNICK: Can I get a copy?

9 MS. MENICHETTI: One person at a
10 time. This was dropped off at the borough
11 building by Mr. Lukasewicz. It was handed to
12 him by Mr. Musewicz. I have a copy of it. I
13 don't have the original.

14 MR. NOVACK: It's a binder.

15 MS. MENICHETTI: What it is, it's a
16 series of receipts from the -- I guess from
17 the \$20,000. Do you have a copy, too?

18 MRS. SHORTZ: Yeah, I have a copy.

19 MS. MENICHETTI: How come you didn't
20 get a copy?

21 MS. JOHNSON: I made my own. Well,
22 actually Melissa helped me.

23 MS. MENICHETTI: Proceed, Mr.
24 Hegedus.

25 MR. HEGEDUS: Well, I just wanted to

1 make mention to the second receipt in the
2 right hand column on page 20. It's from Sam's
3 Club, and it's a Sam's Club in Waldorf,
4 Maryland. Now, my understanding was that the
5 position was that this money, even though it
6 wasn't spent for the way the funds were
7 allocated, it was the response of some of the
8 booster club members that the money was all
9 spent well for the children.

10 I just have one question that I
11 would like to address to council. It was in
12 regard to Sam's Club item 49331. I looked it
13 up on the internet, put it in the Sam's Club
14 website, 49331. It came up as a carton of
15 Marlboro ultra light cigarettes in a box at a
16 price of \$34.31 with the tax, and it came to
17 \$35. I was just wondering if that would be
18 considered inappropriate.

19 MS. JOHNSON: I researched this,
20 too, and that's what I came up with, a carton
21 of Marlboro cigarettes that the taxpayers paid
22 for.

23 MR. MARUSHOCK: Mr. Hegedus, I
24 believe that all along it's been our stand up
25 here that the money was not spent as

1 appropriated. By two separate motions there
2 was specific spending procedures to be
3 followed. I don't believe those procedures
4 were followed. Again, if this is information
5 now as to all of that money, this is fresh to
6 me, news to me. I know we've asked this.
7 Again, as you're saying, this is from 2001.
8 We've repeatedly asked all along that time for
9 an explanation of the expenditures and we have
10 not received that. And this is quite
11 interesting now that you're saying we used
12 this money for cigarettes.

13 MS. JOHNSON: Mr. Marushock, I can
14 even go a few steps further. I have not gone
15 to --

16 MS. MENICHETTI: One person at a
17 time, please.

18 MS. JOHNSON: But we have paid for
19 perfume, Soap Opera Digest, candles. On a
20 \$197 bill we left a hundred-dollar tip. What
21 else did we come up with? We're not through
22 with -- a lot of them is not original
23 receipts. They just say lost receipts, so we
24 just have to take their word. Two bottles of
25 women's cologne we paid for, the Soap Opera

59

1 Digest, cigarettes, hundred-dollar tips. And
2 there is more than that.

3 I do not believe the taxpayers of
4 Throop should have to pay for something like
5 this to the booster club.

6 MR. HEGEDUS: There are -- later in
7 the document there is a repair to a roof dated
8 2004. From my understanding it's the little
9 rest room that's down there. There was a new
10 roof installed to that. But that don't
11 coincide with the motion in 2001.

12 And other matters that might be of
13 interest are -- you might want to take a real
14 close look at the fence repairs. If you
15 notice, up in the upper right corner there are
16 receipts from a sign -- I'm sorry, a fence
17 company, and they're almost sequential from
18 2002 to 2004, and, like, maybe six or seven
19 different receipts. They finally end up with
20 storm damage repair to a fence in 2004.

21 MS. JOHNSON: And I noticed myself
22 receipts that are numbered and the dates don't
23 make sense with the numbering of the
24 receipts. The dates are backwards. It
25 doesn't make sense. Someone needs to look

60

1 into this. Mr. Brazil, who could look into
2 this?

3 MR. BRAZIL: Let me take a look. I
4 haven't looked at any of these documents. Let
5 me take a look at it and I'll make a
6 recommendation.

7 MS. JOHNSON: I mean, I feel it's
8 something that needs to be looked into.

9 MR. HEGEDUS: I just have a
10 photocopy of those two receipts that I spoke
11 about from the Sam's Club thing, a motion, if
12 Mr. Barnick or Mr. Barone didn't receive
13 the --

14 MS. JOHNSON: I don't think the
15 children were smoking cigarettes.

16 MS. MENICHETTI: I hope not.

17 MR. HEGEDUS: Thank you.

18 MS. MENICHETTI: Anyone else back
19 there? Please step to the podium.

20 MR. TROPIAK: Robert Tropiak, 12th
21 Street. I'd like to address the council, if I
22 may, related to Mr. Brazil's letter to me
23 concerning because of prohibited costs you
24 can't approve this project. And it wasn't
25 held in an open forum. I'd like to read on

it, if I may.

This is to council. My September 27, '04 motion 23 was passed by council in an open meeting as administrative action under Act 65 of Pennsylvania, and that directed the borough engineer, street zoning officer and solicitor to address storm sewer problems. In reality the lack thereof and legalities of the property owner created drainage system. I'll pass this all to the people if you didn't get it right off the bat. That act is an execution of policy related to person or things as previously authorized or required by official action in an open meeting. I didn't have that from you folks. I received a letter. You said in a meeting there was prohibitive costs. You didn't address the issue as to the problem should be addressed and solved.

I'm not talking about money in this time, a year and a half, I'm talking about having the job done. And that's why I want to continue to read on, please.

Solicitor Brazil's letter of February 3 spoke of a meeting. I assume that

was closed. It just said it was a meeting. It wasn't in an open forum. That meeting should have been in an open forum, and I was not given that opportunity to participate in this open meeting where you made the decision prohibitive costs but not really acting on the solution to solve this problem or to address the illegal drainage system which was put in the original motion. That was never addressed by the solicitor either.

And you conducted -- I've been waiting twice for having an open meeting here to address the issue, and I believe that by citing prohibitive costs and not bringing it up is a good way to avoid bringing up addressing the issue which is the problem.

And from what I can see from your funding, here, there is available money for this and it would be used to enhance the well-being of the residents of the borough. You talked about in the last hour of the meetings, here, various sewer problems that are happening and you're going to address them. I believe that they'll be resolved with money that you have in your account. It's not

happening in my case. I'm not looking for it to be acted on immediately, but at least I would like to have it addressed if there is a problem based on the findings of the engineer and in concurrence with the zoning officer.

I stated in my November 23 letter to council that previous council have approved installation of storm sewers to create a viable infrastructure on both Cambria Court and Copperneck Street due to residents notifying the borough of the drainage problems. Phillips Street runs parallel downhill with two courts and Copperneck Street and is the reason all four have the same sewer drainage problems. Those councils did act responsibly in the last ten years on previous engineers' findings and recommendations with concurrence by the street zoning officer, who participated in each storm sewer installation and is most knowledgeable of the problems on these four parallel streets. They all have the same problems. They were addressed.

And the only reason those were done because there were problems brought up by residents on the street that, from what I

understand, there's one indicate where the Cambria Court developed a big pothole and then they fixed it and passed legislation. I can't cite the year, but Mr. Kalinoski can give you exact times that these were all done.

My problem has been in existence for ten years, although I only made it known here in the last year and a half when I came back after retiring after many years working out of town.

Without any notification and being in this parallel area with the other streets Phillips Street should have at that time been recognized as a problem area by the responsible parties and recommendations to council to install a storm system. That street should have been fixed at the same time as all the rest. That was inherent on the part of -- I'm just going to say the borough. It's a recognizable problem. It's there, it continues. There's no reason for it not to be fixed.

One solution was to run an easement across my property. I'm just talking in general. I don't believe that any person

1 would allow -- you council members or members
2 of the audience here to run an easement across
3 their property to install an illegal drain
4 system that's created by another problem,
5 another resident on the street. The way you
6 do it is you fix it properly.

7 My property has depreciated on one
8 side because I have this continuous ice coming
9 up and down. I took care of it myself this
10 year. Right in front of my house now, the
11 street is so weak in front of it, in front of
12 the driveway, that when the plow came down --
13 and I'll speak to Rob about that -- it tore up
14 the street. Why? Because they're putting
15 ice -- I called for salt over the years. I
16 pounded it out myself. I've been on the
17 street getting it out. It's all weak. The
18 plow came down the last time there was one of
19 these heavy snowfalls we had and he tore it
20 all up.

21 So it's more of a problem right
22 now. I don't expect any more rain or snow
23 now. It's over with. They should have had it
24 done then. There was not any citing of
25 unfortunate prohibitive costs. And that's a

1 letter from solicitor Brazil, unfortunate
2 prohibitive costs on these three streets.

3 And the precedence was set by these
4 council to resolve these recognized drainage
5 problems. Mine should have been recognized
6 and resolved then, too. It didn't happen. It
7 needs to be done, and I don't see why it can't
8 be done entirely in this four-street parallel
9 area. And they did serve the interest and
10 well-being of the borough residents.

11 Twice now in open meeting, per my
12 request, that never was done. This was the
13 second time. I waited patiently. So I'm
14 asking again to have this problem -- just
15 conduct a motion to recognize the engineer's
16 findings that this is a borough infrastructure
17 problem that should be resolved. If there's a
18 lack of funds, you can get the money from your
19 funding system, your accounts, and then
20 there's grants. I don't see why this problem
21 can't be resolved. I heard you now within the
22 past hour, as I said a minute ago, you're
23 addressing other problems, you're solving them
24 and they will be solved. And I don't see why
25 all the sudden with an unprohibitive (sic)

1 cost you can't address this problem or at
2 least recognize that it is a problem. And
3 that's what's not being done here. Thank
4 you.

5 MR. MARUSHOCK: Madam President, may
6 I comment on Mr. Tropiak's statements? Mr.
7 Brazil is here this evening. I don't know if
8 Mr. Kalinoski is still outside. But I know
9 over the past -- actually a couple of years
10 already we've spent lengthy time trying to
11 resolve that problem. A few years back the
12 court behind that property was restored, and I
13 believe at that time we asked for an easement
14 and a right of way of your property which
15 would have helped us ease this problem.

16 MR. TROPIAK: Behind my property?

17 MR. MARUSHOCK: The court behind
18 your property was restored. Am I correct,
19 Mr. Kalinoski?

20 MR. KALINOSKI: The court behind his
21 vacant property was reconstructed and also a
22 storm system was put in because of the
23 drainage problems in that court. I believe it
24 was last year we had asked Mr. Tropiak if he
25 would consider an easement through that

1 property so that we could put an inlet on
2 Phillips Street and take the drainage to that
3 existing system in the Court. I believe the
4 court is Cambria Court but I'm not positive.

5 MR. TROPIAK: That's correct. The
6 court behind my house is Cameron. The court
7 between Phillip and Copperneck is Cambria.

8 MR. MARUSHOCK: I know we have tried
9 to correct that problem. And looking at the
10 cost efficiency, we've addressed this in an
11 open meeting years ago, and we've also had
12 meetings here with Mr. Brazil, Mr. Kalinoski,
13 myself, the borough engineers, both Spott and
14 KBA. We had lengthy discussions on the best
15 resolve to this problem. However, we need
16 your cooperation for an easement through the
17 right of way, which in the right of way you
18 cannot build on that anyway, so we really
19 would not devalue the value of your property
20 by doing that. We could solve the problem
21 very easily.

22 If we go the other alternative,
23 which would be to reconstruct the whole line
24 down that street, I believe the cost estimate
25 was something like \$300,000, which is just

cost prohibitive. I mean, we are trying to work with you, Mr. Tropiak. We spent many hours trying to have this resolved. We had the street commissioner meet with you, we had our borough engineer meet with you. You know the recommendations. We've done everything we know possible to accommodate your problem. It seems we need your help more than what we are getting.

MR. TROPIAK: I'd address that issue by saying all the other streets were done in an appropriate manner for Rob. He was here on all three of those installations. They were done correctly. Putting an easement across my property isn't going to solve the problem. I don't see that.

MR. MARUSHOCK: I believe that our engineers' recommendations -- and again, it's actually two engineers. It was Spott's recommendation and KBA that that would solve it.

MR. TROPIAK: That's not the proper way to address the problem. That will devalue my property, will depreciate it, as I wrote in my letter to you. And I believe you probably

1 read it. I wrote in respect -- I held a
2 license, a realtor's licensed, licensed
3 realtor, and I know what it involves and I
4 know that it will take a recommendation of not
5 to buy a property or offer a lesser price
6 based on running a pipe across from another
7 personal's illegal drainage system. That
8 issue wasn't even addressed.

9 MS. MENICHETTI: Mr. Tropiak, are
10 you the only one on that street that's having
11 that problem?

12 MR. TROPIAK: Yes, I am. I don't
13 see any other ice building up in front of any
14 person's house down the road or up above me.
15 Your folks -- your maintenance people come
16 there. I'm the one that calls and have that
17 solved. It's not the way to go, that I should
18 offer that because of somebody else's drain
19 system. I'm going to tap into his drain
20 system and run a pipe across my property.

21 MS. MENICHETTI: Why do you feel
22 that it would devalue your property if you
23 had an easement if it's in the right of way,
24 as Mr. Marushock said?

25 MR. TROPIAK: When they do a title

1 search on my property, if I put it up for
2 sale, they'll see that. The title search
3 person will see that. Well, here's a pipe
4 across his property because of this person's
5 drain system that shouldn't have been there to
6 begin with, and then it runs across your
7 property. You'll say well, why didn't they do
8 it the right way like they did on the other
9 four streets. Which they did. They addressed
10 the issue and solved it the right way. Your
11 counterparts five to ten years earlier. It's
12 not right. I shouldn't even be subject to
13 that.

14 And that kind of a motion shouldn't
15 even have been addressed or entertained by --
16 and I don't dispute you and I appreciate your
17 help, but I just disagree that you made that
18 kind of a motion and then it comes to this. I
19 never expected it. I expected to have it done
20 the proper way. Who in this room would say
21 run a pipe from somebody else's property
22 across and I'll give you an easement so it's
23 on my property? Nobody does that. Not one
24 person in this town would want it. You have a
25 problem, you mentioned about the man has a

1 septic system. You're going to take care of
2 that problem and you're going to tie into the
3 sewer. Well, okay. That's right. Address my
4 problem correctly, please.

5 MR. MARUSHOCK: I believe part of
6 the problem in that area, Rob, correct me if
7 I'm wrong, isn't there a natural spring
8 underneath?

9 MR. TROPIAK: That's why the whole
10 four streets, that whole zone -- that's
11 right. All four in the same zone going
12 downhill. I don't know what direction --
13 north, south, east, maybe even west -- have
14 that same problem. Those four streets in that
15 area. Robert knows. I believe I can speak to
16 say that they were addressed correctly and
17 were solved properly. It just behooves me
18 that you can come up with an idea and say run
19 it across my property from somebody else's
20 system that shouldn't be there.

21 MR. KALINOSKI: To answer your
22 question, yes, there is an underground spring
23 that pushes out across the top of that hill.
24 When we did the system on Copperneck Street we
25 discussed the possibilities of trying to

1 locate that underground spring. It was the
2 engineer's opinion at the time that it would
3 be cost prohibitive. You may spend thousands,
4 possibly close to a million just to find the
5 source and try to tap the source.

6 What we ended up doing is putting
7 inlets in and a spring box in the areas where
8 water was physically pushing out, where we
9 could see the water. We did control the water
10 on Copperneck Street, for instance, for
11 probably a period of six years. There's been
12 some development on Copperneck Street since
13 that time. Now you see water pushing out in
14 new areas and, yes, there's freezing
15 conditions in some other areas other than in
16 front of Mr. Tropiak's house. There's
17 freezing conditions from that water during the
18 winter on Copperneck Street resulting in
19 freezing conditions from that water on Dunmore
20 Street, and there's also freezing conditions
21 from that water on Simpson Street, that I'm
22 aware of.

23 MR. TROPIAK: Well, the previous
24 problems were solved because of borough
25 notification by residents that had a problem

1 and they acted on them. That's what I'm doing
2 here. I'm notifying the borough of the
3 problem. I don't think that solution resolves
4 it.

5 MS. MENICHETTI: Mr. Tropiak, we'll
6 revisit this and we'll look into it to see if
7 there are any other avenues that we can
8 explore.

9 MR. TROPIAK: I appreciate that,
10 ma'am.

11 MS. MENICHETTI: Our engineer meets
12 every Tuesday, so we'll bring it up again and
13 we'll see if there's anything else that can be
14 done.

15 MR. TROPIAK: Thank you for your
16 time.

17 MS. MENICHETTI: Next, please?

18 MR. HARTSHORN: Larry Hartshorn, 140
19 Dimmock Street. You people are talking about
20 a street broom. I remember back when I was
21 working for the borough. They had got them in
22 Harrisburg used. They were in pretty good
23 shape and you could pick them up cheap. Now,
24 we got a big truck here that we're not going
25 to use no more. That's a Peterbilt. You

1 people could sell that, buy another small
2 truck like you have, and get a street sweeper
3 and save yourselves some money. You're going
4 to use it. You're going to need it. And that
5 big Peterbilt, that's just taking up room.
6 Where are you going to use that? I know you
7 bought it when we were doing the state roads,
8 but what's it doing now? You know, it's got
9 -- you can't make the alleys. If you buy
10 another smaller truck you can do three times
11 as much work as you're doing with that big
12 one.

13 Another thing. Joe, Mr. Barone,
14 talking about the Midvalley school doing the
15 damage on the playground up there. Do you
16 think it was all Midvalley school? Do you
17 think it was Midvalley school?

18 MR. BARONE: I don't know who it
19 was. I know who the coach was.

20 MR. HARTSHORN: Well, yeah, but
21 don't you have a suit against them for money
22 or something? Do you realize Midvalley school
23 lets you people use their parking lot? You
24 people don't think about that.

25 MR. BARONE: I have nothing against

1 the kids using the school.

2 MR. HARTSHORN: What did you say
3 before?

4 MR. BARONE: Yeah, because they
5 damaged the fence. I said as long as they
6 take care of the field they could use it.
7 That's what I said.

8 MR. HARTSHORN: You said that they
9 damaged the fence.

10 MR. BARONE: Right.

11 MR. HARTSHORN: All Midvalley kids.
12 Right?

13 MR. BARONE: I didn't say that.
14 Before you finish, Mr. Pollack, I think he was
15 the coach at the time down there. I think his
16 name was Pollack. He was the coach with the
17 kids. Mr. Borelli and Mr. Mazak, they were
18 there. They told me the kids were hitting the
19 ball against the fence.

20 MR. HARTSHORN: I know, but I don't
21 doubt your word, Mr. Barone. I don't doubt
22 your word. But we don't just blame one set of
23 kids.

24 MR. BARONE: I didn't blame any one
25 set of kids.

MR. HARTSHORN: You said it before.

MS. MENICHETTI: Gentlemen, please.
Go ahead, Mr. Hartshorn.

MR. HARTSHORN: That's all because
it's senseless talking.

MS. MENICHETTI: In the doorway,
please?

MR. GREEN: Ron Green, 210 Division
Street, Throop. Just an update of where we
are with the fire police. Billy and I,
myself, we're back now with -- I think we have
12 radios. I think six of them are obsolete.
There's no sense in fixing them. The
batteries are all dead. We just purchased six
batteries for the newer radios and we're going
to distribute them. We're going to hand them
out to people. But I did want to thank you
for the equipment that we did receive from you
and just give you an update of where we are.
And we are on the streets and we are getting
back together.

MS. MENICHETTI: You're doing a
wonderful job. Thank you. Next?

MRS. MARUSHOCK: Debra Marushock,
715 Kossuth Street, Throop. Approximately

three weeks ago I had the unfortunate incident
of being a first responder to a cardiac arrest
and the Throop police were second.

The reason I'm here is, I just spoke
with Mr. Furiosi, and my understanding is --
I'm here to ask for another AED, we is an
external defibrillator. I understand we have
one. There are four cars. At any given time
there are two you cars out patrolling.
Unfortunately, from what Mr. Furiosi told me,
car four is the one that carries the
defibrillator. Car two was the one that
answered that night. It would be nice -- and
I don't know. I understand Mr. Repchick is in
the process of trying to get one of these, but
circumstances happened that he did. And
Mr. Furiosi would be in agreement to have
another one.

I'm just here to ask counsel if they
can see their way to at least get one more.

MS. MENICHETTI: We also need one in
the civic center, too. We looked into that.
We were talking about getting grants for it
and we never did anything. It was just kind
of lost in something.

MAYOR LUKOWSKI: That's still in a
state of limbo. It was contingent on a grant
that we got the defibrillator, another one.

MRS. MARUSHOCK: I was there doing
CPR for at least two and a half minutes before
anybody responded. I don't know -- as a
matter of fact I'm sure this would not have
helped this gentleman. But there will come a
time that it will, and we should at least have
-- because there are at least two patrol cars
out at any given time there should be two
defibrillators. They are not hard to work.
As a matter of fact, I understand you have an
officer on the police force, Officer Reed, who
is certified in CPR, who can easily teach
this. And truthfully, anybody here can learn
how to use this. It's very easy.

MS. MENICHETTI: Does anybody know
how much they cost?

MRS. MARUSHOCK: They run between
\$3,000 and \$5,000, my understanding. And some
-- like, the Red Cross, sometimes the
hospitals will actually donate them. There
is -- and I'm not quite sure who you have to
go through, but, like, for people, like,

ambulances, fire companies and police
departments. There is somebody --

MS. MENICHETTI: The police got
theirs donated, didn't they, Mayor? Did the
police get theirs donated?

MAYOR LUKOWSKI: I think so.

MRS. MARUSHOCK: Yes, he did. I
think he said through the Red Cross. But like
I said --

MS. MENICHETTI: Ken, maybe you can
look into that, start working on that.

MRS. MARUSHOCK: Thank you.

MR. MARUSHOCK: Madam President,
would it be possible to put it on a motion for
this evening to purchase one for the civic
center and another one for the police
department, that this does not sit in limbo
anymore? This was already a few years that
we've discussed this. We did acquire one. We
do have the one car equipped. Again, as my
wife has mentioned, unfortunately it was the
wrong car that had responded that evening.
Perhaps to save a life in the future at an
expense of approximately \$6,000 for one to be
in the civic center, one to be in the other

1 car, I'm sure this will be beneficial for all
2 the citizens in Throop. Can I put that on as
3 a motion?

4 MS. MENICHETTI: Would you like to
5 do that, Mr. Marushock?

6 MR. MARUSHOCK: Yes, please, to
7 purchase two defibrillators at an approximate
8 cost of \$6,000 and to have the proper training
9 administered to our personnel, that they are
10 qualified to operate that equipment.

11 MS. JOHNSON: I'd like to second
12 it.

13 MS. MENICHETTI: One is for the
14 civic center?

15 MR. MARUSHOCK: Correct.

16 MS. MENICHETTI: We have a motion on
17 the floor placed by Mr. Marushock, seconded by
18 Ms. Johnson, to purchase two defibrillators at
19 a cost of approximately \$6,000. One for the
20 civic center and one for our police car. On
21 the question? May I have roll call, please.

22 MR. BARONE: What do they cost,
23 \$3,000?

24 MR. MARUSHOCK: Approximately \$3,000
25 each.

1 MRS. MARUSHOCK: You may even be
2 able to get them donated.

3 MS. MENICHETTI: That's why I wanted
4 Mr. Novack to look into it and see.

5 MR. MARUSHOCK: Let's try to acquire
6 them as a donation. If not, we have the
7 funding in place to purchase them. The sooner
8 we get these the better.

9 MS. MENICHETTI: Let's put to have
10 donated or purchased. Okay? Anyone else on
11 the question? Joe, do you have question?

12 MR. BARONE: No.

13 MS. MENICHETTI: Roll call, please.

14 MR. NOVACK: Mr. Marushock?

15 MR. MARUSHOCK: For.

16 MR. NOVACK: Ms. Johnson?

17 MS. JOHNSON: For.

18 MR. NOVACK: Mrs. Shortz?

19 MRS. SHORTZ: For.

20 MR. NOVACK: Mr. Lukasewicz?

21 MR. LUKASEWICZ: For.

22 MR. NOVACK: Mr. Barnick?

23 MR. BARNICK: For.

24 MR. NOVACK: Mr. Barone?

25 MR. BARONE: For.

83

1 MR. NOVACK: Ms. Menichetti?

2 MS. MENICHETTI: For. All in
3 favor. Motion carried. Okay, continuing on
4 in the doorway. Mr. Bolus, I believe you're
5 next.

6 MR. BOLUS: I guess so. It was a
7 little disappointing when I came in here a
8 little late tonight to hear that money's going
9 to the booster club for cigarettes and other
10 stuff here. It's about kids. It's not about
11 adults and people taking money from the
12 taxpayers. I think unquestionably there needs
13 to be accountability here. And whoever the
14 director is or the person in charge should be
15 brought before this council and answer those
16 questions and answer them publicly because
17 this is wrong. This money's for kids. All
18 the taxpayers and people in this town
19 contribute because it's about kids. This is
20 not an image that should be out there, but an
21 example should be made that adults doing this
22 should not have participation in it. I think
23 it has to be dealt with and dealt with now.

24 Another issue we have is in front of
25 our place here on Sanderson Street, guys are

1 flying through this stop sign. Cars are
2 coming through there. There's going to be a
3 bad accident out there. I don't know what
4 else could be done, but something has to be
5 done with this intersection.

6 MS. MENICHETTI: Tell the police
7 department, Mayor.

8 MR. BOLUS: They're flying through
9 there. The kids are coming out of school in
10 these cars.

11 MAYOR LUKOWSKI: It's a bad
12 situation there.

13 MR. BOLUS: Yeah, it's bad. I mean,
14 there's accidents constantly up there.
15 They're just not paying attention. It's not
16 because of us. We've moved everything out of
17 the way there, so they have all the visibility
18 in the world. They're just zipping right on
19 through. I sit in my office every day and
20 just watch this.

21 MR. MARUSHOCK: Mr. Bolus, on that
22 statement I believe I spoke with
23 Mr. Kalinoski. I know the stop sign was
24 relocated or replaced. I also asked him if we
25 can perhaps have road markings and/or perhaps

84

a blinking light on the stop sign there to indicate where people stop. So it's another thing being deceiving is the stop sign was relocated or located back further from the intersection. People are actually stopping after the stop sign or, as you're saying, going right through.

MR. BOLUS: Well, the stop sign is out a lot farther now than it used to be. They're not even stopping. I mean, there's nothing blocking it. They're just flying right on through. Maybe the solution would be put the stop sign back where it was and put double signs, one on each side, that they can pay attention, because this is bad.

MR. MARUSHOCK: Maybe that would be part of the solution. Like I said, even a blinking light affixed to the stop sign to try to bring it to their attention.

MR. BOLUS: Put one on each side. They're coming up, you can see either side. There's no excuse in the world to go through there. But it's bad.

The next issue I have -- and, you know, we all went through it last week or a

1 week before. And I want to know if there's an
2 ordinance in this town that you can actually
3 have a garage as a residence. I mean, I'm
4 curious about it. I sat in the hearing and I
5 heard this, heard Mr. Lukasewicz say that he
6 lives in a garage. Not in a residence but in
7 a garage. I have a garage up here and I have
8 people that would love to live in there. I
9 want to know if it's legal for me to use my
10 property as a garage, as you are. And it's
11 not here because you're running or anything
12 else, but I was taken aback by that, to say
13 that you actually live in a garage on
14 Sanderson or George or whatever it is and not
15 a residence, and yet there's no ordinance that
16 says you can live in a garage. As a
17 councilman, I mean, you should know the
18 ordinance better than anybody, and I want to
19 know today as I'm standing here if you live in
20 the garage or do you live elsewhere?

21 MR. LUKASEWICZ: It's being
22 addressed.

23 MR. BOLUS: Pardon?

24 MR. LUKASEWICZ: It is being
25 addressed.

MR. BOLUS: Well, this is a public meeting. I'm asking a question. Do you live in a garage?

MR. LUKASEWICZ: I gave you an answer. It's being addressed.

MR. BOLUS: Well, how's it being addressed, Mr. Lukasewicz? I'd like to know because you made a statement in the courtroom that you live in a garage. Now, I'd like to know if you live in a garage.

MR. LUKASEWICZ: You can twist all the words the way you want to twist them. There was a court hearing, there was a decision made by a judge. There's been some correspondence from the board to me and it's being addressed through Mr. Kalinoski and my attorney, and that's all I'll say at this time.

MR. BOLUS: Well, as a public official you can say what you want or ignore the question. I've been cited for more things up here by people that are wrong and harassed over the last 30 years.

Now, I have a business here and you have a business where you're at. Now, I ran

1 as a councilman here years ago but I couldn't
2 use my garage as my residence. I just want to
3 know how you could use a garage as the
4 residence, whether there was a court hearing
5 or not. You stated you live in a garage. I
6 want to know if it's true, that you can live
7 there, or I can file for a variance right now
8 and have people move into my garage to
9 generate income. And you've been here for how
10 many years as a councilman. You know the
11 rules better than I do. I just want to know
12 do you live in a garage?

13 MR. LUKASEWICZ: I told you, it's
14 being addressed.

15 MR. BOLUS: And in what form is it
16 being addressed?

17 MR. LUKASEWICZ: It will be
18 responded to by my lawyer.

19 MR. BOLUS: Well, do you live in the
20 garage or not?

21 MR. LUKASEWICZ: We received a
22 letter from the borough. It will be answered
23 by my lawyer.

24 MR. BOLUS: Are you being cited by
25 the borough for the garage?

1 MR. LUKASEWICZ: There's a court
2 order that was done by Judge Geroulo that
3 found in my favor. You were there, Bob.

4 MR. BOLUS: That's right, and I want
5 to know --

6 MR. LUKASEWICZ: Are you telling me
7 that the judge was wrong?

8 MR. BOLUS: Yeah, I'm saying the
9 judge was wrong.

10 MR. LUKASEWICZ: That's your
11 opinion. I have my opinion. It's over with.

12 MR. BOLUS: I'm absolutely saying
13 the judge was wrong in that decision, that you
14 don't live in a garage. Because if you live
15 in a garage, then everybody else could live in
16 their garage or their sheds here.

17 MR. LUKASEWICZ: Bob, do I live in
18 Throop?

19 MR. BOLUS: Huh?

20 MR. LUKASEWICZ: Do I live in
21 Throop?

22 MR. BOLUS: Do you live in Throop?

23 MR. LUKASEWICZ: Yes. Does anybody
24 in this room dispute that I live in Throop?

25 MR. BOLUS: Hey, Tom, I don't know

1 if you live Throop. I know you live in a
2 garage, is where you said you live.

3 MR. LUKASEWICZ: It will be
4 addressed.

5 MR. BOLUS: I'm just asking an
6 honest question.

7 MR. LUKASEWICZ: It will be
8 addressed.

9 MR. BOLUS: I mean, there can be a
10 simple yes, I do, or no, I don't.

11 MR. LUKASEWICZ: You have your
12 answer.

13 MR. BOLUS: Well, it's not my
14 answer. I'm going to ask that answer.

15 MR. LUKASEWICZ: If you don't like
16 it, so what.

17 MS. MENICHETTI: Bob --

18 MR. BOLUS: I think we should find
19 out whether you live in a garage or a
20 residence if you're going to run for council
21 here and challenge people.

22 MS. MENICHETTI: Bob, he answered
23 your question.

24 MR. BOLUS: Thank you.

25 MR. ROCCO: I want to say something

1 on that stop sign. The reason why it was
2 moved up --

3 MS. MENICHETTI: You have to give
4 your name for the stenographer.

5 MR. ROCCO: Dominic Rocco, 110
6 Sanderson Street. We're talking about that
7 stop sign. The reason why it was pushed up
8 further is because you weren't able to see the
9 oncoming cars coming. It's too far back. You
10 can't see. Maybe we need another solution.
11 Leave the stop sign where it is and come up
12 with something else. Have a policeman patrol
13 it a little more or something.

14 MS. MENICHETTI: I think we need a
15 policeman a little bit more.

16 MR. ROCCO: Another thing, I think
17 that sign, the Midvalley School District sign,
18 there, that should be pushed back a little
19 bit, too, because that's blocking the view.
20 You know?

21 MS. MENICHETTI: Are you finished,
22 Mr. Rocco?

23 MR. ROCCO: Yes. Thank you.

24 MS. MENICHETTI: Anyone else in this
25 little section over here? Agnes, do you have

1 anything? Betty? Anyone else there?

2 MS. JOHNSON: I was asking you
3 before, Mr. Brazil, what could be done with
4 this, how you check into this financial
5 summary of the booster club.

6 MR. BRAZIL: Well, the only thing
7 is -- I mean, I don't have -- I haven't
8 reviewed whatever documentation was granting
9 this money so I have to take a look at that.
10 I'd have to see if there was some in the
11 motion, ordinance, however. I don't know how
12 it was -- I wasn't here, obviously. How it
13 was done. I mean, obviously if you want --

14 MS. JOHNSON: Would you look into it
15 for us?

16 MR. BRAZIL: Yes, I'll take a look
17 at it.

18 MS. JOHNSON: Who's in charge of the
19 booster club?

20 MR. BARNICK: Like she doesn't know.

21 MS. JOHNSON: No, I don't. No, I
22 don't. Is there a few people? One? Who's in
23 charge of the booster club?

24 MS. MENICHETTI: I don't know who
25 they are. I think their officers are -- I'm

not sure. I think Mr. Musewicz is still the president but I don't know who the other officers are. I have no idea.

MS. JOHNSON: All right.

MR. BRAZIL: I'll get a copy of it.

MR. BARONE: Who's going to take care of the kids when we destroy the booster club?

MR. LUKASEWICZ: Enough is enough.

MR. BARONE: All personal taxes.

MS. MENICHETTI: Motion to adjourn the meeting. Adjourned.

CERTIFICATE

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 93 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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