

1 THROOP BOROUGH COUNCIL
 2 THROOP, PENNSYLVANIA
 3
 4 IN RE: REGULAR MONTHLY MEETING
 5
 6
 7 APRIL 25, 2005
 8 7:00 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

1 MS. MENICHETTI: Announcement for
 2 spring cleanup is as follows: First ward will
 3 be Monday, May 2. Second ward, Monday, May
 4 9. Third ward, Monday, May 16. Fourth ward,
 5 Monday, May 23. All items must be curbside by
 6 7 a.m. All handicapped citizens requesting
 7 special assistance should contact the street
 8 commissioner for special arrangements.

9 Now, before we entertain questions
 10 from the floor, does anyone have any other
 11 motions that they would like to add at this
 12 time?

13 MR. LUKASEWICZ: Madam Chairman, at
 14 this time I'd like to ask attorney Brazil some
 15 things before I make a motion.

16 Attorney Brazil, the booster club
 17 handed in a copy of their receipts about a
 18 month and a half ago, and with that came a
 19 letter requesting additional funds for this
 20 year because they needed monies to allocate to
 21 their programs.

22 At a prior meeting I asked how much
 23 money we could allocate to them, and even
 24 Madam Chairman requested from you how much
 25 money can be allocated to the civic

1 (Whereupon the Pledge of Allegiance
 2 was recited.)
 3 MS. MENICHETTI: Roll call, Mr.
 4 Novack.
 5 MR. NOVACK: Mrs. Shortz?
 6 MRS. SHORTZ: Present.
 7 MR. NOVACK: Mr. Marushock?
 8 MR. MARUSHOCK: Present.
 9 MR. NOVACK: Mr. Lukasewicz?
 10 MR. LUKASEWICZ: Present.
 11 MR. NOVACK: Mr. Barnick?
 12 MR. BARNICK: Here.
 13 MR. NOVACK: Mr. Barone?
 14 MR. BARONE: Here.
 15 MR. NOVACK: Ms. Johnson?
 16 MS. JOHNSON: Here.
 17 MR. NOVACK: Ms. Menichetti?
 18 MS. MENICHETTI: Present.
 19 MR. NOVACK: Mayor Lukowski?
 20 MAYOR LUKOWSKI: Here.
 21 MR. NOVACK: Mr. Brazil?
 22 MR. BRAZIL: Here.
 23 MR. NOVACK: Ms. Hartshorn?
 24 MS. HARTSHORN: Here.
 25 MR. NOVACK: Ms. Menichetti?

1 organization. I asked you the question on
 2 Thursday, and your response to me was that you
 3 can allocate whatever you want to allocate to
 4 that civic organization in the borough. Is
 5 that correct?

6 MR. BRAZIL: There are no
 7 limitations in the borough code as it pertains
 8 to civic organizations.

9 MR. LUKASEWICZ: What I would like
 10 to do this evening, I would like to put a
 11 motion on to allocate \$20,000 to the Throop
 12 Booster Club. And that would be considered as
 13 a 2005 allotment. What I would like to see is
 14 an allotment every year in the future. And
 15 this money is to be used to benefit the
 16 children of Throop and the various booster
 17 programs. The money is to be kept in a
 18 separate borough account and to be disbursed
 19 as receipts are given from the booster club to
 20 the borough. So this way there should be no
 21 chance of any improprieties or the appearance
 22 of anything. When they have work done, the
 23 field finished or whatever is done, they turn
 24 the receipts in and the money is given to
 25 them. That's all I have at this time.

1 MR. BARNICK: I have motion a to
2 place on. Being that I seen fliers out
3 throughout the town that there's going to be
4 an overwhelming influx of money at the end of
5 the year to hand out \$200 per resident,
6 approximately \$360,000 in this next year
7 coming, according to the flyer, hose company
8 number three I know is going through a
9 renovation project. So I'd like to see
10 \$50,000 allocated to hose company three for
11 their renovation project. Since we already
12 allocated approximately \$50,000 or more to
13 hose company number two, I'd like to see the
14 same thing done for hose company number one
15 next year and keep it on a yearly basis like
16 this.

17 MS. MENICHETTI: What are you
18 allocating?

19 MR. BARNICK: \$50,000 to hose
20 company number three for renovations.

21 MS. MENICHETTI: Where is this money
22 coming from?

23 MR. BARNICK: From the general
24 fund. Not only that, last year there was an
25 increase of the tonnage. It was, like,

1 memorials. You said you would have it for me
2 today, tonight. Now, I asked you outside and
3 you said you couldn't get it done. I'd like
4 to know what you're working on because I got a
5 bill on something that you shouldn't even have
6 been working on, such as complaints, but it's
7 in as a motion now. We're already getting
8 charged for something here that you weren't
9 even supposed to be working on.

10 MR. BRAZIL: Well, let me explain --

11 MR. BARNICK: Well --

12 MR. BRAZIL: Do you want a
13 response?

14 MR. BARNICK: Well, I'd like to know
15 what the limit is for the borough for the
16 allocation of a memorial.

17 MR. BRAZIL: And that was not your
18 specific question.

19 MR. BARNICK: Yes, it was.

20 MR. BRAZIL: No, your specific
21 question was what can the borough allocate to
22 a local veterans organization. That was your
23 specific question.

24 MR. BARNICK: No, a memorial.
25 Irregardless, you should know the borough

1 \$2.02. So another two cents per ton as of
2 November of this year. I'm not sure if
3 anybody's aware of it, but I remember when we
4 negotiated the contract that was part of it.
5 There's another \$20,000 right there.

6 MS. JOHNSON: Well, I think --

7 MS. MENICHETTI: So you just
8 allocated \$70,000 from our budget that we
9 don't have budgeted.

10 MR. BARNICK: Well, \$25,000 for
11 lawsuits, so we can find it.

12 MS. MENICHETTI: Now we have three
13 more lawsuits. That's another \$75,000.

14 MR. LUKASEWICZ: They're complaints,
15 not lawsuits. That's a big difference.

16 MR. BARNICK: Try to play politics.
17 Mr. Brazil --

18 MS. MENICHETTI: Does anyone else
19 have any other motions?

20 MR. BARNICK: I'm not finished.

21 MS. MENICHETTI: Is this motion
22 number 35?

23 MR. BARNICK: Mr. Brazil, I asked
24 you Thursday for an opinion on the veterans
25 organizations and what can be appropriated for

1 code.

2 MS. MENICHETTI: All right, one
3 person speaks at a time. One person speaks at
4 a time.

5 MR. BRAZIL: You had asked me that
6 on Thursday and I said I would attempt to get
7 it for you. Okay? The following day, on
8 Friday, we had a meeting on Meade Street,
9 which I assumed was a priority over that
10 because I wasn't aware there was any issue
11 with the veterans. Regarding those
12 complaints, they were faxed to my office and I
13 received them on Saturday, and that's when I
14 went through them. I said I apologize for not
15 being able to get that for you by tonight, but
16 I will have that for you hopefully by this
17 week. I kind of did the priority thing
18 first. Meade Street seemed to be --

19 MR. BARNICK: So that took all of
20 two full days of your work --

21 MR. BRAZIL: No, it didn't take all
22 of --

23 MR. BARNICK: -- to do Meade
24 Street?

25 MR. BRAZIL: It did not take all

1 full --
 2 MR. BARNICK: Where is the stuff on
 3 Meade Street?
 4 MR. LUKASEWICZ: It's not on the
 5 agenda.
 6 MS. MENICHETTI: Are you putting a
 7 motion on the floor, Mr. Barnick?
 8 MR. BARNICK: No, I want to get this
 9 clear.
 10 MS. MENICHETTI: If not, we're going
 11 to start the meeting.
 12 MR. BARNICK: Because I want to read
 13 right from the borough code. Care and
 14 erection of memorials, so people won't think
 15 I'm anti-veteran, because I spent 17 years in
 16 the Marine Corp and the National Guard.
 17 Honorable service. Outstanding service.
 18 Somebody's been trying to label me an
 19 anti-veteran who is not a veteran or never was
 20 and never could be, however you want to take
 21 it. It's a disgrace.
 22 But the care and erection of
 23 memorials, I will not violate borough code
 24 laws so I went by this, and this what you are
 25 allowed. You're allowed \$1,000 for care and

1 what I'm talking about.
 2 MR. BARNICK: One hundred dollars?
 3 Where are you going?
 4 MS. MENICHETTI: That was a motion
 5 to give them \$100. So you said \$250 --
 6 MR. BARNICK: Three thousand, five
 7 hundred --
 8 MS. MENICHETTI: -- American Legion,
 9 \$250 to the VFW, and \$100 for the memorial in
 10 Washington D.C.
 11 MR. BARNICK: That's \$500.
 12 MS. MENICHETTI: That's \$600.
 13 MR. BARNICK: That \$500 for Memorial
 14 Day services of veterans organizations. You
 15 can't read very well, can you?
 16 MS. MENICHETTI: I can read
 17 perfectly because I'm a college graduate. Not
 18 like you, Mr. Barnick.
 19 MR. BARNICK: Erection of memorials
 20 is --
 21 MS. MENICHETTI: All right, the
 22 meeting is going to begin. Enough, enough,
 23 enough. I'm going to entertain questions from
 24 the floor.
 25 MR. BARNICK: Booster members, you

1 erection of memorials in the boundaries or
 2 outside of the boundaries of the borough,
 3 according to the borough code section 1203,
 4 number 60. Veterans organizations, you're
 5 allowed to donate \$500, and if there's more
 6 than one organization it's divided among the
 7 organizations. So that would be \$250 for the
 8 American Legion, as we do, and \$250 for the
 9 VFW. And that's what we do each and every
 10 year. So I wanted to be very explicit about
 11 that. Thank you.
 12 MS. MENICHETTI: So, then, when you
 13 put the \$100 down for the monument you were
 14 over the \$500. Am I correct?
 15 MR. BARNICK: What are you talking
 16 about?
 17 MS. MENICHETTI: There was a motion
 18 to give them \$100. So, then, you were over by
 19 your \$500.
 20 MR. BARNICK: What are you talking
 21 about?
 22 MS. MENICHETTI: You know what I'm
 23 talking about.
 24 MR. BARNICK: No, I have no idea.
 25 MS. MENICHETTI: You know exactly

1 do have a right to speak because the agenda
 2 item is here, so come up one at a time.
 3 MS. MENICHETTI: Mr. Bolus, you're
 4 first on the agenda. Would you like to stand
 5 at the podium and give your name and address
 6 to our stenographer?
 7 MR. MARUSHOCK: Madam Chairman,
 8 before we continue, I'd like to make public
 9 mention here of the regional police
 10 consolidation study before that is signed with
 11 authorization because I was advised we must
 12 keep this public. Okay? And everyone has a
 13 copy. They should have a copy before them.
 14 MS. MENICHETTI: Everyone received a
 15 copy. All right, audience comments on
 16 tonight's agenda only. It will be timed.
 17 You'll have three minutes. Go ahead. There's
 18 a resolution that's been hanging on the door
 19 back there and it's been there for months.
 20 MR. BARNICK: Well, then, why did in
 21 all these other meetings people go over three
 22 minutes and you didn't restrict them?
 23 MS. MENICHETTI: Because this is
 24 what we're doing tonight.
 25 MR. BARNICK: Why?

1 MS. MENICHETTI: I'm in charge of
2 this meeting and that's the way it will be.
3 Go ahead, Mr. Bolus. You have the floor.

4 MR. BOLUS: Number six regarding
5 money for the booster club issue, where the
6 borough wishes to turn this over to the
7 attorney general. Let me say something here.
8 This was at the last meeting that it's come
9 up, and it seems to be a little political game
10 in Throop right now. I've been in Throop 37
11 years with businesses. You know, booster
12 funds are for the booster club. The money
13 goes in there, there should be
14 accountability -- honesty and some credibility
15 involved.

16 You know, we look at, whether it's
17 the clergy or the police department, something
18 goes wrong with one person, well, then,
19 everybody's paying. And this is not all the
20 members of the booster club or the families.
21 They're supportive. They're the reason
22 there's an organization.

23 What this is about is a few bad
24 apples went out and bought cigarettes, perfume
25 and other items. It didn't go to the kids in

1 the booster club. Then they wanted to pay it
2 back but they got caught with their hand in
3 the cookie jar.

4 There's accountability here, and
5 when you take cigarettes and you buy them, you
6 have receipts. Or if you go to Bennigans and
7 pay a hundred-dollar cash tip and you don't
8 have anything to show for it, it questions the
9 credibility of the individuals handling the
10 money. Did they take the kids out and buy
11 them cigarettes? Did they want to teach them
12 how to smoke? Is this what the parents send
13 their kids there for? I don't think so.

14 MS. MENICHETTI: We won't have
15 shouting from the audience because you'll be
16 removed if you do.

17 MR. BOLUS: As the gentleman just
18 said, they went to dinner and paid a
19 hundred-dollar tip. I asked the question did
20 they buy your kids cigarettes? Did they teach
21 them to smoke?

22 MS. MENICHETTI: Bob, direct your
23 comments to the chair. Please, I don't want
24 you to do that.

25 MR. BOLUS: There's accountability

1 here to the people who were there. There's
2 receipts that speak for themselves. There's
3 cigarettes bought, there's perfume bought.
4 Whatever they did, they're the ones that have
5 to be held accountable.

6 Members of council, the majority
7 that's here, took the initiative to bring this
8 to a head. The other members of council, Mr.
9 Lukasewicz, Barone and Barnick, here, have
10 chastised everybody for bringing this to the
11 forefront. They forget what happened at the
12 civic center years ago when funds were
13 unaccountable under their reign. They had
14 nothing to say about that.

15 MS. MENICHETTI: Your time is up.

16 MR. BOLUS: All I can do is
17 recommend that this council --

18 MS. MENICHETTI: Look, you're going
19 to be removed. That's it. Keep your mouths
20 shut. This is my meeting and I'm in charge
21 here.

22 MR. LUKASEWICZ: It's not your
23 town. It's far from your town.

24 MS. MENICHETTI: All right. If you
25 don't shut up I'm going to have you removed.

1 That's it. Three minutes.

2 MR. BOLUS: I would just like to
3 make a recommendation --

4 MR. LUKASEWICZ: His time is up.
5 Why are you allowing him to speak?

6 MS. MENICHETTI: Your time is up.
7 Next, John. Would you please stand at the
8 podium, John.

9 MR. MUSEWICZ: John Musewicz, 2
10 Mruck Street. Citizen of the borough,
11 president of the booster club. I better be
12 quick. Just to make it perfectly clear -- and
13 I don't know clearer than we can make it. The
14 money that was allocated for those certain
15 projects was reallocated. Okay? It was
16 reallocated to other projects that we had that
17 were a little bit more important at the time.

18 MS. JOHNSON: Would it be the
19 illegal sewers you have down the little
20 league?

21 MR. BARNICK: No, he's got three
22 minutes.

23 MR. LUKASEWICZ: Let him speak.
24 Stop the clock.

25 MR. MARUSHOCK: I let it go before.

1 I'm not touching it.

2 MR. MUSEWICZ: The money was
3 reallocated to more important needs at the
4 time. The projects were put on hold, on a
5 temporary hold. Okay? Money was
6 reallocated. On this board, not only on your
7 term but many terms -- I've been there for 15
8 years or so -- money has been always
9 reallocated. The booster club reallocated the
10 money and we used it on other needed
11 projects. And the projects that were
12 originally allocated for that money were put
13 on a temporary hold.

14 And by no means, being president of
15 the booster club, was there any correspondence
16 put out with my signature on it claiming that
17 these projects are dead. They are still
18 pending. They're on a hold. We reallocated
19 that money to be used in other areas, much as
20 the council does over the years from one line
21 to another. It's reallocated. We reallocated
22 the money to other areas and we put the
23 projects on hold.

24 As far as -- and very quickly. I
25 won't comment on those trivial items that were

1 mentioned on the trips because that's all they
2 are, is trivial items. And those items were
3 reimbursed by the families. The money was
4 given to me personally at the end of the trip,
5 and that's all I have to say on that. I won't
6 argue that fact anymore.

7 I just want to let you people know,
8 everybody on council, that money was
9 reallocated. Once again, the projects are on
10 a temporary hold. And if we look back at the
11 minutes in '01, I would beg to differ with
12 anybody if they found any type of time frame
13 allocated with that money. There was no time
14 frame put on that money, to my knowledge, back
15 in '01. And it's just a shame that we're
16 tarnishing this group of young-girls that had
17 a great accomplishment on their journey to a
18 national championship. We were one or two
19 steps away from a national championship.

20 MS. MENICHETTI: Before you sit down
21 I have one question. Actually a few.

22 MS. JOHNSON: So do I.

23 MS. MENICHETTI: Are you a nonprofit
24 organization?

25 MR. MUSEWICZ: Technically, I don't

1 know. I'd have to look into that.

2 MS. MENICHETTI: You don't know if
3 you're nonprofit?

4 MR. MUSEWICZ: No.

5 MS. MENICHETTI: How could you not
6 know that? You are incorporated?

7 MR. MUSEWICZ: We started the
8 process. We started the process. I'm not
9 sure if the attorney ever finished it. Yes,
10 we did start it. I'm sorry. We did start
11 it. We paid an attorney's fee. We did start
12 the process. I'm not sure if the attorney
13 ever finished the process. That has to be
14 looked into.

15 MS. MENICHETTI: Do you pay taxes?
16 Are you tax-exempt?

17 MR. MUSEWICZ: We pay taxes most of
18 the time. We don't have a tax-exempt number,
19 no.

20 MS. MENICHETTI: All right. One
21 other question. You said that you were
22 reimbursed for the articles. Those so-called
23 trivial articles.

24 MR. MUSEWICZ: Yes.

25 MS. MENICHETTI: Why was it not

1 reflected in the receipts that we received
2 that you were reimbursed?

3 MR. MUSEWICZ: Because at the time I
4 put the receipts together myself. Okay? Not
5 in the company of the people that were in
6 charge of the trip. I was asked many, many
7 times by council to put them together, and
8 after my hip surgery, that I'm still
9 recuperating from, I had some time to put this
10 together on my own and that's what I did. I
11 didn't look at the receipts. You asked for
12 all the receipts. I gave to council exactly
13 what I had in my packet. I didn't go through
14 the receipts, I didn't look at the items. I
15 had no reason to. You wanted the receipts, I
16 gave them to you.

17 MS. MENICHETTI: Were you reimbursed
18 for the film and the developing of the film
19 and all these other things that --

20 MR. MUSEWICZ: I got reimbursed,
21 yes. There was an envelope full of money
22 returned to me at the end of the trip, all
23 reimbursement money.

24 MS. MENICHETTI: Because it's not
25 reflected in any of the receipts that we

1 received.

2 MR. MUSEWICZ: I'm telling you --

3 MS. MENICHETTI: You accounted for

4 \$20,000 and that was it. It didn't show any

5 receipts, it didn't show any returned, it just

6 showed accounting for \$20,000.

7 MR. MUSEWICZ: You asked for

8 receipts and that's what I gave you.

9 MR. MENICHETTI: Anyone else have a

10 question of Mr. Musewicz while he's standing?

11 MS. JOHNSON: I do. I came across

12 the minutes from August 25 of 2003, and in

13 here there's a dialog between Mr. Barnick and

14 Mr. Lukasewicz, and it's about illegal sewers

15 down at the booster club and that's where the

16 money should have been used, to fix illegal

17 sewers. Were they fixed?

18 MR. MUSEWICZ: I pointed that out in

19 my address in the beginning. It's on a

20 temporary hold.

21 MS. JOHNSON: So sanitary conditions

22 for the children were put on hold? Don't you

23 think sewers that are illegal dumping

24 somewhere should have been fixed before --

25 MR. MUSEWICZ: Let's just say

1 aware of the sewers --

2 MS. JOHNSON: Right here I am.

3 MR. LUKASEWICZ: Now that you're

4 sitting here as a councilman knowing that

5 there are sewers that are possibly illegal,

6 don't you think that's in the best interest of

7 you and everybody in this town and you go out

8 on a limb tonight and make sure that the

9 sewers are fixed there tomorrow?

10 MS. MENICHETTI: Enough. Mr.

11 Marushock has the floor now.

12 MR. MARUSHOCK: Mr. Musewicz, if I

13 may comment, I sat here on council March 27 --

14 (Whereupon a brief discussion was

15 held off the record.)

16 MR. MARUSHOCK: I sat on council, I

17 believe it was March 27 of 2001, when we

18 allocated approximately \$23,800. At that time

19 you came before us requesting the money for a

20 specific use. I believe at that time, in the

21 spring, the early spring you had proposals in

22 your hand, that all you basically needed was

23 the funding in place that you can tell the

24 contractor okay, we have the funding. Let's

25 move forward.

1 they're probably on the same scale as the salt

2 contamination that we have on the field.

3 They're right about on the same level. Would

4 you like --

5 MS. JOHNSON: It's my understanding

6 that they're going into the mines. Is that

7 correct?

8 MR. MUSEWICZ: Would you like to see

9 some pictures of our contamination?

10 MS. JOHNSON: I've seen those

11 before. Thank you.

12 MR. MUSEWICZ: Does anybody want to

13 see some pictures of our salt contamination?

14 MR. BARNICK: Good job.

15 MS. JOHNSON: Don't you think it's

16 important that there's illegal sewers down

17 that little league?

18 MR. MUSEWICZ: Just as important as

19 the contamination of the salt.

20 MS. JOHNSON: But you knew this

21 since 2001.

22 MR. MUSEWICZ: You knew this.

23 MS. JOHNSON: I wasn't here in 2001,

24 you were.

25 MR. LUKASEWICZ: Now that you're

1 MR. MUSEWICZ: No. Absolutely not.

2 MR. MARUSHOCK: Things have

3 changed. However, repeatedly --

4 MR. MUSEWICZ: George, that was

5 never that way.

6 MR. MARUSHOCK: Repeatedly over the

7 years, Mr. Musewicz, and even in non-election

8 years I, myself, was chastised, that I was

9 against the children, when I was asking for

10 accountability of this money.

11 Now that there's an election year we

12 have receipts. I've asked for the receipts

13 repeatedly. It's documented in the minutes.

14 In fact, in August of '03 Mr. Barnick brought

15 to the floor motion number 16 for August 25 of

16 '03, which I seconded, asking for an

17 explanation of the funding and the allocation

18 of the funds that were allocated. Okay? It

19 was still not done.

20 Now that it's an election year I

21 think you're kind of turning around and now we

22 really -- some people may not be looking for

23 accounting. I'm standing on the ground that I

24 stood all along. I'm not backing down.

25 However, this money was advanced to the

1 booster club in good faith in three separate
2 motions: \$10,000 for the rest room
3 improvements, another motion allocated \$10,000
4 for the expansion and/or renovation of the
5 concession stand. I believe there was
6 approximately \$3,800 for the resodding of the
7 boys field. Some of the receipts that we have
8 in your list of expenditures, one was from a
9 fence company, two years apart, almost, on the
10 receipts and the invoice numbers are
11 consecutive. Are we their only customer? In
12 two years of business they only did business
13 with the borough of Throop?

14 MR. MUSEWICZ: You'll have to call
15 them. I don't know.

16 MR. MARUSHOCK: That's in the
17 receipts that we have --

18 MR. MUSEWICZ: You'll have to call
19 the company.

20 MR. MARUSHOCK: Again, that was
21 brought up with the purchase of cigarettes
22 along with the roster of the children you
23 submitted. Not one child on that roster was
24 at least 18 years of age, which they need to
25 be for cigarette use or use of cigarettes or

1 purchase of cigarettes.

2 MR. BARNICK: Listen to him.

3 MR. MARUSHOCK: I was pointed a
4 finger at and I was accused of being against
5 the children. Now when I see some of these
6 receipts I can understand why they have not
7 surfaced earlier.

8 MR. MUSEWICZ: What is your
9 question?"

10 MS. MENICHETTI: Mr. Musewicz, one
11 thing I'd like to mention. When this money
12 was granted -- when this money was granted to
13 the booster club, \$10,000 to repair the
14 bathrooms and also \$10,000 to expand on the
15 concession stand, this improvement would have
16 been for the benefit of all the children of
17 the park. Am I correct?

18 MR. MUSEWICZ: That's correct.

19 MS. MENICHETTI: But you took that
20 money and you used it on 14 girls.

21 MR. BARNICK: Who brought home a
22 state championship.

23 MS. MENICHETTI: What happened to
24 the rest of the children down there? They are
25 still using unsanitary, illegal bathrooms, and

1 I don't know what your concession is. They're
2 still -- please, please, please. They're
3 still using the illegal, unsanitary bathroom.

4 MR. MUSEWICZ: What's your
5 question?

6 MS. MENICHETTI: Well, if you had
7 done this work in 2001, when the money was
8 granted to you for this specific purpose, when
9 this team came and won this championship in
10 2003 you wouldn't have had that money. It
11 would have a different -- you wouldn't be here
12 today, and there would be sanitary bathrooms
13 down there for all the park, not just a select
14 few that benefitted from \$10,000 of that
15 money. And those girls did a wonderful job.
16 I mean, that's besides the point. But that
17 was allocated for all of the children in the
18 park, not a select few.

19 MR. MUSEWICZ: Can I respond?

20 MS. MENICHETTI: Which is what
21 happened with it.

22 MR. MUSEWICZ: The bathrooms, okay,
23 the bathrooms were proposed to go up -- this
24 is the scenario. This is why it didn't take
25 place as quickly as some people thought it

1 should. Okay, not that I'm a dictator with
2 the booster club. We do everything in a vote
3 at a meeting. But I am still president.

4 The bathrooms were suggested to go
5 up closer to the road where the tie in is.
6 Okay? And I said as long as I'm president of
7 this booster club those bathrooms are not
8 going any closer to the road than they are.
9 They're actually too close the way they are.
10 So just so everybody here -- that put that
11 project on a hold. Okay?

12 The building. We had three or four
13 different points of view on what we wanted to
14 do with the building. Okay? And we couldn't
15 decide. Yes, we had plans. Yes, we had
16 another set of plans. We had three or four
17 sets of plans. Okay? And I wasn't going
18 to -- about to step in amongst our group and
19 make a decision.

20 MS. MENICHETTI: I know. You had
21 mentioned that before.

22 MR. MUSEWICZ: So that project was
23 put on a temporary hold until we could come up
24 with a decision that would be --

25 MS. MENICHETTI: But it's three

1 years later. I mean, how long does it take
2 you to make a decision like that?

3 MR. MUSEWICZ: Mind you, we're all
4 volunteers. Let me -- everybody doesn't spend
5 as much time down that little league as maybe
6 I do. Okay? Everybody doesn't come to a
7 meeting for one reason or another. It's tough
8 sometimes to get a core of people and make a
9 proper decision where it's going to benefit
10 everybody involved. So sometimes the process
11 gets a little longer than normal.

12 Well, guess what, it did. It got --
13 the process got a little longer than normal.
14 Okay? By no one's fault. We just couldn't
15 agree on certain things.

16 MS. MENICHETTI: To this day have
17 you ever agreed on it?

18 MR. MUSEWICZ: I would say --

19 MS. MENICHETTI: To this day have
20 you ever agreed on where these bathrooms would
21 go? Because they still are unsanitary,
22 illegal bathrooms.

23 MR. MUSEWICZ: We sort of agreed
24 that we would probably have to put some type
25 of pumping station in down by the girl's

1 us with receipts.

2 MR. MUSEWICZ: It seems like your
3 assumption was before that.

4 MS. MENICHETTI: No. Actually I
5 heard it after. Look, I voted not to take the
6 money back because I had not heard those
7 comments, but after I did hear the comment I
8 became very upset by it.

9 MR. MUSEWICZ: We just turned the
10 receipts in about a month ago.

11 MS. MENICHETTI: Right, and this is
12 when these comments had come to light.

13 MR. LUKASEWICZ: Daryl, can I make
14 one statement? You said to John that it's
15 taken three or four years for this project not
16 to come to light, and it sort of seems like
17 you're trying to make it sound like it should
18 have been done. Well --

19 MS. MENICHETTI: Yeah.

20 MR. LUKASEWICZ: In government --
21 yes, maybe it should have been. In government
22 sometimes things take a long time to happen.
23 We've been trying to build a DPW complex for
24 this borough for ten years and we still
25 haven't built it. It's the same scenario. Do

1 concession stand. And trust me, I wasn't sure
2 that the \$10,000 was going to cover all that
3 we needed to put in this pumping station to
4 take the sewers up to the street.

5 MS. MENICHETTI: John, not to
6 interrupt you, but as you recall, when this
7 motion came to light before to have the money
8 returned to the borough I voted against it.
9 Okay?

10 MR. MUSEWICZ: I think it was in
11 June.

12 MS. MENICHETTI: Right. But when I
13 saw the receipts and how the money was spent
14 and heard the comments of some of the parents
15 that were on the trip, that we ate like kings,
16 Jack Dolan even took us to the movies, I mean,
17 those were things that really upset me.
18 Okay? Because this is taxpayers' dollars.
19 This is public money. You don't spend it like
20 that. That was irresponsible.

21 MR. MUSEWICZ: I don't think -- I'm
22 not sure that, you know, we should have went
23 on assumption of how the money was spent. I'm
24 not sure that you were hearing --

25 MS. MENICHETTI: Well, you presented

1 you understand? Sometimes things just don't
2 get done when you want them to be done.

3 MS. MENICHETTI: I'm talking about
4 buying cigarettes, perfume.

5 MR. LUKASEWICZ: There's no
6 cigarettes bought for children. They were
7 reimbursed.

8 MS. MENICHETTI: Film, developing
9 film, nail clippers, candles.

10 MR. LUKASEWICZ: Did you not hear
11 Mr. Musewicz say they were reimbursed?

12 MS. MENICHETTI: Well, he's saying
13 that now after the fact but I didn't see that
14 reflected in the report.

15 MR. LUKASEWICZ: You don't believe
16 him?

17 MS. MENICHETTI: It wasn't reflected
18 in the reports.

19 MR. LUKASEWICZ: Do you believe
20 him?

21 MS. MENICHETTI: Do you have
22 something you want to say? Mrs. Shortz has --

23 MRS. SHORTZ: You stated before that
24 there were no actual -- if everybody please be
25 quiet. You stated before that there were no

1 actual plans in place or anything developed.

2 MR. MUSEWICZ: Preliminary plans.

3 MRS. SHORTZ: Preliminary or
4 whatever. And yet at the meeting on August 25
5 there was a motion made by Mr. Barnick to send
6 a letter to the club requesting the status of
7 these rest rooms and expansion. And in the
8 discussion that pursued in that he stated that
9 he had spoke to the contractor and the
10 contractor was confused because he couldn't
11 understand why things weren't moving forward
12 either, and that the illegal sewers were --
13 questionably whether they were even part of
14 the plan. Whether that was in it or not.

15 So there's a lot of comments, and a
16 lot of people here are believing what's been
17 put in the paper by certain council members,
18 that this has all been brought up now, the
19 politics. This has been being requested since
20 2003. This is a year and a half we've been
21 trying to get an accounting of this money.
22 And the money just kept getting spent, and
23 accountability, no answering or anything else
24 that came about.

25 And as Daryl said, when we asked --

1 we've been asking a long time, as you know. I
2 asked myself on several occasions for this --
3 these receipts. They were brought in, they
4 were presented, they were discussed at a
5 meeting. Nobody said a word until we came out
6 with questioning what was actually in the
7 receipts, and then suddenly well, all that
8 money was reimbursed. It wasn't part of the
9 money. When you're handing in an accounting,
10 then you're responsible for what you
11 submitted. And if it's incorrect information,
12 than that's not us trying to bash the
13 boosters, that's the boosters presenting
14 inaccurate information.

15 There's no proof here of anything
16 being returned, anything being resubmitted.
17 All we have are bills that are put here.

18 And that one bill in particular that
19 was for the cigarettes, that's the only thing
20 on that receipt. It's not like it was a
21 receipt for a number of things, that that was
22 one item in there that got missed. That was
23 an individual receipt for that one item
24 alone.

25 MR. MUSEWICZ: Why don't you think

1 that was reimbursed?

2 MRS. SHORTZ: Well, there was
3 nothing presented to us officially. That
4 statement was never officially presented to us
5 until now. It was put into the newspaper.
6 And I contend, then, what that looks like is
7 just a way to cover up what occurred. Because
8 if you had presented to counsel and that was
9 all in here in the beginning, then I would say
10 okay, then. But that was all deducted from
11 the \$20,000.

12 So now there's still money that's
13 not accounted for because you accounted for
14 almost \$20,000. It's 19,000-some-hundred. I
15 don't remember the exact figure. But now
16 you're saying a lot of this money was
17 returned, so then there's still not an
18 accounting for what was actually spent.

19 And the other issue I have is when
20 we did ask last year, in September, again for
21 an accounting -- and that was shortly after we
22 had had that vote that didn't pass to have the
23 money returned -- suddenly all these past due
24 bills from Bataglia, which are for ordinary
25 baseball equipment from a season, which in my

1 opinion that should have been paid for out of
2 booster club money. You are receiving
3 registration fees, you are receiving money
4 from all the signs in the park, you have your
5 cow flop every year which I'm sure is bringing
6 in a large sum of money. Let me just finish.

7 So how come, then, after we wanted
8 an accounting for this money the money
9 suddenly gets -- another several thousand
10 dollars is spent to pay for bats, balls, hats,
11 gloves, those types of things which should
12 have been ordinary expenses? Those are not
13 extraordinary things.

14 MR. MUSEWICZ: We have almost seven
15 acres down there. Okay? Please do not even
16 attempt -- attempt to try to conjure up what
17 we spend on the children in this borough
18 because you have absolutely no idea. So
19 please don't get into that area.

20 MRS. SHORTZ: Well, I don't know
21 what -- I mean, outside of -- my son played
22 baseball, and I know when he participated we
23 paid a registration fee. He got a hat and he
24 got a shirt which was paid for by the sponsor
25 of that team. Okay? And there were bats and

1 balls and helmets that everybody used that
2 were participating in the game. And those are
3 all things we're again now paying for out of
4 this money. What are the things that are
5 being paid for?

6 MR. MUSEWICZ: How old is your son?

7 MRS. SHORTZ: He's now 26.

8 MR. MUSEWICZ: Okay. So he played
9 little league at the age of 12.

10 MRS. SHORTZ: He played up until
11 whatever age they were eligible to play.

12 MR. MUSEWICZ: Trust me, trust me,
13 the prices of equipment, the prices of
14 insurance, the prices of upkeep went up
15 tremendously.

16 MRS. SHORTZ: I agree with that.
17 Everything goes up.

18 MR. MUSEWICZ: This was the first
19 year we raised the registration fee up. It is
20 quite a few years. Okay? Because, yes, we
21 had the cow flop. Yes, we didn't think -- we
22 didn't raise the registration fee because we
23 did have a couple dollars and we didn't want
24 to put a strain on the -- but even with the
25 registration fee going up to what it is now

1 been pointed out that some of that money was
2 not a good expenditure of that money.

3 So I still think that this money
4 needs to be accounted for. I don't think the
5 organization used good judgment. This has
6 nothing to do with the kids, despite what
7 certain council members are turning it around
8 to. This has to do with accountability of
9 taxpayer dollars that were misappropriated by
10 certain members of the organization. And
11 that's where the problem is and it needs to be
12 looked into.

13 MR. BARNICK: I have to say
14 something.

15 MR. MUSEWICZ: Can I respond first?
16 Just real quick. All of the money that was in
17 that account went to benefit the children of
18 this borough. All of it.

19 MS. MENICHETTI: Not with cigarettes
20 it didn't.

21 MR. MUSEWICZ: That money -- those
22 items was reimbursed. Okay? Those items were
23 reimbursed.

24 MRS. SHORTZ: Well, when this gets
25 investigated, then we'll know for sure and

1 covers very, very little, very little per
2 child.

3 MRS. SHORTZ: Well, if all these
4 things are so expensive -- and I agree they
5 are --

6 MR. MUSEWICZ: That's why I come to
7 the borough.

8 MRS. SHORTZ: -- that our children
9 that belonged in the band at the Midvalley,
10 when they would go out on their competitions,
11 et cetera, they raised their own money through
12 different things to do that. And I understand
13 with this trip there was a time restraint on
14 it and I can accept that fact.

15 But there appears to be absolutely
16 no attempt to earn any of that money even
17 after the fact and try and defray it. The
18 money sat there from the council which was
19 intended for a very good purpose that would
20 protect the health and welfare and the safety
21 of all the children in the booster club, and
22 that money then was allocated for this trip
23 and there's been no attempt to offset that.
24 And now that receipts have been submitted, now
25 you're saying money was returned when it's

1 then we'll know if it's inappropriate or not.

2 MR. MARUSHOCK: The money was not
3 expended as per the motion in which the
4 funding was approved.

5 MR. MUSEWICZ: All I can stand here
6 and tell you was the money was --

7 MR. BARNICK: Am I going to get to
8 speak or are you going to start speaking --

9 MR. MUSEWICZ: Money was allocated
10 to different areas. Okay? The projects are
11 on a temporary hold. By no means are the
12 projects dead. We have plans on completing
13 the projects. Okay? How else do you want me
14 to explain it? The money was shifted. We
15 shifted the money. We still have plans on
16 doing the projects.

17 MS. MENICHETTI: But, John, the
18 money was granted to you for a specific
19 purpose. It wasn't donated.

20 MR. MUSEWICZ: It was reallocated.

21 MS. MENICHETTI: But you reallocated
22 it. We didn't, you did.

23 MR. LUKASEWICZ: It went to the kids
24 of Throop.

25 MS. MENICHETTI: We were the ones

1 that granted the money to you. It was
2 granted. Do you know what a grant is? A
3 grant means that you use it for the specific
4 purpose for which it was given.

5 MR. BARNICK: It wasn't no grant, it
6 was a motion.

7 MS. MENICHETTI: It was granted to
8 them for a specific purpose.

9 MR. LUKASEWICZ: Mr. Musewicz, how
10 many children --

11 MS. MENICHETTI: The stenographer
12 cannot take 15 people speaking at once.

13 MR. LUKASEWICZ: How many children
14 are in your program down there, the baseball
15 program; between the boys and girls? They
16 have T-ball, they have little league, you have
17 the junior league, missy league. How many
18 children are involved?

19 MR. MUSEWICZ: I think we have 13
20 teams this year.

21 MR. LUKASEWICZ: Thirteen teams. So
22 hundreds of children.

23 MR. MUSEWICZ: Probably in the
24 neighborhood -- I didn't count them yet
25 because we're still getting some registrations

1 the floor.

2 MR. BARNICK: Mr. Barnick was up
3 next. I voted with Mr. Marushock on that
4 motion.

5 MS. MENICHETTI: I'm going to
6 adjourn if you don't shut up, Jim.

7 MR. BARNICK: Where that money was
8 allocated from --

9 MS. MENICHETTI: I'm taking a recess
10 until everyone can calm themselves down. We
11 have stenographer. Everyone is just talking
12 whenever they feel like. I am in charge of
13 this meeting and if you say that one more time
14 I'm leaving.

15 MR. BARNICK: I was next after Susan
16 Shortz and you want to go to Mr. Marushock
17 after he spoke once already.

18 MS. MENICHETTI: All right. Shut
19 up.

20 MR. MARUSHOCK: I believe there's a
21 motion on the floor. Can we have roll call,
22 please?

23 MS. MENICHETTI: Roll call on the
24 motion to recess for five minutes.

25 MR. NOVACK: Mrs. Shortz?

1 in. I would say in the neighborhood of 150 or
2 so.

3 MS. MENICHETTI: You have to
4 realize, John, we are also financing the civic
5 center, which costs almost a quarter of a
6 million dollars a year. So, I mean, like, the
7 little league is not the only thing that we
8 supply with the children. We have the parks,
9 we have the civic center, and we do actually
10 give donations to the little league. We
11 supply you with the fireworks every year which
12 costs the borough residents \$5,000.

13 MR. LUKASEWICZ: That was never
14 given to the booster club.

15 MS. MENICHETTI: It is a draw to the
16 cow flop.

17 MR. BARNICK: It is not.

18 MR. LUKASEWICZ: It is not.

19 MS. MENICHETTI: It is a draw to the
20 cow flop.

21 MR. MARUSHOCK: If I can make a
22 statement.

23 MR. BARNICK: I have to make a
24 statement.

25 MS. MENICHETTI: Mr. Marushock has

1 MRS. SHORTZ: For.

2 MR. NOVACK: Mr. Marushock?

3 MR. MARUSHOCK: For.

4 MR. NOVACK: Mr. Lukasewicz?

5 MR. LUKASEWICZ: Against.

6 MR. NOVACK: Mr. Barnick?

7 MR. BARNICK: Against.

8 MR. NOVACK: Mr. Barone?

9 MR. BARONE: Against.

10 MR. NOVACK: Ms. Johnson?

11 MS. JOHNSON: For.

12 MR. NOVACK: Ms. Menichetti?

13 MS. MENICHETTI: For. Motion

14 carried.

15 (Whereupon a brief recess was taken
16 at this time.)

17 MS. MENICHETTI: I'm going to offer
18 you the courtesy of speaking next. Would you
19 like to?

20 MR. BARNICK: Yes. Thank you. Now,
21 as Mr. Marushock said, yes, I did vote to have
22 the booster club explain where the allocations
23 went for the money that was donated.
24 Afterwards I also found out what had happened
25 with this trip to the districts, trip to the

1 state, and it was explained to me how these
2 parents and volunteers had to run to
3 Philadelphia and run to Maryland, three, four
4 games a day, eat and washing clothes and all
5 this that's involved with it. And these
6 parents are all volunteers. They had to miss
7 work and everything else. I really didn't
8 care how they spent it because they had to
9 take care of their kids. And that's how I
10 feel about it.

11 And to criticize a hundred-dollar
12 donation to Bennigans -- or a hundred-dollar
13 tip when the girls ate for free -- and they're
14 just giving this to the people that served
15 them -- there's something wrong with you
16 people.

17 MS. MENICHETTI: Jim, for all
18 intents and purposes --

19 MR. BARNICK: Let me tell you
20 something, in this last year -- since January
21 of last year there's been seven treasurers,
22 seven audits, including an accounting agency
23 that had to straighten out the books from
24 another --

25 MS. MENICHETTI: That has nothing to

1 thousand dollars for the trip to help offset
2 the costs. I don't know what more we could
3 have done.

4 But the heart of the matter is --
5 the root of the problem here is that the
6 funding was not spent as allocated by motion.
7 Case closed. I don't know how else to say it.

8 MR. MUSEWICZ: George, I explained
9 -- once again very briefly, I explained to
10 everybody how slow the process was. We could
11 not decide, and there was some things I just
12 would not allow down there as president of the
13 booster club.

14 One was the sewer system going
15 closer to the road. That was out. As long as
16 I was in charge that would not have happened.
17 The children's concern -- the children's
18 safety was my main concern. It's actually --
19 right now it's actually too close to the road
20 the way it is. We have people -- we have had
21 damage to the fence in the near vicinity of
22 the bathrooms. Now, God forbid one of your
23 relatives, one my relatives, one of anybody's
24 relatives is walking up there. Even now
25 they're too close to the road.

1 do with this.

2 MR. BARNICK: That's no
3 accountability in council.

4 MS. MENICHETTI: You have George up
5 to speak. The chair recognizes Mr.
6 Marushock.

7 MR. MARUSHOCK: In regards to Mr.
8 Barnick's comments that the 15 dinners were
9 comped --

10 MS. MENICHETTI: One person at a
11 time, please.

12 MR. MARUSHOCK: Again, as was
13 brought out earlier, that was two years after
14 that funding was put in place for all of the
15 children of Throop to benefit. According to
16 the roster, I believe there were 11 children
17 from Throop who participated in that
18 championship team and we're proud of them.
19 They made Throop proud. They did. It's not
20 the children that is the obstacle here, it's
21 the management. And again, as we pointed out,
22 if this money was spent properly in 2001 --
23 and we in good faith appropriated that -- then
24 that money would not have been there. Plus
25 the borough, I believe, gave an additional

1 MR. MARUSHOCK: I understand, Mr.
2 Musewicz --

3 MR. MUSEWICZ: We wouldn't be
4 talking about this if there was a --

5 MS. MENICHETTI: Well, John, if that
6 was such a concern, if you are truly
7 concerned, then why didn't you do something?

8 MR. MUSEWICZ: We are. If I wasn't
9 concerned -- if I wasn't concerned I wouldn't
10 be here almost 16 years later. Okay? I do
11 this -- I do this because I love to do it.
12 Okay? Because I love to see those children --
13 I'd love to have a first-class operation down
14 there and I think we do. We provide the best
15 for our kids. Do you know what the only thing
16 we don't do for our children down there -- and
17 my kids are finished and I'm still here. We
18 have people around this -- in this
19 organization that don't have kids there that
20 are still hanging around because they love
21 it. They love what they're doing.

22 But sometimes the process is not as
23 quick as everybody wants it to be. And that
24 happened in this case.

25 But let me tell you, I am

1 concerned. I am concerned. Or else I
2 wouldn't be here 15 years later. Okay? And I
3 don't come up here -- there's not one time
4 that I come up here -- there's not one letter
5 that I sent to this council or to any of the
6 previous councils -- there's not one letter
7 that I printed -- and all the letters that
8 came from the booster club were printed by me
9 the last 15 years. Not one letter was signed
10 by a child. They were signed by me.

11 And every time I come up to this
12 building I came up personally. I represented
13 the booster club. And besides your terms, any
14 terms. For 15 years I came up here and there
15 was not one child standing in front of me. I
16 came up here as the president and there was no
17 kids standing in front of me. I put no kids
18 in front of me first. Daryl, I had to get
19 that off -- I had to tell you guys that.

20 MS. MENICHETTI: John, I know you a
21 long time. We worked side by side down
22 there. I know you a long time.

23 MR. MUSEWICZ: There's a lot of good
24 people in this town.

25 MR. MARUSHOCK: Yes, there are.

1 MS. MENICHETTI: But, you know, we
2 have an obligation too. Like you said, you
3 have an obligation to the children. We have
4 an obligation to the people in this community,
5 and the obligation we have is accountability.
6 This is what we have for accountability. This
7 is what we have for accountability. When we
8 got the receipts that was not accountability.
9 You buy cigarettes and you buy -- you buy
10 these ridiculous items.

11 MR. MUSEWICZ: The report was the
12 best I could do in the short time that I had.

13 MS. MENICHETTI: Then your
14 officers -- then you need to restructure your
15 club so that you can have people there that
16 are accountable and responsible. That's all I
17 can say.

18 MR. MUSEWICZ: We're looking for new
19 members. I would hope that you would join.

20 MS. MENICHETTI: John, we have other
21 people that need to speak.

22 MR. MUSEWICZ: Our programs are just
23 starting. I invite all of you to come down.
24 You know, we need help at the stands. I'm
25 only telling you. You want it restructured?

1 I can restructure but we need volunteers.
2 Come and help us.

3 MS. MENICHETTI: Thank you, John.
4 Mr. Rocco?

5 MR. ROCCO: I'll pass.

6 MS. MENICHETTI: Is there a Tim Fox
7 here? Jerry Barone? Jerry, you have three
8 minutes.

9 JERRY BARONE: I noticed Mr. Barnick
10 put on the agenda tonight to entertain the
11 motion to give the fire departments X amount
12 of money.

13 MS. MENICHETTI: No, just one fire
14 department.

15 JERRY BARONE: Well, I received a
16 phone call from our president. He couldn't be
17 here tonight because he had to work, but I'm
18 representing Throop Hose Company No. 1.

19 As you know, we got a grant, federal
20 grant for \$250,000 to buy a new piece of fire
21 apparatus. Our existing fire apparatus are
22 all -- I'm pretty sure everybody knows it's
23 over 35 years old.

24 Our problem is this: we received a
25 grant for \$250,000, \$25,000 we have to pay for

1 up front. It's part of a matching grant.
2 Also, we're trying to pay off a loan on our
3 building which is \$75,000. Now, the 250 that
4 we're go to get for vehicles is not going to
5 pay for the vehicle so we are going to have to
6 take a loan in excess of the apparatus.

7 But our question is, if council
8 would entertain or -- you know, we need some
9 extra money this year. I know the other
10 companies need money also, but this year we
11 need some money. We have to spend the money
12 and purchase a vehicle before November 28 of
13 this year. So whatever counsel could come up
14 with.

15 MR. LUKASEWICZ: Jerry, you received
16 \$250,000 in a grant?

17 JERRY BARONE: Yes. Well, 225 we
18 get. We have to match \$25,000 to it to bring
19 it up to 250.

20 MR. LUKASEWICZ: When you purchase
21 this fire truck are you going to have to pay
22 for it all up front or are you going to take
23 it over for at least a five-year payment or --

24 JERRY BARONE: We don't receive the
25 money. We have to turn the bill in to the

federal government as we go along and they're building the vehicle.

MR. LUKASEWICZ: So you're \$25,000 short.

JERRY BARONE: Now, we don't have to pay it back.

MR. LUKASEWICZ: I understand that, but you're still \$25,000 short.

JERRY BARONE: That goes towards fire apparatus. It can't go to anything else.

MS. MENICHETTI: We just allocated you \$15,000 more, each of the fire companies, in addition to the 25 that we give.

JERRY BARONE: I'll say one thing -- and I don't want to talk for the rest of the fire companies. We receive \$25,000 a year.

MS. MENICHETTI: And we gave you an extra ten this year.

JERRY BARONE: If you look at our expenses -- and I'm sure every fire department has the same thing -- our insurance goes up, operations go up as far as everything, our equipment, so on and so forth. We apply for as many grants as we can get. You don't

always get one, though. It's just, you know, trap shoot, so to speak.

MR. LUKASEWICZ: If you don't receive the \$25,000 will it jeopardize the purchase of this truck at this time?

JERRY BARONE: Well, we're going to have to go out and try and borrow more money from a bank to complete the purchase.

MR. BARNICK: What is left on the loan for the building?

JERRY BARONE: Seventy-five thousand.

MR. BARNICK: I mean, we did the same thing for number two down there. I can't see why this council can't find it's way to make payments on their loan.

MR. LUKASEWICZ: The same way we did for the other hose company.

MR. BARNICK: Along with the \$50,000 for number three. I can't see why not.

MS. MENICHETTI: Jerry, your three minutes are up.

MR. BARNICK: And I'd like to put that motion --

MR. LUKASEWICZ: This is important.

MR. BARNICK: It's very important.

MR. LUKASEWICZ: This is the welfare of the people of Throop.

MS. MENICHETTI: It's the welfare of the people of Throop, but you have \$70,000 on here. We have to look at our budget and see where we can get this money from. It's just not going to suddenly appear and we don't have a money tree growing out in back.

MR. LUKASEWICZ: Where's the money tree coming from to give \$360,000 back in rebates?

MR. BARNICK: According to that flier you're going to give \$200 per property owner.

MS. MENICHETTI: That's for next year. All right.

MR. LUKASEWICZ: I'd like to put on an additional motion for this evening only because it's very important.

MS. MENICHETTI: Give me the motion.

MR. LUKASEWICZ: Finding out if this urgency at hose company number one is in need of \$25,000 or they're going to have to be put out on a limb to purchase this truck, which is

for the welfare of the people of Throop, which we have an obligation to meet through taxes or whatever. I would like to see a motion on this evening to allocate \$25,000 towards the purchase of the new vehicle for hose company number one. Constructively we'll go through our budget, find money, cut wherever we can cut. But this is important. We will do it. We can have a vote taken and we'll go from there.

MRS. SHORTZ: Mr. Barone, how soon do you have to have that \$25,000, back from November?

JERRY BARONE: Before November.

MR. LUKASEWICZ: I want a motion on this evening.

JERRY BARONE: I have one other thing.

MS. MENICHETTI: Hurry up because your three minutes are up. We have a meeting to conduct here. We have business to conduct.

JERRY BARONE: This is for general safety. Has anybody been addressing the street lights that are burned out and coming off and on throughout the borough?

1 MR. MARUSHOCK: Mr. Kameronoski has
 2 been working on it.
 3 MS. MENICHETTI: Mr. Wargo. Is
 4 there a Mr. Wargo here?
 5 MR. WARGO: Joseph P. Wargo, 436
 6 Cypress Street, Throop Pennsylvania. Now, as
 7 far as the booster club, nothing else, I've
 8 before watching it, following it, being with
 9 it. I, myself, with the scouts, VFW, DAV,
 10 everything else, they're in the same position
 11 as far as money is concerned, whatever and
 12 however. I feel this way, as long as our
 13 young people are out of trouble, not what you
 14 see on TV tonight sitting in jail for murder
 15 and everything else, why should \$20,000 hurt
 16 you people up there so much. I don't
 17 understand that. I worked with the combined
 18 federal campaign and had money allocated for
 19 certain things. I was under pressure to get
 20 something, to get an object within a second.
 21 I had no time. What would you people do if
 22 you were those people with the booster club,
 23 in the same position, allocated money? What
 24 would you do with the money? How would you do
 25 it? That's all I want to know. Put it in

1 your hands.
 2 Look, let's get the thorn out of
 3 Throop's side, please. Everybody in asking
 4 what is wrong with Throop. The young girls,
 5 they gave us their best, and yet they're being
 6 accused of something that they didn't even do.
 7 MRS. SHORTZ: The girls are not
 8 being accused.
 9 MR. WARGO: Yes, they are.
 10 MRS. SHORTZ: The girls are not
 11 being accused. The girls have never been
 12 mentioned except by the minority who is using
 13 this as a campaign tactic.
 14 However, the booster club came to
 15 the council prior to that tournament and
 16 explained that they needed money and asked for
 17 a donation and a donation was made by
 18 council. They never saw fit to come back and
 19 say you know what, your donation's not
 20 enough. We're spending this money. They just
 21 spent it and expected it not to be asked for.
 22 It is being asked to be accounted for.
 23 MR. WARGO: Can I ask you a
 24 question? If you were in John's position with
 25 those young ladies from the booster club,

1 which they are the booster club, what would
 2 you do in his position?
 3 MRS. SHORTZ: When my son
 4 participated --
 5 MR. WARGO: Not your son --
 6 MRS. SHORTZ: You asked me a
 7 personal and I'm giving you a personal
 8 answer. When my son participated in a
 9 tournament I funded my own way down, my
 10 husband funded my own way. Money was given to
 11 my son for his meals by me, not by the school,
 12 not by the organization. And we all did it on
 13 our own. The school only provided them a
 14 school bus down and back. We paid for their
 15 meals, et cetera. Yes, I did. I can tell you
 16 what I did. I know what I did. It was my
 17 son.
 18 MR. WARGO: Let's say if you were on
 19 the road, unfortunately you ran out of cash or
 20 you needed cash right there. What would you
 21 do?
 22 MS. SHORTZ: I'd take it out of my
 23 money before I'd take it out of money that
 24 wasn't mine to spend. Or if I had to use it I
 25 would see to it it was returned.

1 MR. WARGO: All I can say is let's
 2 get the thorn out of Throop's side, please.
 3 MS. MENICHETTI: All right, Mr.
 4 Wargo. Next we have Robert Hegedus.
 5 MR. HEGEDUS: Robert Hegedus, 610
 6 Center Street. First of all, I'd like to open
 7 with congratulating Mr. Lukasewicz and Mr.
 8 Barnick for stepping up and allocating those
 9 funds for the booster club and fire
 10 department. As a member of the fire
 11 department for 20-plus years I appreciate
 12 that.
 13 What I found surprising was that in
 14 2001 there were representatives from the fire
 15 department that spoke on behalf of each
 16 company, particularly hose company number
 17 three, and did ask for similar money. Mr.
 18 Lukasewicz, you said these guys are in a
 19 bind. It took you four years, and you stepped
 20 up and I appreciate that.
 21 Mr. Barnick had a comment earlier
 22 about what happened at a work session. He was
 23 looking for a legal opinion on veterans
 24 memorials, and he asked Ms. Menichetti if she
 25 knew what that would be in reference to when

she said they gave a hundred dollars. Mr. Barnick, that was the motion that was made in that -- I don't have the date in front of me, but it's been reported in the Scranton Times that motion failed for a vote two-three-one, with Mr. Marushock and Mr. Keyasko in favor, Mr. Barnick, Mr. Chzran, Mr. Barone against. Mr. Lukasewicz abstained. A counter motion by one of the previous legislators to donate a hundred dollars to the project, and that did pass for a four-one-one vote, with Keyasko voting against and Mr. Lukasewicz again abstaining. So maybe that will jog your memory.

MS. MENICHETTI: It's in the minutes. I have it. You're right.

MR. BARNICK: It's wrong.

MS. MENICHETTI: You're a hundred percent correct.

MR. BARNICK: I'm a true-hearted veteran. Semper Fi.

MR. HEGEDUS: Mr. Barnick, your motion was, at the August meeting -- which to our understanding, looking at the receipts from the audit from the girls championships in

Philadelphia, your motion in August was after the July 27 game.

MR. BARNICK: It took a while for them to explain.

MR. HEGEDUS: Okay.

MR. BARNICK: Are you trying to criticize --

MR. HEGEDUS: No, I'm not. I'm just reminding you because you seem to have forgotten.

MR. BARNICK: No, I didn't forget. I'm doing fine.

MR. HEGEDUS: If I may ask council, Mr. Musewicz was up here a moment ago and he was asked if the booster club is incorporated.

MS. MENICHETTI: I asked that question.

MR. HEGEDUS: Do you remember what the --

MS. MENICHETTI: I asked him if he was nonprofit. He said he wasn't sure.

MR. HEGEDUS: He wasn't sure? How about the tax-exempt was also --

MS. MENICHETTI: I asked him if he was tax-exempt.

MR. HEGEDUS: I will close with some information for council. I'll present it to attorney Brazil. It is the original article of incorporation for Throop Booster Club, incorporated May 15, 2000. It is filed with the Pennsylvania Department of State. Its entity number is 2941823, signed by John Musewicz, John Dolan and Susan Capuccia. So they are incorporated.

And they also are, indeed, a tax-exempt corporation, which is taken from the department of state website. For those of you who want to check it tonight, it's dos.data.state.pa --

MR. BARNICK: He's still trying to attack the kids.

MR. HEGEDUS: If they were to provide me with an application I would join the booster club tonight. And the thing wasn't an attack, it was an attack on Mr. Musewicz because he misrepresented tonight by saying that he wasn't aware when he, indeed, sign the article of incorporation.

MS. MENICHETTI: As soon as everyone decides to be quiet we'll begin.

MR. LUKASEWICZ: Madam Chairman, can we continue?

MS. MENICHETTI: When it gets quiet we will continue.

MR. BARNICK: We have to hear a pin drop now.

MS. MENICHETTI: Mr. Morrell, are you here? You're next, please.

MRS. MORRELL: That should say Mrs. Dave Morrell. Mrs. David Morrell, Elaine Morrell, 315 George Street, Throop. One thing I'd like to know is what does it matter if the booster club is incorporated and if they're tax-exempt? It seems to be an issue here tonight.

Another thing, we spend a quarter of a million dollars over at the civic center for the children. I don't understand why you're denying the little league \$20,000. If we had another team right now, whether they be boys or girls, that won a championship and that went instate and on to state and won the championship would you deny funding for those kids? Would you deny the funding? No one asked how much money these parents spent out

1 of their pockets. No one asked about them
2 losing time from work or taking their own
3 personal days, vacation days or no pay.
4 Piling the kids in several rooms with them,
5 paying for all the costs.

6 Jim mentioned the laundry. The
7 kids' uniforms had to be washed continually.
8 Nobody even questioned that.

9 Did you ever go somewhere and
10 someone says while you're going to the store
11 would you pick up something for me and
12 everything's on one receipt? Not everybody --
13 people maybe run to the store, they say will
14 you buy me this, will you buy me that, and
15 these people reimbursed for that money. These
16 slips that were turned in was all the slips.
17 Maybe they just doesn't have seven treasurers
18 to get to do those books for them.

19 On another matter, the \$3,000 that
20 was from the golf tournament that was from the
21 children to the center, what exactly was that
22 used for? The donations from Mr. Bolus and
23 Mr. Hartshorn --

24 MS. MENICHETTI: It was used for the
25 children at the civic center.

1 MR. BARNICK: Where?

2 MS. MENICHETTI: You'll have to get
3 the director to give you an accounting.

4 MRS. MORRELL: The donation from Bob
5 Bolus and Larry Hartshorn for Christmas
6 decorations, I'd like to know exactly what was
7 purchased with that money.

8 MS. MENICHETTI: Christmas
9 decorations. All receipts are on file in the
10 borough building.

11 MRS. MORRELL: Do we have
12 treasurer's reports from all of 19 -- 2004 up
13 to and including last month, and do we have
14 minutes for all of 2004 and up to and
15 including the March 31 meeting? Because I
16 know I inquired about that --

17 MS. MENICHETTI: No, all the minutes
18 aren't in.

19 MR. BARNICK: We're missing March
20 and April of last year. It's detrimental to
21 this council. That's why they were not done.

22 MS. MENICHETTI: Mr. Barnick, she's
23 addressing the chair, if you don't mind.

24 MR. BARNICK: I had to explain to
25 her why we still don't have the minutes from

1 April of 2004.

2 MRS. MORRELL: How many times have
3 you in your own lives or here in the borough
4 have planned to do a project, whether it be a
5 small project or a big project, that something
6 comes up that you have to change things? You
7 have to change your thoughts, you move on to
8 another project and it's just set by the
9 wayside or your money is now spent on
10 something more important right now, and the
11 money in the budget, the borough budget, gets
12 moved around from line item to line item.

13 I just don't understand why this is
14 going, and it has been questioned for so many
15 years. The booster club has answered in the
16 past, they answered again, they give you the
17 receipts, and it's never enough. That's all I
18 have to say.

19 MR. MENICHETTI: We're now going to
20 proceed with our meeting. We're going to have
21 the opening for the bids for the Lackawanna
22 River levy rehabilitation project.

23 The first bid was received on
24 4/25/05, 11:10 a.m., from Chorba Demolition.
25 The first bid that we have from Chorba

1 Demolition is \$15,897 and there's a bid bond
2 enclosed.

3 The next is from Pioneer
4 Construction Company, 299 Main Street,
5 Sturgis, received 4/25/05 at 11:25 a.m.

6 The next bid from Pioneer is at
7 \$18,875. There's also a bid bond enclosed.

8 MR. MARUSHOCK: Madam Chairman, I'd
9 like to put a motion on the floor to accept
10 the bids and also to award the bid to Chorba
11 Demolition in the amount \$15,897 pending
12 approval from the borough solicitor.

13 MR. LUKASEWICZ: Madam chairman, I'd
14 like to a second that motion.

15 MS. MENICHETTI: We have a motion by
16 Mr. Marushock, seconded Mr. Lukasewicz. On
17 the question?

18 MR. BARNICK: Just on the question,
19 Robbie, once this is all reviewed -- I was
20 speaking to Rob Kalinoski. Can we get this
21 out as quick as possible and get this work
22 started, get it reviewed?

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

25 MR. NOVACK: Mr. Marushock?

1 MR. MARUSHOCK: For.
 2 MR. NOVACK: Mr. Lukasewicz?
 3 MR. LUKASEWICZ: For.
 4 MR. NOVACK: Mrs. Shortz?
 5 MRS. SHORTZ: For.
 6 MR. NOVACK: Mr. Barnick?
 7 MR. BARNICK: For.
 8 MR. NOVACK: Mr. Barone?
 9 MR. BARONE: For.
 10 MR. NOVACK: Ms. Johnson?
 11 MS. JOHNSON: For.
 12 MR. NOVACK: Ms. Menichetti?
 13 MS. MENICHETTI: For. All in
 14 favor. Motion carried. Treasurer's report.
 15 Mr. Pietruszkiewicz, the treasurer, will read
 16 the treasurer's report and total of the paid
 17 and unpaid monthly bills.
 18 MR. PIETRUSZKIEWICZ: Unpaid bills,
 19 April, 2005: Items for payment, \$35,340.97.
 20 Paid bills, April of 2005,
 21 \$260,552.91.
 22 Revenue report. Revenue for April
 23 of 2005 was \$530,765.07.
 24 And the Keystone Landfill credit as
 25 of April of 2005 is 3,799.90.

1 MR. LUKASEWICZ: Was it sent in last
 2 month or --
 3 MR. FEDEROVICH: Not yet.
 4 MR. LUKASEWICZ: Do you have an idea
 5 what it cost the borough of Throop to have you
 6 video record our meetings?
 7 MR. FEDEROVICH: Approximately a
 8 hundred dollars.
 9 MR. BARNICK: What -- we paid the
 10 last time. Right? You were paid the last
 11 time. What did you receive?
 12 MR. FEDEROVICH: Fifty dollars.
 13 MR. BARNICK: And how was that
 14 received?
 15 MR. FEDEROVICH: Somebody dropped it
 16 off.
 17 MR. LUKASEWICZ: Dropped it off
 18 where?
 19 MR. FEDEROVICH: At the home.
 20 MR. BARNICK: Fifty dollars cash?
 21 MR. FEDEROVICH: Yes.
 22 MR. LUKASEWICZ: Somebody paid you
 23 \$50 cash to record a borough meeting? Who
 24 gave it to you?
 25 MR. FEDEROVICH: I assumed that it

1 MR. LUKASEWICZ: Madam Chairman, I'd
 2 like to make a motion to accept the
 3 treasurer's report as read or posted and pay
 4 the monthly bills against the borough.
 5 MS. MENICHETTI: May I have a
 6 second?
 7 MR. MARUSHOCK: I'll second that.
 8 MS. MENICHETTI: It has been moved
 9 by Mr. Lukasewicz, seconded by Mr. Marushock.
 10 On the question?
 11 MR. LUKASEWICZ: Yes, on the
 12 question, Mr. Pietruszkiewicz, I didn't
 13 notice, was there a bill submitted by the
 14 individual doing the video recording here to
 15 the borough?
 16 MR. PIETRUSZKIEWICZ: What's his
 17 name?
 18 MR. LUKASEWICZ: Mr. Federovich.
 19 Was there a bill submitted?
 20 MR. PIETRUSZKIEWICZ: I didn't come
 21 across --
 22 MR. LUKASEWICZ: Mr. Federovich,
 23 will there be a bill submitted for your video
 24 reporting?
 25 MR. FEDEROVICH: Yes.

1 was you guys.
 2 MR. BARNICK: No, no.
 3 MR. LUKASEWICZ: How did you get it,
 4 in person?
 5 MR. FEDEROVICH: No.
 6 MR. LUKASEWICZ: How?
 7 MR. FEDEROVICH: It was in the mail
 8 box.
 9 MR. LUKASEWICZ: Somebody dropped
 10 \$50 in your mail box to record the Throop
 11 Borough council meetings?
 12 MR. BARNICK: Now we need an
 13 investigation.
 14 MR. LUKASEWICZ: What's going on
 15 here? What's going on here?
 16 MS. MENICHETTI: On the question to
 17 pay the monthly bills.
 18 MR. BARNICK: They don't want to
 19 hear it.
 20 MS. MENICHETTI: This is not on the
 21 monthly bills.
 22 MR. LUKASEWICZ: Mr. Federovich, in
 23 addition to the \$50 that you received in the
 24 mail box -- quiet, please. Mr. Federovich, in
 25 addition to the \$50 that mysteriously showed

1 up in your mail box for -- I guess you assumed
2 it was for video recording, will you be
3 submitting a bill to the borough for last
4 month's recording?

5 MR. FEDEROVICH: Yes.

6 MR. LUKASEWICZ: So this is
7 something that shouldn't be on the agenda.

8 MR. BOLUS: I donated the \$50.

9 MR. LUKASEWICZ: Don't allow him to
10 talk.

11 MS. MENICHETTI: You asked the
12 question --

13 MR. BOLUS: And I'm answering it. I
14 gave him the \$50. I donated it. I gave him
15 the \$50.

16 MR. MARUSHOCK: Madam Chairman, can
17 I say something?

18 MR. LUKASEWICZ: You paid \$50 --

19 MR. BOLUS: I paid Mr. Federovich
20 \$50. Do you have a problem with that?

21 MR. LUKASEWICZ: Your own person
22 agenda.

23 MR. BOLUS: There's nothing free
24 here. I donated it.

25 MR. LUKASEWICZ: Politics as usual.

1 MR. BOLUS: Too bad if you don't
2 like it.

3 MR. MARUSHOCK: If I may add to
4 this, please, we as council, at a public
5 meeting, approved the video taping of our
6 borough meetings.

7 MR. LUKASEWICZ: Did you approve Bob
8 paying for it?

9 MR. MARUSHOCK: No, we did not. We
10 never discussed the financial --

11 MR. BARNICK: Did we approve an
12 amount?

13 MR. MARUSHOCK: No, we did not. We
14 did approve the video taping of the meeting at
15 a public meeting.

16 MS. MENICHETTI: How did you know
17 that he had the money?

18 MR. LUKASEWICZ: He just told us.

19 MS. MENICHETTI: You knew when you
20 asked the question. You knew when you asked
21 the question.

22 MR. BARNICK: I want the public to
23 know.

24 MS. MENICHETTI: Yes, of course I
25 knew he was paid.

1 MR. LUKASEWICZ: Why didn't you tell
2 the rest of us?

3 MS. MENICHETTI: Residents can pay,
4 so what do you care who pays?

5 MR. BARNICK: How do you know?

6 MR. MARUSHOCK: Motion number two of
7 this evening's agenda --

8 MS. MENICHETTI: Why don't they keep
9 quiet. How is our stenographer going to take
10 minutes when 50 people are talking at once?

11 MR. MARUSHOCK: With regard to
12 motion two this evening, bills for payment,
13 there is evidently no bill for the video
14 taping of last month's or this month's
15 meetings.

16 MS. MENICHETTI: Officer, those
17 people are disrupting this meeting. Would you
18 have them removed, please.

19 MR. LUKASEWICZ: You can't remove
20 people. Be very careful. It cost us five
21 grand the last time someone was removed. Be
22 very careful when you remove somebody.

23 MS. MENICHETTI: They're going to
24 keep quiet or they're going because I cannot
25 conduct a meeting with everybody talking.

1 MR. MARUSHOCK: Madam Chairman, if I
2 may repeat this, in regards to motion number
3 two before this evening, as
4 Mr. Pietruszkiewicz said, there was no bill
5 for the video taping of last month's or this
6 month's video taping of the meeting.
7 Therefore, we should be able to proceed
8 forward and approve these bills for payment as
9 we have before of us.

10 MR. BARNICK: Just on the question,
11 who's paying for tonight's meeting?

12 MS. MENICHETTI: The question should
13 not have been --

14 MR. BARNICK: Who's paying for
15 tonight's meeting? That's what I want to
16 know.

17 MS. MENICHETTI: Does anyone else
18 have anything on the question, please? Do you
19 have anything on the question?

20 MR. MARUSHOCK: No, I don't.

21 MS. JOHNSON: No.

22 MRS. SHORTZ: The only thing I'd
23 like to state is all seven members voted
24 unanimously to have these meetings taped and
25 put on the television program. So --

MR. BARNICK: Not to pay for it.
MRS. SHORTZ: Well, you aren't paying for it so I don't see what the issue is. You voted to have it done, it's being done. It's not costing you anything so ---

MR. BARNICK: I don't know that. I don't trust -- we had seven treasurers.

MRS. SHORTZ: Is there a bill there? Is there a bill there?

MR. LUKASEWICZ: He said there will be a bill.

MRS. SHORTZ: Then if somebody else pays it, then it won't --

MR. BARNICK: I don't know who to trust anymore with --

MR. MARUSHOCK: I appreciate Mr. Bolus' donation for it. Thank you, Mr. Bolus, for the video taping of the last meeting.

MR. BOLUS: You're welcome.

MS. MENICHETTI: All right, let's have roll call, please.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

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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. All in

favor. Motion carried. Motion number four, to pay the employees of Throop borough.

MR. BARNICK: I'll make the motion.

MR. LUKASEWICZ: I'll second it.

MS. MENICHETTI: Motion by Mr.

Barnick, seconded by Mr. Lukasewicz. On the question?

MR. BARNICK: On the question, I'll be voting for everyone except Mr. Brazil because he didn't provide the opinion I requested.

MS. MENICHETTI: Anyone else on the question?

MR. BARONE: I'll be voting against Mr. Brazil's pay also. I'm still waiting for the motion since Thanksgiving.

MS. MENICHETTI: And what is your

MR. NOVACK: Mrs. Shortz?
MRS. SHORTZ: For.
MR. NOVACK: Mr. Barnick?
MR. BARNICK: For, except for any video taping.

MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Next motion, to accept the zoning report and landfill inspection report.

MR. LUKASEWICZ: I'll make the motion.

MS. JOHNSON: I'll second it minute.

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

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

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reason? Same reason as Mr. Barnick?

MR. BARNICK: He doesn't have to have one.

MR. BARONE: I asked him last Thanksgiving. He asked me, he said he'll get it for me Thanksgiving. I never got it.

MR. LUKASEWICZ: Could we keep it down in the hall, please?

MS. MENICHETTI: Roll call, Mr. Novack.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For, except as noted.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Barone?

MR. BARONE: For, except as noted.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. All in

favor. Motion carried. Motion number five,

1 to accept the correspondence as read or
2 posted.

3 MS. JOHNSON: I'll make the motion.
4 MS. MENICHETTI: Motion by Ms.
5 Johnson.

6 MRS. SHORTZ: I'll second it.
7 MS. MENICHETTI: Seconded by Mrs.
8 Shortz. On the question?

9 MR. BARNICK: On the question, you
10 had correspondence sent to your job the other
11 day of the meetings that were not done by the
12 last stenographer. Mr. Novack, I asked him on
13 Thursday to make sure he provides me with a
14 copy of all the minutes that are missing,
15 including April of last year. I still haven't
16 received this in correspondence to me, but Ms.
17 Menichetti received it at her job. She knows
18 how many minutes are missing but we can't have
19 this.

20 MS. MENICHETTI: That's right. It
21 was personal correspondence to me.

22 MR. LUKASEWICZ: It's still borough
23 business.

24 MR. BARNICK: I didn't get a copy.
25 MS. MENICHETTI: Anyone else on the

1 question, please? Roll call, Mr. Novack.
2 MR. NOVACK: Ms. Johnson?
3 MS. JOHNSON: For.
4 MR. NOVACK: Mrs. Shortz?
5 MRS. SHORTZ: For.
6 MR. NOVACK: Mr. Marushock?
7 MR. MARUSHOCK: For.
8 MR. NOVACK: Mr. Lukasewicz?
9 MR. LUKASEWICZ: For.
10 MR. NOVACK: Mr. Barnick?
11 MR. BARNICK: For.
12 MR. NOVACK: Mr. Barone?
13 MR. BARONE: For.
14 MR. NOVACK: Ms. Menichetti?
15 MS. MENICHETTI: For. All in
16 favor. Motion carried. Motion number six, to
17 turn over to the appropriate authority the
18 receipts that we received by the borough from
19 the Throop Booster Club and have an
20 investigation regarding the \$20,000 that was
21 granted to the Throop Booster Club at the
22 monthly meeting March 27, 2001, by the borough
23 of Throop. The motions read as follows:
24 Motion number 32, to allocate the
25 amount of \$10,000 to be paid to the Throop

1 Booster Club for the expansion/new concession
2 stand to be erected to cover all three fields;
3 And motion number 33, to allocate
4 the amount of \$10,000 for the construction of
5 new rest rooms, to get rid of those already in
6 existence and not functioning, building
7 something suitable for the area, and hook into
8 the sewer system on the road.

9 MR. MARUSHOCK: Madam Chairman, I
10 move to make that as a motion.

11 MRS. SHORTZ: I'll second it.
12 MR. LUKASEWICZ: Madam Chairman, on
13 the question --

14 MS. MENICHETTI: It has been moved
15 by Mr. Marushock and seconded by Mrs. Shortz.
16 On the question?

17 MR. LUKASEWICZ: On the question,
18 for this to get to this point is a travesty.
19 This was monies that were spent and receipts
20 were given to the borough of Throop stating
21 how the \$20,000 -- well, \$19,300 of the
22 \$20,000 were spent and accounted for.
23 Irregardless of if they went to the dedicated
24 projects or not, they were well spent for the
25 children and the people of Throop.

1 To investigate this and continue
2 this cloud of -- I don't know what you're
3 trying to do, but the bottom line is the
4 booster club has been there for God knows how
5 long.

6 I can only speak from experience. I
7 helped with that booster club. For eight
8 years I coached. When I was growing up in
9 Dickson City one of the most important things
10 in my life was the Dickson City Blackhawks.
11 Okay? When I was that age my parents were too
12 old to take me to play baseball. My brother
13 Frank was in Viet Nam, my brother Sylvester
14 was in college, my brother Dave was getting
15 ready to go to college. If it wasn't for the
16 Dickson City Booster Club where might I have
17 ended up? Every day in the summer I had a
18 place to go. I was safe. I learned how to
19 mingle with people. I learned to get self
20 esteem. I learned valuable assets that are
21 learned by this booster club to the children
22 of Throop.

23 Why in God's name would you try to
24 tarnish the Throop Booster Club? It's
25 absurd. It's got to stop.

MS. MENICHETTI: Mr. Lukasewicz, children learn by example. What example are we showing if we do not show accountability for this money?

MR. LUKASEWICZ: They brought the receipts. They're accountable for what was spent. Just because you don't like the receipts doesn't give you the right to --

MS. MENICHETTI: Excuse me, Mr. Lukasewicz, I am speaking. My father was one of the founders of the little league. Don't tell me about being down there. Don't tell me about spending my time down there. It was a sand lot. I mean, yes, it has come a long way. The booster club has come a long way. But there is something that is more important than that, and it's trust. It's trust.

MR. LUKASEWICZ: You're killing the trust of the booster club. I trust the booster club with my heart.

MS. MENICHETTI: They violated the trust I had in them when they purchased cigarettes and perfume and things of that nature.

MR. MARUSHOCK: Madam Chairman --

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MR. NOVACK: Ms. Johnson?
MS. JOHNSON: For.
MR. NOVACK: Ms. Menichetti?
MS. MENICHETTI: For. All in favor, motion -- four in favor. Motion carried.
Motion number seven, advertise changes to the work session and meeting dates for the Throop Borough Council for the remainder of 2005.
The new work sessions and meetings are as follows: Thursday, May 26, the work session and regular meeting.
Thursday, October 27, work session and regular meeting.
Monday, November 28, work session and regular meeting.
Thursday, December 22, work session and regular meeting.
Motion, please?
MR. LUKASEWICZ: I'll make the motion, Madam Chairman.
MS. MENICHETTI: It has been moved by Mr. Lukasewicz. May I please have quiet, please.
MS. JOHNSON: I'll second.
MS. MENICHETTI: It has been moved

MS. MENICHETTI: On the question, please?

MR. MARUSHOCK: On the question, Madam Chairman, if I may add to this once and for all. Hopefully we will put an end to this discussion. It's not against the children. It's never been against the children. It's the management and the officers who expended this money, not the children. The children did not have this money in their individual possession. It will be behind us. Thank you.

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

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: Totally against.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: Totally against.

MR. NOVACK: Mr. Barone?

MR. BARONE: Against.

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by Mr. Lukasewicz and seconded by Ms. Johnson. On the question?
MR. MARUSHOCK: On the question, Madam President, in regards to the November 28 meeting, we still may need to readjust that because that is the first day of hunting season.
MR. LUKASEWICZ: If it is I won't be here.
MR. MARUSHOCK: That's usually a day when we don't have good attendance at a meeting.
MR. LUKASEWICZ: If it is we should change that, unless I could call in from my cell phone.
MR. BARNICK: We can do that. We can all call in.
MS. MENICHETTI: What is your preference?
MR. LUKASEWICZ: If you can change it, I'd appreciate it. Can we do it the 21st?
MS. MENICHETTI: I'm working that day.
MR. LUKASEWICZ: You know what, you

1 don't have to change it for me. I'll shoot my
2 dear early in the morning. I'll be here.
3 Truly, it doesn't interfere. This is more
4 important. Meetings are more important. You
5 don't have to change it for me.

6 MS. MENICHETTI: That's the day
7 after Thanksgiving.

8 MR. LUKASEWICZ: Let it the 28th.
9 That's fine. That's fine.

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

12 MR. NOVACK: Mr. Lukasewicz?

13 MR. LUKASEWICZ: For.

14 MR. NOVACK: Ms. Johnson?

15 MS. JOHNSON: For.

16 MR. NOVACK: Mrs. Shortz?

17 MRS. SHORTZ: For.

18 MR. NOVACK: Mr. Marushock?

19 MR. MARUSHOCK: For.

20 MR. NOVACK: Mr. Barnick?

21 MR. BARNICK: For.

22 MR. NOVACK: Mr. Barone?

23 MR. BARONE: For.

24 MR. NOVACK: Ms. Menichetti?

25 MS. MENICHETTI: For. All in

1 MR. NOVACK: Mr. Barone?

2 MR. BARONE: For.

3 MR. NOVACK: Ms. Johnson?

4 MS. JOHNSON: For.

5 MR. NOVACK: Ms. Menichetti?

6 MS. MENICHETTI: For. All in

7 favor. Motion carried. Motion number nine,
8 to authorize Robert Kalinoski, street
9 commissioner, to hire a street sweeper at the
10 rate of \$95 an hour and to also have a DPW
11 employee work in conjunction with him, if
12 necessary, on the weekends.

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

14 MR. LUKASEWICZ: I'll second that.

15 Hopefully that will start this weekend.

16 MS. MENICHETTI: Whenever they get
17 the sweeper. It has been moved by Mr.
18 Barnick, seconded by Mr. Lukasewicz. On the
19 question, please?

20 MR. MARUSHOCK: I spoke with a
21 gentleman from Dunmore Borough council.
22 Evidently they do have a street sweeper up
23 there in Dunmore. He never did get back with
24 me in regards to us being able to use it,
25 perhaps no charge.

1 favor. Motion carried. Motion number eight,
2 to approve the installation of the walking
3 path at the Bellman Street park, providing
4 that the easement description is changed and
5 that there is no cost to the borough.

6 MR. LUKASEWICZ: I'll make that
7 motion if we can include in there that we have
8 a written opinion by the solicitor that all
9 the easements are properly in place.

10 MR. BARNICK: I'll second that as
11 long as you put in there that the gate matches
12 the walking path.

13 MR. LUKASEWICZ: Whatever we have to
14 to make the gate work.

15 MS. MENICHETTI: It has been moved
16 by Mr. Lukasewicz, seconded by Mr. Barnick.
17 On the question? Roll call, please.

18 MR. NOVACK: Mr. Lukasewicz?

19 MR. LUKASEWICZ: For.

20 MR. NOVACK: Mr. Barnick?

21 MR. BARNICK: For.

22 MR. NOVACK: Mrs. Shortz?

23 MRS. SHORTZ: For.

24 MR. NOVACK: Mr. Marushock?

25 MR. MARUSHOCK: For.

1 MR. LUKASEWICZ: Can we at least --
2 I know Mr. Kalinoski was in the process of
3 having this scheduled for this weekend. If we
4 could at least stick to this for this weekend,
5 and if Dunmore wants to allow us to use theirs
6 we can do that next week.

7 MR. MARUSHOCK: If you wish I'll try
8 to make a phone contact tomorrow and verify.

9 MR. LUKASEWICZ: That's fine. I
10 don't want to see this go another week without
11 being done.

12 MS. MENICHETTI: Do you want to add
13 to the motion in the event --

14 MR. LUKASEWICZ: I'd add to the
15 motion that if, indeed, the borough of Dunmore
16 is willing to allow the borough of Throop to
17 use their street sweeper our employees --

18 MR. BARNICK: On the question, leave
19 the motion the way it is, and if you want to
20 make a separate motion -- because I made this
21 motion -- you can go with a separate motion.
22 Otherwise, I don't want to see this street
23 sweeping delayed not one more week or anything
24 else because all that dirt that's laying on
25 the sides of the road is going to end up in

the sewers and we're going to end up having more problems.

MS. MENICHETTI: All right, we'll leave it as it is.

MR. LUKASEWICZ: Can we have a 9A and a 9B? Daryl, 9B would be what Mr. Marushock wanted to do.

MS. MENICHETTI: Well, let's do this one first because we're on the question. Anyone else on the question?

MR. BARONE: Yeah. How about the state roads? Are our guys going to do the state roads?

MR. MARUSHOCK: No.

MR. LUKASEWICZ: The state will do their roads.

MS. MENICHETTI: All right. Roll call, please.

MR. NOVACK: Mr. Barnick?

MR. BARNICK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: 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. All in favor. Motion carried. Now, motion 9B will be to contact Dunmore Borough.

MR. MARUSHOCK: To check on the availability of Throop Borough borrowing the street sweeper from them. I'll make that motion.

MR. LUKASEWICZ: I'll second that.

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

MR. BARNICK: On the question, I hope there's some kind of waiver of liability or whatever because I know they had problems with this before in Dunmore, and brushes and everything else there were problems. Mayor, you remember where there was a dust storm down on one street sweeper we had.

So I think you're going about it the

wrong way. Let the company be liable for whatever happens with the street sweeper.

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

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: Against.

MR. NOVACK: Mr. Barone?

MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. Six-four, one against. Okay, motion number ten, to purchase five Motorola CP series portable radios and five speaker mics from Purosky and Tuckerman for the Throop-fire police at a total of \$2,300.

MR. MARUSHOCK: I'll make that motion.

MS. SHORTZ: I'll second.

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

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. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. All in favor. Motion carried. Motion number 11, to purchase six sets of rain gear for the Throop fire police from Team Supply, Incorporated, at a cost of \$782.70.

MR. MARUSHOCK: I'll make that motion.

MS. MENICHETTI: Motion by Mr.

1 Marushock. Second?
 2 MS. JOHNSON: I'll second it.
 3 MS. MENICHETTI: Seconded by Ms.
 4 Johnson. On the question?
 5 MRS. SHORTZ: Is that the cost of
 6 all six or is that per --
 7 MR. LUKASEWICZ: That's all.
 8 MS. MENICHETTI: Roll call, please.
 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: 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. All in
 23 favor. Motion carried. Motion number 12, to
 24 authorize payment to KBA Engineering in the
 25 amount of \$3,053.75 for outstanding invoices.

1 They caused this borough a lot of problems, a
 2 lot of untimeliness in projects that we
 3 assumed would have been done last year and
 4 even ongoing projects that are not
 5 satisfactory. Especially the one on Meade
 6 Street. The residents are up in arms about it
 7 and I just think they shouldn't be paid.
 8 MS. MENICHETTI: The problems on
 9 Meade Street are not design problems.
 10 MS. JOHNSON: It was the contractor.
 11 MR. LUKASEWICZ: I tend to disagree
 12 with you.
 13 MS. MENICHETTI: Well, I was there
 14 and I saw what they were.
 15 MR. BARNICK: I think it's a
 16 combination of both.
 17 MS. MENICHETTI: Anyone else on the
 18 question? Roll call, please.
 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?

1 MS. JOHNSON: I'll make the motion.
 2 MS. MENICHETTI: Motion by Ms.
 3 Johnson. Second?
 4 MRS. SHORTZ: I'll second it.
 5 MS. MENICHETTI: Seconded by Mrs.
 6 Shortz. On the question?
 7 MR. MARUSHOCK: On the question,
 8 Madam Chairman, is this the final bill for
 9 KBA?
 10 MS. MENICHETTI: Yes. Anyone else
 11 on the question?
 12 MR. BARNICK: On the question,
 13 according to Mr. Kalinoski he still didn't
 14 receive all the maps and stuff back.
 15 MS. JOHNSON: We discussed that at
 16 the work session.
 17 MR. BARNICK: I understand that, and
 18 he still did not receive all the maps and
 19 stuff back, nor did they design what they said
 20 they were going to have ready for this last
 21 year, which I will be voting against this.
 22 MS. MENICHETTI: Anyone else on the
 23 question?
 24 MR. LUKASEWICZ: On the question,
 25 again, I will be voting against paying KBA.

1 MR. LUKASEWICZ: Against.
 2 MR. NOVACK: Mr. Barnick?
 3 MR. BARNICK: Against.
 4 MR. NOVACK: Mr. Barone?
 5 MR. BARONE: Against.
 6 MR. NOVACK: Ms. Menichetti?
 7 MS. MENICHETTI: For. Four in
 8 favor. Motion carried. Motion number 13, to
 9 authorize payment to Paul J. LaBelle in the
 10 amount of \$350 for services rendered on
 11 3/14/05 and 3/15/05. Motion, please?
 12 MR. MARUSHOCK: Madam Chairman, I
 13 move to make the motion, number 13, to table
 14 motion number 13.
 15 MS. MENICHETTI: Well, it just
 16 failed for lack of a motion.
 17 MR. MARUSHOCK: Okay.
 18 MR. LUKASEWICZ: Can we please keep
 19 it down a little bit out in the hallway?
 20 MS. MENICHETTI: Motion number 14,
 21 to authorize payment to David F. Garvey,
 22 Throop Borough sewage enforcement officer, in
 23 the amount of \$550 for the period of April 1,
 24 2005, to March 31, 2006.
 25 MR. LUKASEWICZ: Madam Chairman --

1 MR. BARNICK: I'll make it.
 2 MR. LUKASEWICZ: I'll second that
 3 motion.
 4 MS. MENICHETTI: Motion by
 5 Mr. Barnick, seconded by Mr. Lukasewicz. On
 6 the question? Roll call, please, Mr. Novack.
 7 MR. NOVACK: Mr. Barnick?
 8 MR. BARNICK: For.
 9 MR. NOVACK: Mr. Lukasewicz?
 10 MR. LUKASEWICZ: For.
 11 MR. NOVACK: Mrs. Shortz?
 12 MRS. SHORTZ: For.
 13 MR. NOVACK: Mr. Marushock?
 14 MR. MARUSHOCK: For.
 15 MR. NOVACK: Mr. Barone?
 16 MR. BARONE: For.
 17 MR. NOVACK: Ms. Johnson?
 18 MS. JOHNSON: For.
 19 MR. NOVACK: Ms. Menichetti?
 20 MS. MENICHETTI: For. All in
 21 favor. Motion carried. Motion number 15, to
 22 purchase a Sunny Day Fund CD in the amount of
 23 \$50,212.50 from the First National Community
 24 Bank at a rate of 3.75 percent for 36 months.
 25 And this represents the ten percent from our

1 host municipality.
 2 MR. LUKASEWICZ: I'll make the
 3 motion.
 4 MR. MARUSHOCK: I'll second that.
 5 MS. MENICHETTI: Motion by
 6 Mr. Lukasewicz, seconded by Mr. Marushock. On
 7 the question?
 8 MR. MARUSHOCK: On the question,
 9 this is the highest rate when it compares to
 10 another bank?
 11 MR. NOVACK: Yes.
 12 MS. MENICHETTI: Anyone else on the
 13 question? Roll call, please, Mr. Novack.
 14 MR. NOVACK: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: For.
 16 MR. NOVACK: Mr. Marushock?
 17 MR. MARUSHOCK: For.
 18 MR. NOVACK: Mrs. Shortz?
 19 MRS. SHORTZ: For.
 20 MR. NOVACK: Mr. Barnick?
 21 MR. BARNICK: For.
 22 MR. NOVACK: Mr. Barone?
 23 MR. BARONE: For.
 24 MR. NOVACK: Ms. Johnson?
 25 MS. JOHNSON: For.

1 MR. NOVACK: Ms. Menichetti?
 2 MS. MENICHETTI: For. All in
 3 favor. Motion carried. Motion number 16, to
 4 authorize Robert Kalinoski, street
 5 commissioner, to purchase a Scag Turf Tiger
 6 lawn tractor from F&S Supply with Gator
 7 mulching blades and mulch block off plate at a
 8 total cost of \$7,659.75. Motion, please?
 9 MR. BARONE: I'll make it.
 10 MS. MENICHETTI: Motion by Mr.
 11 Lukasewicz. Second?
 12 MS. JOHNSON: I'll second it.
 13 MR. LUKASEWICZ: Joe made the
 14 motion.
 15 MS. MENICHETTI: I'm sorry. Motion
 16 by Mr. Barone, seconded by Ms. Johnson. On
 17 the question? Roll call, please?
 18 MR. NOVACK: Mr. Barone?
 19 MR. BARONE: For.
 20 MR. NOVACK: Ms. Johnson?
 21 MS. JOHNSON: For.
 22 MR. NOVACK: Mrs. Shortz?
 23 MRS. SHORTZ: For.
 24 MR. NOVACK: Mr. Marushock?
 25 MR. MARUSHOCK: For.

1 MR. NOVACK: Mr. Lukasewicz?
 2 MR. LUKASEWICZ: For.
 3 MR. NOVACK: Mr. Barnick?
 4 MR. BARNICK: For.
 5 MR. NOVACK: Ms. Menichetti?
 6 MS. MENICHETTI: For. All in favor.
 7 Motion carried.
 8 MR. LUKASEWICZ: Madam Chairman, I'd
 9 like to make motion number 17 to accept the
 10 minutes of the March 31, 2005 monthly
 11 meeting.
 12 MS. MENICHETTI: Motion by Mr.
 13 Lukasewicz. Second, please?
 14 MR. MARUSHOCK: Second.
 15 MS. MENICHETTI: Seconded by Mr.
 16 Marushock. On the question, please? Anyone
 17 on the question? Roll call, please.
 18 MR. NOVACK: Mr. Lukasewicz?
 19 MR. LUKASEWICZ: For.
 20 MR. NOVACK: Mr. Marushock?
 21 MR. MARUSHOCK: For.
 22 MR. NOVACK: Mrs. Shortz?
 23 MRS. SHORTZ: For.
 24 MR. NOVACK: Mr. Barnick?
 25 MR. BARNICK: Against.

1 MR. NOVACK: Mr. Barone?

2 MR. BARONE: Against.

3 MR. NOVACK: Ms. Johnson?

4 MS. JOHNSON: For.

5 MR. NOVACK: Ms. Menichetti?

6 MS. MENICHETTI: For. Five-four and
7 two against. Motion carried. Motion number
8 18, to authorize payment of \$263 to Mark
9 Wozniak for transcription services for the
10 March 31, 2005 monthly meeting.

11 MR. MARUSHOCK: I move to make that
12 motion.

13 MS. MENICHETTI: Motion by Mr.
14 Marushock.

15 MR. LUKASEWICZ: I'll second it.

16 MS. MENICHETTI: Seconded by Mr.
17 Lukasewicz. On the question?

18 MR. LUKASEWICZ: On the question,
19 Mark, if you could have the minutes done a
20 little quicker. I know you said ten days or
21 whatever. Ninety-three pages is something to
22 read.

23 MS. MENICHETTI: Mark, I have a
24 couple corrections that I'd like to please
25 make note. Page number 42, line nine, the

1 complete all unfinished meeting minutes.

2 MR. MARUSHOCK: I move to make that
3 motion.

4 MRS. SHORTZ: I'll second it.

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

8 MR. LUKASEWICZ: On the question, we
9 just received a paper this evening of how many
10 minutes are unfinished and I believe it's
11 quite extensive. And when I asked about --
12 minutes of about eight meetings or whatever.
13 When I asked Cathy Eagen at our prior meeting,
14 when she said that she was resigning, I was
15 explicit in my questioning of her if she would
16 be, indeed, able to finish the meeting -- the
17 minutes that were outstanding. I know she has
18 a new job and it would be difficult for her to
19 do it, but those meetings were so extensive,
20 and just her being here and knowing what
21 happened at the meetings might be helpful in
22 getting a good, solid, proper accounting of
23 the minutes.

24 I'm not saying that Mark cannot do
25 it. I know he's very credible. I've known

1 name is Snell, not Snow; and page number 49,
2 line 12, the name is Paulic, P-A-U-L-I-C.

3 MRS. SHORTZ: On the question, too,
4 would it be possible to consolidate, like,
5 they do, like, for transcripts where you get
6 four pages on a page to maybe cut down the
7 number of pages, save some paper?

8 MS. MENICHETTI: Anyone else on the
9 question? Roll call, please?

10 MR. NOVACK: Mr. Marushock?

11 MR. MARUSHOCK: For.

12 MR. NOVACK: Mr. Lukasewicz?

13 MR. LUKASEWICZ: For.

14 MR. NOVACK: Mrs. Shortz?

15 MRS. SHORTZ: For.

16 MR. NOVACK: Mr. Barnick?

17 MR. BARNICK: Against.

18 MR. NOVACK: Mr. Barone?

19 MR. BARONE: Against.

20 MR. NOVACK: Ms. Johnson?

21 MS. JOHNSON: For.

22 MR. NOVACK: Ms. Menichetti?

23 MS. MENICHETTI: For. We have five
24 for and two against. Motion carried. Motion
25 number 19, to authorize Mark Wozniak to

1 him for years. But I still think we should
2 try to talk to Cathy and see if there is some
3 way --

4 MS. MENICHETTI: Would you like to
5 call her and discuss it?

6 MR. LUKASEWICZ: I would try. I
7 would give it my best effort.

8 MS. MENICHETTI: Because when I
9 spoke with her she said she didn't have the
10 time.

11 MR. LUKASEWICZ: I would be willing
12 to wait because I think she can do it the best
13 of anybody. Can you give me an opportunity to
14 call her, at least, and speak to her?

15 MS. MENICHETTI: Well, the motion is
16 on by Mr. Marushock and seconded by
17 Mrs. Shortz.

18 MR. LUKASEWICZ: I will be against
19 it.

20 MRS. SHORTZ: Can we -- I would be
21 willing to alter that if we can leave this
22 here but to ask Cathy Eagen first, and if she
23 does refuse then we at least can move on so he
24 can at least get started on the minutes. I
25 mean, we'll give you the opportunity to ask

1 her.

2 MR. LUKASEWICZ: Personally I'll be
3 against --

4 MS. MENICHETTI: Should we just say
5 to authorize him if Cathy Eagen is not able to
6 complete --

7 MR. LUKASEWICZ: I understand that,
8 but personally I'll be against anybody doing
9 it except for her because she said she would
0 do it and I think that it has to be done by
1 her. But I understand what you're trying to
2 do --

3 MRS. SHORTZ: I understand where
4 you're coming from. The only thing is, my
5 understanding is that she will not do it
6 and --

7 MR. LUKASEWICZ: See, I haven't had
8 the opportunity to talk to her and I'd like to
9 talk to her.

10 MR. MARUSHOCK: On the question,
11 we've discussed this previously and we've
12 asked her repeatedly to get the outstanding
13 one done and we've not made it happen.
14 Hopefully Mr. Wozniak -- and he's shown and
15 demonstrated in the 93-page report that he's

1 MR. LUKASEWICZ: I would be more
2 comfortable if she finished that one.

3 Especially that one. There's no way Mark --

4 MS. JOHNSON: She wasn't here in
5 April.

6 MS. MENICHETTI: I think actually
7 she was doing the minutes that were just
8 taped. She wasn't here --

9 MRS. SHORTZ: I don't think she was
10 here for the April one but she was here
11 later.

12 MS. MENICHETTI: I think she was
13 doing the back minutes.

14 MR. LUKASEWICZ: The April minutes
15 are the minutes that are in dispute that were
16 supposed to be done by somebody -- they were
17 done in-house or whatever and then she was
18 supposed to be --

19 MRS. SHORTZ: I don't know if the
20 April is.

21 MR. LUKASEWICZ: I think it was
22 clarified.

23 MRS. SHORTZ: I think April was the
24 transition.

25 MR. LUKASEWICZ: I believe April was

1 done in a couple days he's very good, very
2 accurate, very quick in responding. I believe
3 we would be confident in having Mr. Wozniak
4 continue. There are tapes to fall back.
5 Cathy's handwritten notes are basically going
6 to be her source of the transcription of the
7 minutes, and I think Mr. Wozniak can make this
8 happen and get all these up to date once and
9 for all.

10 MS. MENICHETTI: You have to realize
11 he's taking the notes as we're speaking. This
12 is different from listening to the tape and
13 trying to decipher who's speaking. It's not
14 the same thing.

15 MR. LUKASEWICZ: She was here. She
16 can remember what happened so much easier than
17 Mark can even try to do.

18 MS. MENICHETTI: And she took notes
19 as she was --

20 MR. MARUSHOCK: I understand.
21 You're going back here to what, April?

22 MR. LUKASEWICZ: That was the
23 meeting that was so extensive that we've been
24 waiting for it forever.

25 MR. MARUSHOCK: This is over a year.

1 her minutes. Vote on it and we'll have to do
2 whatever, but I think there's no way -- I know
3 Mark, and as good as he is, there's no way he
4 can do the job that we should have.

5 MR. MARUSHOCK: I did make a
6 motion. I'm in agreement if we could add some
7 additional wording that upon Cathy's refusal
8 or nonacceptance to do them that we have Mr.
9 Wozniak proceed forward. Mrs. Shortz, would
10 you --

11 MRS. SHORTZ: That's fine with me.
12 I mean, I would prefer to see her do them
13 also, but I just don't know -- I mean, if you
14 can convince her, great.

15 MR. LUKASEWICZ: The motion reads to
16 authorize Mark to do them if she won't do
17 them? Is that the --

18 MS. MENICHETTI: In the event that
19 Cathy cannot do them.

20 MR. LUKASEWICZ: I'll be against it
21 because I want her to do it.

22 MS. MENICHETTI: Well, if you want
23 the minutes --

24 MR. LUKASEWICZ: I understand that,
25 but she gave me her word that she would do

1 them.

2 MS. MENICHETTI: Well, she did, yes.

3 MR. LUKASEWICZ: She did at a

4 meeting. And we are very good. We bent with

5 her for over a year to allow her all the time

6 needed to do the minutes in a way that was

7 agreeable to everybody and I think she owes us

8 to do those minutes.

9 MS. MENICHETTI: Okay. Are you

10 finished, Tom?

11 MR. LUKASEWICZ: Yes.

12 MS. MENICHETTI: Anyone else on the

13 question? Roll call, please.

14 MR. NOVACK: Mr. Marushock?

15 MR. MARUSHOCK: For.

16 MR. NOVACK: Mrs. Shortz?

17 MRS. SHORTZ: For.

18 MR. NOVACK: Mr. Lukasewicz?

19 MR. LUKASEWICZ: Against.

20 MR. NOVACK: Mr. Barnick?

21 MR. BARNICK: Against.

22 MR. NOVACK: Mr. Barone?

23 MR. BARONE: Against.

24 MR. NOVACK: Ms. Johnson?

25 MS. JOHNSON: For.

1 MR. NOVACK: Ms. Menichetti?

2 MS. MENICHETTI: For. We have four

3 for and three against. Motion is carried

4 Motion number 20, to authorize payment to

5 Scottsdale Insurance Company in the amount of

6 \$25,000, which represents the borough's annual

7 deductible.

8 MRS. SHORTZ: I'd like to table that

9 motion in light of the fact that we have a

10 letter --

11 MR. LUKASEWICZ: That's not written

12 properly. That's not the borough's annual

13 deductible.

14 MR. BARNICK: It's not an annual

15 deductible.

16 MR. LUKASEWICZ: That's a deductible

17 in regards to the case that was found against

18 the borough of Throop.

19 MRS. SHORTZ: In any case, I would

20 like to table this because there is

21 information in front of us this evening, an

22 opinion from attorney Brazil, and I haven't

23 had an opportunity to look into that and I'd

24 like some clarification before we do this.

25 MR. MARUSHOCK: I'll second that

1 motion to table.

2 MR. LUKASEWICZ: To table it?

3 MRS. SHORTZ: Yes, I'm tabling it.

4 MR. LUKASEWICZ: Wait a minute, the

5 motion is on the floor.

6 MR. BARNICK: It was already on the

7 floor.

8 MR. LUKASEWICZ: There's a motion on

9 the floor and I think that motion should be

10 acted on. I'm still on the question to the

11 motion.

12 MS. MENICHETTI: Excuse me. The

13 first motion has to be put on the floor.

14 MR. LUKASEWICZ: Okay, the motion

15 wasn't on the floor.

16 MS. MENICHETTI: Who is going to

17 place this motion on the floor, you?

18 MR. LUKASEWICZ: I'll place the

19 motion -- I'll place number 20 on the floor,

20 yes.

21 MS. MENICHETTI: And who will

22 second?

23 MR. BARNICK: I'll second it.

24 MR. LUKASEWICZ: Now, on the

25 question, I've never professed to be a lawyer,

1 but I tend to totally disagree with attorney

2 Brazil's opinion in this matter. There was a

3 lawsuit against the borough of Throop. The

4 borough of Throop was found in the wrong.

5 Irregardless if we like the decision or not, a

6 deductible of \$25,000 is owed to the insurance

7 company for settling the lawsuit.

8 It's been two months -- over two

9 month, now, that we tried to walk around this

10 situation and not pay it. I think we are

11 jeopardizing the borough's insurance by not

12 paying it at this time. If you don't want to

13 pay it, pay it but yet pay it with the

14 contingency that you are against it but trying

15 to recoup it if you find out a different way.

16 MS. MENICHETTI: Mr. Brazil, what

17 was your opinion on it?

18 MR. BRAZIL: Just if I could clarify

19 something, there wasn't a court decision

20 against the borough, it was a settlement by

21 the insurance company. Okay?

22 MR. LUKASEWICZ: Well, there was a

23 judge involved. There was a judge involved.

24 It was a court decision.

25 MR. BRAZIL: No, it wasn't.

MR. BARNICK: A judge approved the --

MS. MENICHETTI: Can the solicitor finish, please?

MR. BRAZIL: Okay. It indicates in your file there's a judge involved, but this did not go to trial or did not go to a judge for his decision. It was a settlement negotiated between the insurance company and the plaintiff's attorney. Okay? All settlements have to be approved by the judge. Quite frankly, I don't know -- he's part of the process but he didn't make the decision. The decision was made between the insurance company lawyer representing the insurance company and the lawyer representing the plaintiff. That's who settled the case.

And the issue right along in this from council -- and we have discussed it before -- was whether or not they had the right to settle the case without the consent of council. And the letter I had sent you is there are two provisions in this insurance policy, and it's in the letter.

The first provision allows for them

1 not be paid. I beg to differ with you.

2 MR. BRAZIL: That's fine.

3 MR. LUKASEWICZ: I understand you're
4 the lawyer. Maybe you know better than me.
5 But I totally disagree with you and I think we
6 are jeopardizing the borough insurance by not
7 paying this bill.

8 MR. BARNICK: Just on the question,
9 I have to agree with Mr. Lukasewicz. As
10 stated before, back in January you told me you
11 work for the four of them, and I see nothing
12 but a snow job of what you're trying to put on
13 these people. They have to pay the \$25,000.
14 It was stated in the letter from the insurance
15 company, you have to pay it. Quit trying to
16 snow everybody.

17 MR. BRAZIL: Just let me correct
18 something, Daryl. I don't think I ever
19 indicated I had just represent -- I represent
20 the board --

21 MR. BARNICK: You indicated that to
22 me in January, that you represented the four
23 of them. You said at the public meeting.

24 MR. BRAZIL: And if I can, this was
25 a direction from council to give an opinion on

the right to settle subject to article four. Article four sets forth a provision what happens if we don't agree to settlement. And what that does there is it then puts a limit on the insurance company's liability.

So it's my opinion that they should have gotten council's consent to settle this case, and then if council decides not to settle it then their liability would have been capped at whatever the settlement --

MR. LUKASEWICZ: I believe the case to be very similar to the case that was done several years ago. I believe you were the lawyer representing a party. That was very similar to this and it was the same kind of settlement. And at that time I don't know if the deductible was \$5,000 or \$10,000 --

MR. BARNICK: Twenty-five hundred.

MR. LUKASEWICZ: Twenty-five hundred? I know it's escalated over the years because of all the lawsuits. But we paid it as soon as the bill came in. There was no question of if we should pay it or whatever. Once a settlement is reached you're wrong. Pay it. There's no reason this bill should

1 the right to consent and I did that. Okay?

2 MS. MENICHETTI: And I thank you for
3 that, Mr. Brazil. Anyone else on the
4 question? Roll call on motion number 20.

5 MRS. SHORTZ: But I made a motion to
6 table it.

7 MS. MENICHETTI: Sue has a motion on
8 to table.

9 MR. LUKASEWICZ: There's still a
10 motion to --

11 MS. MENICHETTI: The motion to table
12 supersedes the original motion. Motion to
13 table by Sue. Do I have a second?

14 MR. MARUSHOCK: I'll second the
15 motion.

16 MR. LUKASEWICZ: Wait a minute.
17 John, she can't just decide that she's going
18 to supersede a motion that's on the floor by
19 tabling it. I think you can walk a thin line
20 when you --

21 MRS. SHORTZ: I tried to table it
22 before the motion was on. You said the motion
23 had to be on --

24 MR. LUKASEWICZ: It should not be
25 tabled. There was a motion made and seconded

1 that has to be voted on.
 2 MS. MENICHETTI: Please, please.
 3 MRS. SHORTZ: There is information
 4 here on the table that we have not all had an
 5 opportunity to review and I would like to see
 6 it.
 7 MR. LUKASEWICZ: It's very simple.
 8 Read it.
 9 MS. SHORTZ: I did read it and I
 10 have questions about whether this should be
 11 paid.
 12 MR. BARNICK: You've been reading it
 13 for three months.
 14 MR. LUKASEWICZ: Let the taxpayers
 15 of Throop know that you don't want to pay the
 16 bill that you're responsible for.
 17 MS. MENICHETTI: Does the table
 18 motion supersede the original motion?
 19 MR. BRAZIL: Tom, let me explain
 20 something to you. I mean, this is right in
 21 Roberts Rules of Order. You have a primary
 22 motion and that's the motion on the floor.
 23 You can't table something that's not on the
 24 floor. Certainly a table has to come before a
 25 motion -- it has to come after a motion's on

1 the floor. Otherwise it would make no sense.
 2 Okay? So --
 3 MR. LUKASEWICZ: That's fine. You
 4 can do your table. The people of Throop know
 5 what's going on. The majority can overrule
 6 the minority anytime. I understand that. Go
 7 ahead.
 8 MR. MARUSHOCK: On the question, Mr.
 9 Brazil, we are legally entitled to vote on the
 10 tabling of this motion at this time.
 11 Correct?
 12 MR. BRAZIL: Right. Once a motion
 13 to table is made and seconded, then you have
 14 to vote on that. If it fails, then you vote
 15 on the primary motion.
 16 MR. BARNICK: You'll jeopardize the
 17 insurance.
 18 MS. MENICHETTI: Are you finished
 19 with the question?
 20 MR. LUKASEWICZ: Yes.
 21 MS. MENICHETTI: Roll call, please.
 22 MR. BARONE: This is to table?
 23 MR. LUKASEWICZ: To table.
 24 MR. NOVACK: Mrs. Shortz?
 25 MRS. SHORTZ: I'm for.

1 MR. NOVACK: Mr. Marushock?
 2 MR. MARUSHOCK: For.
 3 MR. NOVACK: Mr. Lukasewicz?
 4 MR. LUKASEWICZ: Against.
 5 MR. NOVACK: Mr. Barnick?
 6 MR. BARNICK: Against.
 7 MR. NOVACK: Mr. Barone?
 8 MR. BARONE: Against.
 9 MR. NOVACK: Ms. Johnson?
 10 MS. JOHNSON: For.
 11 MR. NOVACK: Ms. Menichetti?
 12 MS. MENICHETTI: For. Four to
 13 table. Motion carried. Motion number 21, to
 14 renew our termite plan with Terminix for the
 15 period July 1, 2005, through July 31, 2006, in
 16 the amount of \$438.
 17 MR. LUKASEWICZ: Madam Chairman,
 18 I'll make that motion.
 19 MR. MARUSHOCK: I'll second it.
 20 MS. MENICHETTI: Motion by
 21 Mr. Lukasewicz, seconded by Mr. Marushock. On
 22 the question? Roll call, please.
 23 MR. NOVACK: Mr. Lukasewicz?
 24 MR. LUKASEWICZ: For.
 25 MR. NOVACK: Mr. Marushock?

1 MR. MARUSHOCK: For.
 2 MR. NOVACK: Mrs. Shortz?
 3 MRS. SHORTZ: For.
 4 MR. NOVACK: Mr. Barnick?
 5 MR. BARNICK: For.
 6 MR. NOVACK: Mr. Barone?
 7 MR. BARONE: For.
 8 MR. NOVACK: Ms. Johnson?
 9 MS. JOHNSON: For.
 10 MR. NOVACK: Ms. Menichetti?
 11 MS. MENICHETTI: For. All in
 12 favor. Motion carried. Motion number 22, to
 13 advertise amendments to ordinance number seven
 14 of 1995, an ordinance prohibiting placement of
 15 refuge for curbside removal by individuals and
 16 entities not a resident of Throop. Amendment
 17 to include residents bringing in out of town
 18 garbage is prohibited and setting a 40-pound
 19 weight limit on each container.
 20 MR. LUKASEWICZ: Madam Chairman,
 21 I'll make that motion.
 22 MS. MENICHETTI: Motion by Mr.
 23 Lukasewicz. Second?
 24 MS. JOHNSON: I'll second it.
 25 MS. MENICHETTI: Seconded by Cindy

1 Johnson. On the question?

2 MR. MARUSHOCK: On the question,
3 Madam Chairman, is this going to prohibit us
4 during our spring cleanup at a time when a
5 specific item exceeds the 40-pound weight
6 limit?

7 MS. MENICHETTI: Well, I spoke to
8 Rob about that, and he said that it didn't
9 include the cleanup because they use special
10 equipment to pick up the trash. And on a
11 weekly basis he said that people were putting
12 out 80-pound containers that several men could
13 not lift and they were afraid of injury. That
14 was the only reason I entertained this.

15 MR. LUKASEWICZ: It's a good motion
16 because 40 pounds is more than enough for one
17 man to lift. Any bit more than that you're
18 going to get hurt.

19 MS. MENICHETTI: I mean, we've had a
20 lot of back strains and back problems, and I
21 just thought it would help our DPW workers if
22 they had a weight limit.

23 MR. LUKASEWICZ: It's a very good
24 ordinance.

25 MS. MENICHETTI: Anyone else on the

1 MR. LUKASEWICZ: There should have
2 never been anything -- there was always a
3 weight limit there.

4 MS. MENICHETTI: No, because he
5 showed me the motion today.

6 MR. LUKASEWICZ: What year?

7 MS. MENICHETTI: It was 1999.

8 MR. KALINOSKI: '95.

9 MS. MENICHETTI: '95 was the
10 original.

11 MR. KALINOSKI: '95, I believe, was
12 the ordinance. The ordinance was adopted in
13 '95 and rescinded in '99.

14 MR. LUKASEWICZ: It was rescinded?
15 At whose request?

16 MR. KALINOSKI: Council.

17 MS. MENICHETTI: It was yours. Your
18 name was on it.

19 MR. LUKASEWICZ: I don't understand
20 how it happened, but there was never any
21 reason for doing such a stupid thing.

22 MS. MENICHETTI: It was
23 rescinded/abolished, the weight limit, and I'm
24 just wondered what the rationale was at the
25 time for doing that.

1 question?

2 MRS. SHORTZ: I just have a
3 question, too, with this. It's not in here,
4 but I saw an incident today where a family, I
5 guess, that sold the house is moving out.
6 There has to be -- I don't know how much. I
7 mean, it's a pile of stuff just thrown. It's
8 not tied, it's not bound, it's not in
9 containers. Down on the end of George
10 Street. I mean, it's literally -- stuff like
11 that I really think we do have a truck
12 available. The truck should be there and the
13 person should be responsible to load it.

14 MR. LUKASEWICZ: I believe Mr.
15 Kalinoski expressed on Thursday --

16 MS. MENICHETTI: I have a question.
17 I think it was in 1999 we did have a 30-pound
18 weight limit, and I believe these gentlemen
19 were on council at the time and you rescinded
20 the motion and you changed it. Why was that?
21 Did you have a reason for doing that?

22 MR. LUKASEWICZ: What did it go to?
23 Whatever --

24 MS. MENICHETTI: It was taken away
25 totally.

1 MR. LUKASEWICZ: I can't understand
2 why or how we --

3 MS. MENICHETTI: It was. I saw the
4 motion.

5 MR. LUKASEWICZ: I'd like to see
6 that so I can look at it and I'd know.

7 MS. MENICHETTI: It was rescinded
8 totally.

9 MR. LUKASEWICZ: We always did
10 whatever Mr. Kalinoski asked. We were always
11 in the best interest of the DPW.

12 MS. MENICHETTI: Well, he's here
13 right now. He knows there's no weight limit.

14 MR. LUKASEWICZ: Robbie, would you
15 get those papers together for me so I can look
16 at them? I know we've always looked out for
17 the best interest of the workers.

18 MS. MENICHETTI: Anyone else on the
19 question? Roll call, please.

20 MR. NOVACK: Mr. Lukasewicz?

21 MR. LUKASEWICZ: For.

22 MR. NOVACK: Ms. Johnson?

23 MS. JOHNSON: For.

24 MR. NOVACK: Mrs. Shortz?

25 MRS. SHORTZ: For.

1 MR. NOVACK: Mr. Marushock?
 2 MR. MARUSHOCK: 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. All in
 9 favor. Motion carried. Motion number 23, to
 10 authorize John Brazil, solicitor, to review
 11 the sexual harassment and discrimination
 12 lawsuits brought against Joe Barone and Jim
 13 Barnick. Motion?
 14 MRS. SHORTZ: I'll make that motion.
 15 MS. MENICHETTI: Second?
 16 MR. MARUSHOCK: I'll second it.
 17 MS. MENICHETTI: Motion by
 18 Mrs. Shortz, seconded by Mr. Marushock. On
 19 the question?
 20 MR. BARNICK: Yeah, on the
 21 question --
 22 MR. LUKASEWICZ: On the question.
 23 MS. MENICHETTI: One at a time,
 24 please.
 25 MR. LUKASEWICZ: I'll go first.

1 There's a word in here, lawsuits. I don't
 2 believe there are lawsuits. I believe there
 3 were some complaints that were made to
 4 official agencies.
 5 MS. MENICHETTI: This was filed with
 6 the EEOC.
 7 MR. LUKASEWICZ: Yes, and it was a
 8 complaint. It wasn't a lawsuit. I would --
 9 MS. MENICHETTI: I have a docket
 10 number.
 11 MR. LUKASEWICZ: I would explain to
 12 people the privacy that's involved with this
 13 process. If you would review the literature
 14 that was given to us in our packets today in
 15 regards to this there is confidentiality
 16 involved and there is a process that has to be
 17 handled --
 18 MS. MENICHETTI: That's why I want
 19 the solicitor to review it.
 20 MR. LUKASEWICZ: -- of how it is
 21 investigated. I think this motion is putting
 22 the cart before the horse. I think what you
 23 have to do is let the investigation on their
 24 behalf go forward first before you interfere
 25 at any point.

1 MS. MENICHETTI: Well, according to
 2 what I read you have a ten-day limit.
 3 MRS. SHORTZ: You have a time limit
 4 to determine whether you want to mediate or
 5 you want to seek investigation.
 6 MR. BARNICK: Just on the question,
 7 you have no right to determine whether I'm
 8 going to mediate or not.
 9 MR. LUKASEWICZ: That's right.
 10 MR. MARUSHOCK: It's not saying
 11 that.
 12 MR. BARNICK: I'm hiring separate
 13 counsel. Just so you understand that because
 14 this is not going to be taken sitting down. I
 15 never take anything sitting down.
 16 Thirdly, Mr. Brazil already charged
 17 us for reviewing it but they're going to send
 18 it to him again to review it again. So this
 19 is the kind of stuff that Mr. Brazil does. He
 20 already reviewed it on 4/23.
 21 MS. MENICHETTI: Stop bashing Mr.
 22 Brazil.
 23 MR. BARNICK: Two and a quarter
 24 hours. This is politics at its best.
 25 MS. MENICHETTI: That was over the

1 weekend.
 2 MR. LUKASEWICZ: Why are you making
 3 a motion for him to review it?
 4 MR. BARNICK: He already reviewed
 5 it.
 6 MR. LUKASEWICZ: He already reviewed
 7 it.
 8 MR. BARNICK: Politics at its best.
 9 MR. MARUSHOCK: It has to be done.
 10 MRS. SHORTZ: The reason I put it on
 11 is because they said there's a ten-day limit.
 12 MR. LUKASEWICZ: Now, I can make a
 13 motion to table this motion?
 14 MR. BARNICK: Yes.
 15 MR. LUKASEWICZ: Is there a second?
 16 MR. BARNICK: I'll second it.
 17 MR. LUKASEWICZ: There's a motion to
 18 table at this time even though it won't go
 19 anywhere because the majority rules.
 20 MS. MENICHETTI: Who made a motion
 21 to table?
 22 MR. LUKASEWICZ: I made a motion to
 23 table.
 24 MS. MENICHETTI: Who was that, Tom?
 25 And who seconded it?

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1 MR. BARNICK: Then I seconded.
 2 MS. MENICHETTI: Motion to table.
 3 Anyone on the question to table?
 4 MR. BARNICK: Yeah. On the
 5 question, I just wanted it made for the record
 6 that Mr. Brazil already charged the borough
 7 for reviewing this when they're resubmitting
 8 it now again.
 9 MS. MENICHETTI: Isn't Mr. Brazil on
 10 salary? He gets one price for the year?
 11 MR. BARNICK: He's got two hours and
 12 25 minutes down for reviewing this on Friday
 13 but now we're just going to submit it to him
 14 again.
 15 MS. JOHNSON: He's on salary.
 16 MR. BARNICK: For next month's bill.
 17 MS. MENICHETTI: Please, may I have
 18 roll call on the tabled motion.
 19 MR. NOVACK: Mr. Lukasewicz?
 20 MR. LUKASEWICZ: For.
 21 MR. NOVACK: Mr. Barnick?
 22 MR. BARNICK: For.
 23 MR. NOVACK: Mrs. Shortz?
 24 MRS. SHORTZ: For.
 25 MR. NOVACK: Mr. Marushock?

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1 MR. MARUSHOCK: Against.
 2 MR. NOVACK: Mr. Barone?
 3 MR. BARONE: For.
 4 MR. NOVACK: Ms. Johnson?
 5 MS. JOHNSON: Against.
 6 MR. NOVACK: Ms. Menichetti?
 7 MS. MENICHETTI: Against. I don't
 8 know what the count was.
 9 MR. NOVACK: Four-three, against.
 10 MS. MENICHETTI: Motion number 24,
 11 to authorize the purchase of mulch for the
 12 playgrounds and parks.
 13 MR. LUKASEWICZ: I'll make that
 14 motion, Madam Chairman.
 15 MR. MARUSHOCK: I'll second it.
 16 MS. MENICHETTI: Motion by
 17 Mr. Lukasewicz and seconded by Mr. Marushock.
 18 On the question?
 19 MR. BARNICK: Are you agreeable,
 20 just on the question, to add in -- what about
 21 the diamond turf we asked for.
 22 MS. MENICHETTI: That's the next
 23 motion. Anyone else on the question? Roll
 24 call, please?
 25 MR. NOVACK: Mr. Lukasewicz?

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1 MR. LUKASEWICZ: For.
 2 MR. NOVACK: Mr. Marushock?
 3 MR. MARUSHOCK: For.
 4 MR. NOVACK: Mrs. Shortz?
 5 MRS. SHORTZ: For.
 6 MR. NOVACK: Mr. Barnick?
 7 MR. BARNICK: For.
 8 MR. NOVACK: Mr. Barone?
 9 MR. BARONE: For.
 10 MR. NOVACK: Ms. Johnson?
 11 MS. JOHNSON: For.
 12 MR. NOVACK: Ms. Menichetti?
 13 MS. MENICHETTI: For. All in
 14 favor. Motion carried.
 15 MR. LUKASEWICZ: Madam Chairman, I'd
 16 like to make motion number 25 to authorize the
 17 purchase of infield dirt for the ball field,
 18 and I would like that to include the little
 19 league field.
 20 MR. BARNICK: I'll second that.
 21 MR. LUKASEWICZ: If, indeed, it is
 22 including the little legal field, I would like
 23 that money to come from the \$20,000 I'm
 24 planning to allocate later on in the meeting.
 25 MR. BARNICK: I'm agreeable with

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1 that.
 2 MS. MENICHETTI: Anyone else on the
 3 question? It has been moved by Mr.
 4 Lukasewicz, seconded by Mr. Barnick, to
 5 authorize the purchase of infield dirt for the
 6 ball fields, including the little league, and
 7 the money that is to --
 8 MR. LUKASEWICZ: Be used for the
 9 little league and girls field would come from
 10 the money --
 11 MS. MENICHETTI: The \$20,000
 12 allocated.
 13 MR. LUKASEWICZ: The annual
 14 allotment that they receive.
 15 MS. MENICHETTI: From the annual
 16 allotment. Anyone else on the question? Roll
 17 call, please.
 18 MR. NOVACK: Mr. Lukasewicz?
 19 MR. LUKASEWICZ: For.
 20 MR. NOVACK: Mr. Barnick?
 21 MR. BARNICK: For.
 22 MR. NOVACK: Mrs. Shortz?
 23 MRS. SHORTZ: For.
 24 MR. NOVACK: Mr. Marushock?
 25 MR. MARUSHOCK: For, except that it

1 would come out of the allotment. I would
2 prefer that it be done regardless of how that
3 motion passes.

4 MR. NOVACK: Mr. Barone?

5 MR. BARONE: For.

6 MR. NOVACK: Ms. Johnson.

7 MS. JOHNSON: For, except as noted.

8 MR. NOVACK: Ms. Menichetti?

9 MS. MENICHETTI: I would like to see
10 it read to authorize the purchase of infield
11 dirt for all of the ball fields, just as the
12 original motion did.

13 Motion number 26 -- that motion
14 carried. Motion number 26, to adopt
15 resolution number 10 of 2005 authorizing
16 Robert Hegedus, treasurer, to sign any and all
17 checks on behalf of the borough of Throop.

18 MR. MARUSHOCK: I'll make that
19 motion.

20 MS. MENICHETTI: Motion by Mr.
21 Marushock. Second?

22 MRS. SHORTZ: I'll second it.

23 MS. MENICHETTI: Seconded by Mrs.
24 Shortz. On the question? Roll call, please,
25 Mr. Novack.

1 need it, May 1? As soon as possible.

2 MS. MENICHETTI: That's up to
3 Mr. Kalinoski. Am I correct, Rob?

4 MR. KALINOSKI: Yes.

5 MS. MENICHETTI: Motion number 27,
6 to hire Ron Greene, Throop, to work part-time
7 with the DPW at a rate of \$8.00 dollars per
8 hour.

9 MR. LUKASEWICZ: I'll make that
10 motion.

11 MS. MENICHETTI: This is temporary
12 help.

13 MR. BARNICK: I'll second it.

14 MS. MENICHETTI: I'm sorry, who made
15 that motion?

16 MR. LUKASEWICZ: I made the motion.

17 MS. MENICHETTI: Motion by Mr.
18 Lukasewicz, seconded by Mr. Barnick. Anyone
19 on the question?

20 MR. LUKASEWICZ: On the question,
21 the \$8 an hour. I believe it's higher than
22 last year but I believe it's fair. Those guys
23 work very hard. They pick up a lot of slack
24 in the summer.

25 MS. MENICHETTI: Anyone else on the

1 MR. NOVACK: Mr. Marushock?

2 MR. MARUSHOCK: For.

3 MR. NOVACK: Mrs. Shortz?

4 MRS. SHORTZ: For.

5 MR. NOVACK: Mr. Lukasewicz?

6 MR. LUKASEWICZ: Against.

7 MR. NOVACK: Mr. Barnick?

8 MR. BARNICK: Against.

9 MR. NOVACK: Mr. Barone?

10 MR. BARONE: Against.

11 MR. NOVACK: Ms. Johnson?

12 MS. JOHNSON: For.

13 MR. NOVACK: Ms. Menichetti?

14 MS. MENICHETTI: For. Four in
15 favor. Motion carried. Motion --

16 MR. LUKASEWICZ: Excuse me, Daryl.
17 When does Mr. Hegedus take over and assume the
18 duties as treasurer?

19 MS. MENICHETTI: I believe the
20 beginning of May.

21 MR. HEGEDUS: May 1.

22 MS. MENICHETTI: Motion number 27 --

23 MR. BARONE: Excuse me. I missed on
24 that 25 for that dirt. I think they should
25 order it as soon as possible. When do you

1 question?

2 MR. BARONE: Yeah. You only have
3 four applications. Is that right?

4 MS. MENICHETTI: Yeah.

5 MR. BARONE: Is it possible Robbie
6 can use the four guys?

7 MS. MENICHETTI: He said he needed
8 three.

9 MR. MARUSHOCK: He hired three in
10 the past.

11 MR. BARONE: It seems sad to leave
12 one guy out.

13 MS. MENICHETTI: Anyone else on the
14 question? If later in the summer we need
15 someone else we can always consider it.
16 Anyone else on the question? Roll call,
17 please.

18 MR. NOVACK: Mr. Lukasewicz?

19 MR. LUKASEWICZ: For.

20 MR. NOVACK: Mr. Barnick?

21 MR. BARNICK: For.

22 MR. NOVACK: Mrs. Shortz?

23 MRS. SHORTZ: For.

24 MR. NOVACK: Mr. Marushock?

25 MR. MARUSHOCK: For.

MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. All in favor. Motion carried. Motion number 28, to hire John Petrillo, Throop, to work part-time at the DPW at the rate of \$8 per hour.

MR. LUKASEWICZ: I'll make the motion.

MR. MARUSHOCK: I'll second it.

MS. MENICHETTI: This is also temporary employment. Motion by Mr. Lukasewicz, seconded by Mr. Marushock. On the question? Roll call, please.

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. NOVACK: Mrs. Shortz?
 MRS. SHORTZ: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Mr. Marushock?
 MR. MARUSHOCK: 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. All in favor. Motion carried. Motion number 30, to advertise ordinance number 11 of 2005, which is an ordinance regulating fireworks displays, providing for a permit, providing for inspections, providing for rules and regulating fees to be charged, providing for penalties, providing for severability clause and an enactment clause.
 MR. MARUSHOCK: I'll move to make that motion.
 MRS. SHORTZ: I'll second it.

MR. BARONE: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. All in favor. Motion carried. Motion 29, to hire Richard Forbes, Throop, to work part-time at the DPW at a rate of \$8 per hour.

MRS. SHORTZ: I'll make that motion.

MS. MENICHETTI: This is also temporary employment.

MS. JOHNSON: I'll second it.

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

MR. BARONE: Robbie, these guys, these part-timers, they don't have to have a CDL, do they?

MR. KALINOSKI: No.

MR. BARONE: They're not going to be driving no big equipment?

MR. KALINOSKI: They can't without a CDL.

MS. MENICHETTI: All right, anyone else on the question? Roll call, please.

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MS. MENICHETTI: Motion by Mr. Marushock, seconded by Mrs. Shortz. On the question?
 MR. BARNICK: Yeah, on the question, what kind of fees are going to be changed here, such as when they have the cow flop up there and the borough supplies the fireworks for the people? Are there going to be fees incurred?
 MR. LUKASEWICZ: I would assume the borough would waive any fees --
 MR. BRAZIL: Right. I think it's a municipality --
 MR. BARNICK: I just want to make sure that it's stated any inspections or anything involved with that display up there is free of charge.
 MR. BRAZIL: Just let me say that the state recently changed the fireworks and that it requires the borough to have it. The whole purpose of it is if it's done somebody will go out and inspect the area. And I think in the ordinance we've designated the fire departments to make sure they feel comfortable and it's safe.

1 I think I put the same liability
2 requirements as your prior ordinance had. I
3 think there were just some inspection things
4 added. But I think Rob now has turned it over
5 to the fire departments for their input.

6 MR. LUKASEWICZ: It's a good motion
7 in light of the accidents that have happened
8 in the last several years in a close
9 proximity. It helps the liability for the
10 borough. Correct.

11 MR. BRAZIL: Well, you're supposed
12 to be able to go and look at it and see if you
13 see any problems or there's potential for
14 danger to property or persons. And that's
15 basically up to your fire chief or your fire
16 department to do that inspection.

17 MS. MENICHETTI: Anyone else on the
18 question? Roll call, please.

19 MR. NOVACK: Mr. Marushock?

20 MR. MARUSHOCK: For.

21 MR. NOVACK: Mrs. Shortz?

22 MRS. SHORTZ: For.

23 MR. NOVACK: Mr. Lukasewicz?

24 MR. LUKASEWICZ: For.

25 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. All in

6 favor. Motion carried. Motion number 31, to
7 authorize payment to Robert Bernosky in the
8 amount of \$6,500 for the field survey and
9 design work of the Eddy, Franco and Delaware
10 streets sanitary sewer project.

11 MR. BARNICK: I'll make it.

12 MS. MENICHETTI: Motion by
13 Mr. Barone. Second? Do we have a second?
14 Motion failed for lack of a second.

15 MR. BARONE: Why don't you want to
16 pay this guy? He's waiting for his money two
17 years now.

18 MS. MENICHETTI: Motion number 33,
19 to allocate \$20,000 to the booster club on a
20 yearly basis put into a line of credit to be
21 supplied for whatever.

22 MR. LUKASEWICZ: I'll make the
23 motion but I'd like to word it the way I
24 worded it. The motion would be to allocate
25 \$20,000 to the Throop Booster Club as a 2005

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. All in

8 favor. Motion carried. Motion number 31, to
9 reimburse the borough petty cash in the amount
10 of \$71.51.

11 MS. JOHNSON: I'll make the motion.

12 MS. MENICHETTI: Motion by Cindy
13 Johnson. Second?

14 MRS. SHORTZ: I'll second.

15 MS. MENICHETTI: Seconded by Sue
16 Shortz. On the question? Roll call, please.

17 MR. NOVACK: Ms. Johnson?

18 MS. JOHNSON: For.

19 MR. NOVACK: Mrs. Shortz?

20 MRS. SHORTZ: For.

21 MR. NOVACK: Mr. Marushock?

22 MR. MARUSHOCK: For.

23 MR. NOVACK: Mr. Lukasewicz?

24 MR. LUKASEWICZ: For.

25 MR. NOVACK: Mr. Barnick?

1 allotment. The monies are to be used to
2 benefit the children of Throop and the various
3 booster programs. Moneys are to be kept in a
4 separate borough account and to be disbursed
5 as receipts are given by the booster club.

6 MS. MENICHETTI: That's a line of
7 credit.

8 MR. LUKASEWICZ: I know it's a line
9 of credit, but everyday, ordinary person can
10 understand it better the way I said it.

11 MR. BARNICK: I'll second it.

12 MS. MENICHETTI: Mr. Lukasewicz has
13 put a motion on the floor to allocate \$20,000
14 every year, and the money to be placed in a
15 separate borough account for the booster club,
16 and has been seconded by Mr. Barnick. On the
17 question?

18 MR. LUKASEWICZ: Irregardless of the
19 past and the problems that we're having with
20 the booster club, as some people see it, the
21 bottom line is to function properly and to
22 serve the needs of the children of Throop they
23 need additional monies. Just like the hose
24 companies or any other civic organization,
25 it's very expensive to run these

organizations. And I feel it's a proper thing to do at this time, to give them the money, and yet this time we'll have the strains on the money. So when they give the receipts we'll pay them the money. It's very important.

MS. MENICHETTI: Are they going to be continuing with the cow flop and would you continue to allocate another \$5,000 a year for this?

MR. LUKASEWICZ: I would assume that, as in the past, we have always allocated monies for the fireworks display at the annual cow flop --

MS. MENICHETTI: So it will be --

MR. LUKASEWICZ: Can I finish speaking? For the benefit of the people of Throop and all the other people that come into the town on that festive event to enjoy the borough of Throop on that day.

Also, I believe whatever monies they make at the cow flop is none of our business. They work hard. There are so many volunteers to put that on. There are so many people that just for months and months ongoing dedicate

their time to that, and that money goes to the people of Throop. I would never question the booster club of that monies. You have good, responsible people there that have been there for many years, and I'm positive that the monies are spent for the best interest of the children of Throop.

MRS. SHORTZ: Madam president, I'd like to table this motion for this meeting. I understand what Mr. Lukasewicz is saying. However, there's been a lot of motions added on to this meeting tonight with large sums of money, and until we look at the budget and see where these monies can come from and if, indeed, there is enough there and a decision can be made, I don't feel I have enough information at this time to put this motion on.

MR. MARUSHOCK: I'll second that motion by Mrs. Shortz to table because right here these three motions alone tonight, that's \$95,000 just tonight that we handed out. We have no place to get it from. Earlier this year we gave out an additional \$30,000 to the fire department, an additional police raise

1 which I'm figuring out to be approximately
2 \$10,000 this year.

3 MS. MENICHETTI: And we're
4 purchasing property for \$180,000, \$80,000 of
5 which we don't even have.

6 MR. MARUSHOCK: Just to hand out
7 \$135,000 without knowing the source, I don't
8 know how we can do that.

9 MR. BARNICK: Just on the question,
10 I mean, there were transfers when land was
11 getting purchased. You just heard that. This
12 one over here, right after the election,
13 because it ain't going to be done before --

14 MS. MENICHETTI: Well, how much is
15 the Chorba property?

16 MR. MARUSHOCK: Same thing.

17 MR. BARNICK: Can I speak?

18 MS. MENICHETTI: No, because you're
19 making false statements.

20 MR. BARNICK: Secondly --

21 MS. MENICHETTI: You're making false
22 statements.

23 MR. BARNICK: The allocation of this
24 money, I mean, it should be done. It
25 shouldn't be tabled. If they're truly

1 dedicated to the children of Throop and the
2 booster club, vote on it. Vote on it now.
3 Quit trying to table everything until after
4 election.

5 MRS. SHORTZ: Can I comment?

6 MR. BARNICK: Not only that, we have
7 loans out for projects that were supposed to
8 be done over the past year. Not one project
9 is done. I mean, next week is the first
10 project in a year and a half that's going to
11 start, the paving project, but it was forced
12 to be out before this election. Now, I'm
13 telling you--

14 MS. MENICHETTI: He's grandstanding
15 and he's campaigning.

16 MR. BARNICK: There's money that was
17 supposed to be used on projects that could be
18 allocated toward that money that's needed for
19 the booster club.

20 MS. MENICHETTI: Do you want to wait
21 until after the election? Would that make you
22 happier?

23 MR. BARNICK: See, here's the
24 president of the council refusing my right to
25 speak. What a piece of work you are.

1 MR. MARUSHOCK: Madam Chairman --
 2 MS. MENICHETTI: All right, roll
 3 call, please. Roll call, please, Mr. Novack.
 4 MR. NOVACK: Mrs. Shortz?
 5 MRS. SHORTZ: For, for the table.
 6 MR. NOVACK; Mr. Marushock?
 7 MR. MARUSHOCK: For the table.
 8 MR. NOVACK: Mr. Lukasewicz?
 9 MR. LUKASEWICZ: Against hurting the
 10 children of Throop.
 11 MR. NOVACK: Mr. Barnick?
 12 MR. BARNICK: Against.
 13 MR. NOVACK: Mr. Barone?
 14 MR. BARONE: Against.
 15 MR. NOVACK: Ms. Johnson?
 16 MS. JOHNSON: For.
 17 MR. NOVACK: Ms. Menichetti?
 18 MS. MENICHETTI: I will be for until
 19 I can look at the budget and I know where this
 20 money is going to come from. This is the
 21 responsible thing to do. I just did a
 22 responsible thing.
 23 MR. MARUSHOCK; I've got to say
 24 again, it's election time, and to hand this
 25 money out like it's candy without a legitimate

1 source of income -- I believe we just had a
 2 situation, again, April 1, where we owed the
 3 landfill \$700,000. We had to renegotiate that
 4 so that could be done in payments. I believe
 5 August 1 when we start the principal and
 6 interest payment on the other loan, to hand
 7 out this money -- I understand it's for a good
 8 source. I agree with that. I agree with
 9 that. But without having the funding in place
 10 and knowing where we're going to get \$95,000
 11 if these are in existence --
 12 MR. LUKASEWICZ: Be creative. Move
 13 money around. You know where we're not going
 14 to use money: Don't use it there.
 15 MRS. SHORTZ: Show me. Don't just
 16 tell me it can be done. I need to see it.
 17 MR. LUKASEWICZ: You can always find
 18 money in the budget. We've always done it in
 19 the past.
 20 MR. BARNICK: I have to make one
 21 comment. "Team endorsed Throop democrat
 22 proposes to offer a \$200 rebate to all
 23 property owners. The team of the endorsed
 24 Throop democrats understands the reality of
 25 the Lackawanna County tax increase of 2005."

1 MS. MENICHETTI: Excuse me. Roll
 2 call, Mr. Novack. Motion number 34. To
 3 allocate to hose company number three for
 4 renovations project \$50,000 from the general
 5 fund. Motion, please?
 6 MR. LUKASEWICZ: I'll make the
 7 motion.
 8 MS. MENICHETTI: Second, please?
 9 MR. BARNICK: I'll second it.
 10 MS. MENICHETTI: Motion by
 11 Mr. Lukasewicz, seconded by Mr. Barnick.
 12 MR. MARUSHOCK: Madam Chairman, I'd
 13 like to move to table this motion, again,
 14 until we find funding.
 15 MR. LUKASEWICZ: We have the money.
 16 Yes, we do.
 17 MS. MENICHETTI: All right, at the
 18 special budget meeting we'll find the money.
 19 Motion by Mr. Marushock, seconded by
 20 Mrs. Shortz, to table this motion. And I'd
 21 like to say, I'd like to call a special budget
 22 meeting because none of you gentlemen showed
 23 up for any one of our budget meetings. Not
 24 one of you. We did the budget ourselves. You
 25 did not show up for one.

1 MR. LUKASEWICZ: Let me ask you a
 2 question.
 3 MS. MENICHETTI: Now you're
 4 allocating all this money and we do not have
 5 any more.
 6 MR. LUKASEWICZ: Let me put it to
 7 you this way, when you had your budget
 8 meetings, which if I did attend, my input,
 9 just as this evening, doesn't mean a damn
 10 thing. The hose companies came here and said
 11 that they were going to do this project.
 12 They've been coming here asking us for
 13 months.
 14 MS. MENICHETTI: We offered them the
 15 line of credit that they asked for.
 16 MR. LUKASEWICZ: You were not
 17 creative at budget time. I'm asking you to be
 18 creative now and you still don't want to be
 19 creative.
 20 MS. MENICHETTI: Question has been
 21 called. Roll call, Mr. Novack.
 22 MR. NOVACK: Mr. Marushock?
 23 MR. MARUSHOCK: To table, for.
 24 MR. NOVACK: Mrs. Shortz?
 25 MRS. SHORTZ: For.

MR. NOVACK: Mr. Lukasewicz?
 MR. LUKASEWICZ: Against.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: Against.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: Against.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. Four for and three against. Motion carried. Motion number 35, hose company number one, I know it's \$25,000 towards the new truck or whatever.
 MR. LUKASEWICZ: I'll make the motion so you guys can table it.
 MR. BARNICK: I'll second it.
 MR. LUKASEWICZ: The motion was to allocate \$25,000 to hose company --
 MS. MENICHETTI: Do you want to come and sit here, ma'am? Do you think you can do a better job?
 MR. MARUSHOCK: Madam Chairman, I move --
 MRS. SHORTZ: Excuse me, there will be no profanity or gestures in the background,

please, ma'am. It's uncalled for.
 MR. BARNICK: You're full of it.
 MR. LUKASEWICZ: Continue the meeting. Continue with the meeting.
 MS. MENICHETTI: Do you want to second the motion tabling the motion?
 MS. JOHNSON: Yes.
 MS. MENICHETTI: Motion to table by Mr. Marushock, seconded by Ms. Johnson. Anyone else on the question?
 MRS. SHORTZ: Just they said here in the meeting, Mr. Barone said they have until November to come up with this. I think that gives us time to look at the budget and figure out where this is coming from.
 MS. MENICHETTI: I would like to have a budget meeting and go over the budget and see if we can find this money to allocate to these various organizations. That is the responsible thing to do.
 MR. LUKASEWICZ: It took you a year and a half to get things done and got one --
 MS. MENICHETTI: Come on, stop grandstanding. Roll call, Mr. Novack?
 MRS. SHORTZ: Out of these 35

1 motions there's 30 motions we all agreed on.
 2 It's only a problem when they don't agree.
 3 MS. MENICHETTI: Roll call, Mr.
 4 Novack.
 5 MR. NOVACK: Mr. Marushock?
 6 MR. MARUSHOCK: For.
 7 MR. NOVACK: Ms. Johnson?
 8 MS. JOHNSON: For.
 9 MR. NOVACK: Mrs. Shortz?
 10 MRS. SHORTZ: For.
 11 MR. NOVACK: Mr. Lukasewicz?
 12 MR. LUKASEWICZ: Against.
 13 MR. NOVACK: Mr. Barnick?
 14 MR. BARNICK: Against.
 15 MR. NOVACK: Mr. Barone?
 16 MR. BARONE: Against.
 17 MR. NOVACK: Ms. Menichetti?
 18 MS. MENICHETTI: For. Four in
 19 favor. Motion carried. Mayor Lukowski, would
 20 you like to speak? Do you have anything you
 21 have to --
 22 MAYOR LUKOWSKI: Yeah, my ears. You
 23 know, I just want to say this, that I just
 24 hope that what occurred here tonight, that the
 25 Throop Booster Club is able to function as

1 always. They've provided tremendous athletic
 2 support for 40, 45 years in this community and
 3 I hope there's no stalling this project.
 4 That's all I really have to say. Thank you
 5 very much.
 6 MS. MENICHETTI: Mrs. Shortz has
 7 something to say.
 8 MR. BARNICK: Ms. Chairman, can I
 9 make a motion to recess?
 10 MS. MENICHETTI: Mrs. Shortz has
 11 something to say.
 12 MRS. SHORTZ: Attorney LaBelle did
 13 ask for an executive session to review
 14 whatever it is he has found on this project.
 15 Also, as I mentioned at the work session, DEP
 16 asked us to give them some dates for meetings
 17 at the Marjol, to update the community on
 18 that. Can we pick out some dates or can we
 19 set something up? Or even if you want to
 20 think about it -- well, I don't know if we can
 21 do that at the Thursday meeting. But I need
 22 to get back to them with some dates.
 23 MS. MENICHETTI: I'd like to have a
 24 budget meeting also, call a budget meeting so
 25 we can discuss the budget and see where it

1 gets us with funds for the various
2 organizations.

3 MRS. SHORTZ: Do you want to do
4 that, then?

5 MR. LUKASEWICZ: Would that be
6 soon?

7 MRS. SHORTZ: They asked for dates
8 in May and June.

9 MR. LUKASEWICZ: This DEP is very
10 important.

11 MRS. SHORTZ: They said May or June
12 they'd like dates for, so I told them I'd get
13 back to them if we had something. I don't
14 know if you want to put it before a meeting, a
15 scheduled meeting, or do you want to have it
16 on a separate day?

17 MR. LUKASEWICZ: It's a long time
18 since we've heard -- we need a whole meeting,
19 not a --

20 MAYOR LUKOWSKI: Well, that being
21 the case, we better have Representative
22 Cawley, Senator Mellow.

23 MRS. SHORTZ: And that's fine. I
24 just need to get back with them.

25 MR. MARUSHOCK: Mrs. Shortz, can you

1 coordinate it with Mr. Cawley and whoever to
2 see if they can be here, and Mr. Kanjorski,
3 for our defense?

4 MRS. SHORTZ: I can check with them
5 and see.

6 MR. MARUSHOCK: That would be a
7 help.

8 MAYOR LUKOWSKI: No ifs, ands or
9 buts in this case.

10 MS. SHORTZ: Is Thursday evening
11 good for council, if we do Thursday evening?
12 Then I'll see what they have available.

13 MR. LUKASEWICZ: It is very
14 important.

15 MS. MENICHETTI: I would also like
16 to schedule a budget meeting. Now, I'm asking
17 you, are all you gentlemen going to attend if
18 I have one?

19 MR. BARONE: Since you called me a
20 gentleman, yes.

21 MR. LUKASEWICZ: I'll attend but
22 it's going to be pointless. But I'll attend.

23 MS. MENICHETTI: Why do you say
24 that?

25 MR. LUKASEWICZ: Because they come

1 here and ask for money, and irregardless of
2 how they ask for it, it's put off until you're
3 good and ready to give. Sometimes you have to
4 move forward quicker than you move. You've
5 been very slow -- the majority has been very
6 slow in the last 17 months. There's been no
7 progress.

8 MS. MENICHETTI: What are you going
9 to do if we run out of money --

10 MR. LUKASEWICZ: You're not going to
11 run out of money. Take it from one and put to
12 another.

13 MR. MARUSHOCK: Madam Chairman, I
14 don't understand --

15 MS. JOHNSON: The lawsuits you keep
16 saying we have, we have to worry about that.
17 Right?

18 MR. MARUSHOCK: Madam Chairman, I
19 cannot see how we can move forward in excess
20 of \$95,000 just in three motions. It's
21 impossible. There is no money tree growing
22 that I'm aware of.

23 MS. MENICHETTI: All right, we'll
24 take audience comments. Very quickly, please.

25 MR. BARNICK: I make a motion to

1 recess for a little bit.

2 MS. MENICHETTI: I want to get
3 finished.

4 MR. BARNICK: I want to make a
5 motion to recess.

6 MS. MENICHETTI: Motion to recess by
7 Mr. Barnick. Second? Seconded by Mr.
8 Barone. On the question? Roll call, please.

9 MR. BARONE: I didn't second his
10 recess. I didn't second anything. Where's
11 your ears?

12 MS. MENICHETTI: Well, then, we need
13 a second.

14 MR. BARONE: May I?

15 *MR. LUKASEWICZ: Let's just finish.

16 MR. BARONE: I want to say one thing
17 about this flyer about me and --

18 MS. MENICHETTI: No, no. That's
19 political.

20 MR. BARONE: Why not?

21 MS. MENICHETTI: No, no, no, no, no.

22 MR. BARONE: No? Who made this
23 flyer? I'm going to tell you something, my
24 father had six sons in the service. Four in
25 the second war, one in the Korean War, I was

1 in peacetime. My daughter graduated high
2 school and joined the Army for four years and
3 his son just joined the Marines. You're going
4 to tell me I'm anti-veteran? Don't ever do it
5 again. Somebody's going to pay. That's all I
6 got to say.

7 MS. MENICHETTI: I would like
8 audience comment, please. One person at a
9 time, please. Please. I'll start in the back
10 row, please. Please state your name and
11 address.

12 MR. REED: Chuck Reed, Dimmock
13 Street. I'd like to ask council to release
14 our check for the PALS organization for this
15 year.

16 MR. MARUSHOCK: I believe the
17 expenditure was approved.

18 MS. MENICHETTI: Along the back
19 wall? Mr. Hegedus?

20 MR. HEGEDUS: In regards to,
21 unfortunately, into the audit that was
22 submitted -- and it's a matter of public
23 regard -- with regards to Bennigans comping
24 meals.

25 MR. BARNICK: Oh, Jesus, here we go

1 again. I have to get out of here. This is
2 sick.

3 MR. HEGEDUS: I've spoken with the
4 Bennigans general manager at the King of
5 Prussia Bennigans, and he said that he's in
6 the business to sell meals and he found it
7 "highly unlikely" that he would comp 15
8 meals. If he were to comp something it was --
9 if he did comp anything it would have been
10 salads and soft drinks, not entire meals,
11 because, like I said, he's in business of
12 selling meals.

13 We have a phone call in to the
14 corporate office of Bennigans which is in
15 Texas. We're awaiting reply tomorrow morning
16 from them.

17 And I also did an independent survey
18 of an Uno's restaurant down in Wilkes-Barre
19 and spoke with the general manager there. He
20 reiterated what Mr. Ahmed had said. I assume
21 that's his last name. He had said that
22 they're also in the business to sell meals and
23 they would not comp 15 meals. So I think if
24 we had -- I give the booster club the benefit
25 of the doubt.

1 MS. MENICHETTI: Robbie, please
2 address comments to the chair only. Okay?

3 MR. HEGEDUS: That was just my
4 statement.

5 MS. MENICHETTI: Thank you. Anyone
6 else in the back row? Okay, how about here?
7 Do you have anything to say? Mr. Bolus, do
8 you have anything to say?

9 MR. BOLUS: Yes, I do. What went on
10 here tonight regarding the booster club, I
11 don't think anybody in this room is against
12 kids. The only issue that's going on here
13 tonight has been brought on by the people who
14 are in charge of the booster club's finances,
15 period. That's where the buck stops. If you
16 don't know you own a corporation and you're
17 tax-exempt and you do filings every year, I
18 recently -- you should.

19 I question the credibility of the
20 individuals that are dealing with this money
21 not only from the borough but what they're
22 getting from the cow flop and everywhere
23 else. If they don't know they own a
24 corporation and they don't know they're
25 tax-exempt, then who is filing the tax reports

1 if you don't know where your money is going?
2 It is our business.

3 MR. MARUSHOCK: It is public
4 knowledge.

5 MR. BOLUS: And it's accountable to
6 this borough and to the people, and I would
7 ask this council when you do your
8 investigation, ask the attorney general to
9 investigate them thoroughly through their
10 corporation and their nonprofit filing. They
11 have violated other issues. We don't know
12 what's out there. Before we give them one
13 more dime find out what they're doing with all
14 their money.

15 And stop coming in and picking on
16 the council that's trying to question your
17 authority and your credibility. You guys
18 brought it on yourselves. It did happen. I'm
19 responsible for me. You're responsible to the
20 citizens of Throop Borough.

21 MR. MARUSHOCK: I move to adjourn.

22 MS. JOHNSON: I second it.

23 MS. MENICHETTI: I want the people
24 removed. You act like a bunch of hooligans.
25 You don't conduct yourselves as ladies and

1 gentlemen.
 2 MR. LUKASEWICZ: I've had enough.
 3 MRS. SHORTZ: We've asked you
 4 repeatedly to speak one at a time.
 5 MS. MENICHETTI: We're adjourned.
 6 (Whereupon the meeting was adjourned.)
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CERTIFICATE

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 4 I hereby certify that I attended the foregoing
 5 proceeding, took stenographic notes of the same, that
 6 the foregoing, consisting of 169 pages, is a true and
 7 correct copy, done to the best of my ability, of same
 8 and the whole thereof.
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Mark Wozniak

Official Court Reporter