

1 THROOP COUNCIL
 2 THROOP, PENNSYLVANIA
 3
 4 IN RE: REGULAR MONTHLY MEETING
 5
 6
 7 May 26, 2005
 8 8:30 P.M.
 9 THROOP MUNICIPAL BUILDING
 10 436 SANDERSON STREET
 11 THROOP, PENNSYLVANIA
 12
 13 COUNCIL MEMBERS:
 14
 15 DARYL MENICHETTI, PRESIDENT
 16 CINDY JOHNSON, VICE PRESIDENT
 17 JOSEPH BARONE
 18 JAMES BARNICK
 19 THOMAS LUKASEWICZ
 20 GEORGE MARUSHOCK
 21 SUSAN SHORTZ
 22 MAYOR STANLEY LUKOWSKI
 23 JOHN BRAZIL, ESQUIRE, SOLICITOR
 24
 25 Mark Wozniak

1 announcements. In observance of Memorial Day
 2 the municipal building and civic center will
 3 be closed Monday, May 30, 2005.
 4 And also, this evening an executive
 5 session was held for legal purposes.
 6 MR. LUKASEWICZ: Could you state the
 7 legal purposes?
 8 MS. MENICHETTI: The Midvalley
 9 School District and the American Asphalt.
 10 MR. BARNICK: You need a general
 11 statement about what it was about. That's a
 12 requirement by the sunshine law. I remember
 13 reading that specifically.
 14 MR. BRAZIL: You met at executive
 15 session to discuss the potential claim against
 16 the bonding company for American Asphalt, and
 17 there's a motion on to file suit on that.
 18 And we also discussed the pending
 19 lawsuit by the Midvalley School District
 20 regarding the permit fee. I'm sorry, there
 21 were also some discussions on the EEOC
 22 complaint and regarding whether it was
 23 something that affected the entire borough and
 24 should the borough look at mediation on it.
 25 MS. MENICHETTI: Okay. We're going

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

1 to entertain questions from the floor
 2 regarding agenda items only. Who would like
 3 to speak? Please go to the podium and give
 4 your name and address for the stenographer.
 5 MS. MORRELL: Elaine Morrell, 315
 6 George Street, Throop. My first question is
 7 why don't you use the microphone system that
 8 we have here so people in the hallway can
 9 hear? It's very hard to hear in the hallway
 10 when there's noise out there because you can't
 11 hear.
 12 I would like to congratulate Jim
 13 Barnick --
 14 MS. MENICHETTI: On agenda items
 15 only.
 16 MS. MORRELL: They are on the
 17 agenda. Tom Lukasewicz, John Musewicz, and
 18 Debbie Shevchick, all five people who ran.
 19 All five won.
 20 Where is the cameraman? I know the
 21 cameraman is not on the agenda, but you did
 22 pass a motion for a cameraman to be here.
 23 MS. MENICHETTI: Agenda items only.
 24 MR. BARNICK: Is there a bill in
 25 there for the cameraman? Is there a bill in

1 there for the cameraman? Then it's an agenda
 2 item. Is there a bill in there for the
 3 cameraman? Who paid the cameraman this time?
 4 MS. MENICHETTI: What do you care?
 5 You're not paying for it so keep quiet.
 6 All right. Elaine, please. So far
 7 you have two things that weren't on the
 8 agenda.
 9 MS. MORRELL: In regard to the
 10 zoning report, is the zoning officer Robert
 11 Kalinoski? And I'd like to -- is Robert
 12 Kalinoski the zoning officer?
 13 MS. JOHNSON: I don't know. He told
 14 me the other day he's the street commissioner,
 15 the zoning officer. I don't know, what is
 16 he?
 17 MR. BARNICK: You don't know?
 18 You're sitting here on council --
 19 MS. JOHNSON: I asked the question
 20 the other day and he told me that would be the
 21 street commissioner's job but yet he was in
 22 the same room. I don't know, to tell you the
 23 truth.
 24 MS. MORRELL: And I'd like to
 25 know --

1 MS. MENICHETTI: That's another
 2 thing not on the agenda.
 3 MS. MORRELL: Daryl, the zoning
 4 report is on the agenda.
 5 MS. MENICHETTI: Well, why are you
 6 asking if he's the zoning officer?
 7 MS. MORRELL: Because I want to know
 8 if the borough manager and/or the assistant
 9 secretary help the zoning officer, as was
 10 stated in a motion last year that they would.
 11 MR. BARNICK: It's in the ordinance.
 12 MS. MORRELL: In regard to the
 13 treasurer's report, I want to know if all the
 14 bank accounts are reconciled to date, and I'd
 15 like to know why we have Compudata bill for
 16 \$700 -- \$706.60. Do I ask questions and get
 17 no answers? That's what happened last --
 18 MS. MENICHETTI: Mr. Novack, could
 19 you answer why we have a Compudata bill?
 20 MR. NOVACK: That that was
 21 Mr. Petrieszkevich?? Needed to be trained,
 22 additional training about a month ago.
 23 Something he was never shown.
 24 MS. MORRELL: And the treasurer --
 25 are all the bank accounts reconciled? There

1 were checking accounts that came in. Are they
 2 reconciled --
 3 MS. MENICHETTI: Robert, you're the
 4 treasurer.
 5 MR. HEGEDUS: Are they reconciled?
 6 I haven't reconciled them yet, no.
 7 MS. MENICHETTI: They were when you
 8 took over?
 9 MR. HEGEDUS: To the best of my
 10 knowledge, yes.
 11 MS. MORRELL: In regard to the
 12 minutes, what minutes are not completed for
 13 2004 and 2005?
 14 MS. MENICHETTI: I don't have the
 15 list with me. Do you have a list, Mr. Novack?
 16 MR. NOVACK: Her husband has that
 17 list. I gave it to him the other day.
 18 MS. MORRELL: But you gave him a
 19 list of what is not completed to date?
 20 MR. NOVACK: Uh-huh.
 21 MR. BARNICK: You mean that's still
 22 the same list we got from a month ago: 3/29,
 23 4/15, 8/30, 10/23, 12/28, 1/14, 1/31, 2/10,
 24 2/24, 2/26, 3/10, and then all the rest of the
 25 months?

1 MS. MORRELL: In regard to the
 2 proposed ordinances, are they posted for
 3 public review? And I would like to have --
 4 I'm requesting to have both ordinances read
 5 completely, the refuse ordinance and also the
 6 fireworks ordinance. I don't see them posted
 7 completely on the bulletin board for all the
 8 general public to see.
 9 In regards to motion number 14, Main
 10 Street curbing, did the original contract
 11 include replacing the granite curbing and did
 12 Creiger state that he could reinstall it? And
 13 why would the borough be responsible for it if
 14 he were responsible to reinstall the granite
 15 curbing to begin with? I don't think you know
 16 that answer because you're discussing that.
 17 You mentioned a letter that's sent
 18 to the attorney general. I'm asking that you
 19 would read that during the correspondence, if
 20 you'd read that publicly.
 21 You mentioned that there were hose
 22 nozzles being purchased for the hose company.
 23 All the hose companies or for one particular
 24 hose company? Does anyone know that answer?
 25 Was this for hose companies --

MS. MENICHETTI: For the fire plugs so they would be standardized. We didn't purchase them.

MS. MORRELL: In regards to the motion to recognize the union contract, I would like to see that motion tabled. I would also like a written opinion from the solicitor whether Ms. Menichetti would be able to vote on something that would bind the borough for not just one year but for many years to come.

And I would like to know why -- in regard to the fireworks, I don't know why you and the borough manager didn't sign the agreement yet. The borough manager has many responsibilities, and to sign a contract that council already voted on -- and you had a motion. You passed a motion for fireworks for the cow flop and the deposit would be done.

MS. MENICHETTI: Mr. Novack, are the ordinances posted out there?

MR. NOVACK: No, they weren't posted, but they're on my desk.

MR. BARNICK: They have to be posted ten days.

MR. LUKASEWICZ: It's too late to

vote on them. They have to be tabled.

MS. MORRELL: I was going to ask what the status was of the \$25,000 deductible because -- for the lawsuit regarding the Gonglewski??, Sokowski?? And Jola?? Case, but I guess that's going to be discussed this evening. And that's all I have this evening.

MS. MENICHETTI: Who else, now? Mr. Rocco.

MR. ROCCO: Dominick Rocco, 410 Sanderson Street. I only have one thing. Now, ever since the majority took over we haven't hired anybody from Throop over the civic center. You must have hired 15 people. Are we all stupid in this town that we can't handle that job? You got applications right there, two from Throop.

MR. BARONE: You got six applications to Throop, they're hiring one.

MAYOR LUKOWSKI: Terrific kids, too. It makes you want to cry.

MS. MENICHETTI: That's why we hired her.

MR. ROCCO: She's not even there. She's on maternity leave.

MS. MENICHETTI: Do you have anything else?

MR. ROCCO: Is she on maternity leave?

MS. MENICHETTI: She interviewed these people before she left. Mr. Novack, when did she interview these people? You were in on the interviews.

MR. NOVACK: A couple weeks back.

MR. ROCCO: She's supposed to be on maternity leave.

MS. MENICHETTI: Okay, anything else, Mr. Rocco?

MR. ROCCO: I think you're wrong not hiring people from Throop.

MS. MENICHETTI: Who else? Mr. Morrell.

MR. MORRELL: David Morrell, 315 George Street, Throop. I have a list of bills, Gavigan?? Company, \$3,021.75. Anybody know what that's for?

MR. MARUSHOCK: I think that was for --

MS. MENICHETTI: What was Mr. Gavigan's?? Bill for, Mr. Novack?

MR. NOVACK: When he did that treasurer's -- straightened out the treasurer's books back to last year.

MR. BARNICK: That's the second invoice. There was another invoice from him for \$1,700, I believe, that was paid already. So that's another \$5,000 gone.

MR. MORRELL: I asked for a copy of Gavigan's?? Report and you told me there wasn't a report.

MR. NOVACK: There was no report.

MR. MORRELL: Why?

MR. NOVACK: What was he going to report? The treasurer's books. That all he did.

MR. BARNICK: Where's the audit?

MR. NOVACK: He doesn't do audits.

MR. BARNICK: They have to have an audit when the treasurer leaves. Where is the audit --

MR. NOVACK: Raney?? Did the audit, not Gavigan??

MR. BARNICK: Well, where's the audit for this year?

MR. NOVACK: From last year that you

1 would have this year? There's two copies.
2 You people all have them. I gave you copies.

3 MR. BARNICK: For 2004 the audit is
4 complete?

5 MR. NOVACK: The treasurer's they
6 have up until November 1.

7 MR. LUKASEWICZ: That's the yearly
8 audit.

9 MR. BARNICK: The yearly audit is
10 finished.

11 MR. NOVACK: The yearly audit
12 wouldn't be done right now.

13 MR. BARNICK: It's supposed to be
14 done in April.

15 MR. NOVACK: That's Rancy??, I don't
16 know what to tell you. He didn't do them
17 until the end of May last year. They were
18 just here the other day. They were here
19 yesterday.

20 MR. MARUSHOCK: It was like that
21 last year, too.

22 MS. MENICHETTI: You can get an
23 extension on it.

24 MR. MORRELL: Can somebody tell me
25 exactly what we pay Gavigan?? \$3,000 to do?

1 council, and we do the same thing when we're
2 handling the police. The police chief makes
3 the recommendation to hire. Today Rob
4 Kalinoski presented the applications for
5 hire. We go by what the department heads
6 suggest.

7 MR. BARNICK: Mr. Marushock's in the
8 paper let's work together for the betterment
9 of Throop. You are a joke. You're dumb as a
10 box of rocks.

11 MR. MARUSHOCK: You're wrong.

12 MRS. SHORTZ: Excuse me, Mr.
13 Barnick, for two years you didn't work for the
14 betterment of the borough.

15 MR. MORRELL: Motion number 11, that
16 ordinance, number 11, refuse, it's not
17 posted. I'd like you to ask the solicitor for
18 his legal opinion on if that can be voted on
19 tonight or is it illegal.

20 Motion number 12, you already have
21 the fireworks ordinance. Why are you having
22 another one?

23 MRS. SHORTZ: Because the rules
24 changed.

25 MR. MORRELL: Why did you spend all

1 MS. MENICHETTI: It's my
2 understanding -- and I may be wrong because I
3 don't know which bill he's referring to. I'd
4 have to see the bill. But he did -- there was
5 a problem with the reconciliation or
6 something. I'm not really sure. He did
7 that. When Amy Hegbin?? Was the treasurer.

8 MR. MORRELL: Three thousand
9 dollars?

10 MR. BARNICK: It was more then
11 \$3,000 because I know there was another bill
12 for about \$1,700.

13 MS. MORRELL: Now, hiring over the
14 civic center, it's on the agenda. It seems as
15 though Mr. Galley??, even before Melissa Casey
16 worked here, had an application in. How many
17 times is he going to get passed over? What's
18 the reason -- as far as you keep telling
19 everybody out here that it's on her
20 recommendation. You do the hiring, the seven
21 of you. Why don't you just let her and Mr.
22 Novack do the hiring if you're just going to
23 do what her recommendations are. Does she do
24 the firing also?

25 MRS. SHORTZ: Firing is done by the

1 that money for advertisement when you could
2 have amended the motion from the last one?

3 MRS. SHORTZ: You still have to
4 advertise it if you amend it.

5 MR. BARNICK: Not if it's a minor
6 amendment.

7 MR. MARUSHOCK: Attorney Brazil,
8 what are the new rules and regulations?

9 MRS. SHORTZ: The rules and
10 regulations.

11 MR. MORRELL: Are you going to read
12 ordinance number 11 and 12 tonight?

13 MR. BARNICK: They have to be posted
14 for ten days. Am I right?

15 MR. BRAZIL: It's got to be
16 advertised for seven days, but if it hasn't
17 been posted then you should table it.

18 MR. BARNICK: That's all we're
19 asking.

20 MR. MORRELL: Is it a state or
21 federal law that you have to have \$5 million
22 worth of insurance for fireworks?

23 MR. BRAZIL: The amendments to the
24 fireworks ordinance were based upon the
25 changes in the state law. Essentially, the

important ones that affect the municipalities were the inspection provisions. Okay? And quite frankly, I'm not sure if it's a state -- I mean, there's nothing in the state law that says \$5 million, although the ones I looked at that seemed to be the standard.

MR. MORRELL: You mean there are other municipalities that have a \$5 million insurance disclaimer?

MR. BRAZIL: Yes, for obvious reasons. If something goes awfully wrong with the fireworks then people could be hurt.

MR. MORRELL: Okay. So we're not the only ones with a \$5 million insurance policy?

MR. BRAZIL: Right. And I did send up those ordinances to be circulated, hopefully, among council and also the fire chief.

MR. MORRELL: That's all. Thank you.

MR. BARNICK: On that minimum, Mr. Brazil, what is the minimum for the state law for fireworks?

MR. BRAZIL: It doesn't set forth

the minimum. Like, the law that was passed doesn't say you have to have a minimum, but most municipalities are putting in a significant amount of insurance because if you have a catastrophe --

MR. BARNICK: Name some that have \$5 million.

MR. MARUSHOCK: Probably Pittston, for one.

MRS. SHORTZ: You wait and you have a major catastrophe to decide you need to be covered?

MR. BRAZIL: You can change that. I put that up there for you to look at. Okay? And I haven't had any comments. Okay? It's up to you to decide what you want it to be. That's why I sent those up there and said take a look at them.

MR. LUKASEWICZ: John, can you look at other municipalities in the area to see what it is, the others like ours?

MR. MORRELL: Can you ask your solicitor for a legal opinion on how long we have to wait before we can get a copy of the minutes? And please don't tell me the minutes

1 aren't done.

2 MRS. SHORTZ: They're not.

3 MR. MORRELL: Because I'm still
4 waiting for minutes from last April.

5 MS. MENICHETTI: So am I.

6 MR. BARNICK: Mr. Brazil, there's
7 got to be something in the law that states
8 that these minutes have to be officially
9 adopted by a certain time.

10 MR. LUKASEWICZ: Daryl, I asked
11 Christine if she could do something. And I
12 don't know if I overstepped my bounds, but we
13 have our written agenda for every meeting and
14 then we have additional motions that are done,
15 and she has, as the secretary, records which
16 additional motions are acted upon at that
17 meeting. Can we at least get a copy of the
18 motions that were acted upon? And that's
19 almost as official as the minutes as you need
20 until we get --

21 MRS. SHORTZ: I had no problem with
22 that when you suggested that the last time.
23 It was Mr. Barnick that had a problem with her
24 doing it.

25 MR. BARNICK: I got a problem with

1 them not being done, period.

2 MRS. SHORTZ: I had a problem when I
3 came on council when I didn't have minutes
4 from January through the hiring of the next
5 secretary and I'm still waiting for those.

6 MR. BARNICK: Which was a month.

7 MRS. SHORTZ: No, it was not a
8 month. Look back to the original complaint.

9 MR. BARNICK: You were going to the
10 DA's office --

11 MRS. SHORTZ: You were the one that
12 was involved in changing all the -- I have a
13 draft and I have the filing and I have proof
14 that you were the person --

15 MR. BARNICK: You have nothing.

16 MRS. SHORTZ: Yes, I do.

17 MR. LUKASEWICZ: Daryl, if I may,
18 does council understand what I'm asking for?

19 MRS. SHORTZ: You don't frighten
20 me. You can bark at trees all you want.

21 MR. LUKASEWICZ: Can I speak,
22 please? What I'm asking for is, we have our
23 written agenda for every meeting and then we
24 make additional motions. Those additional
25 motions that we make, either Mr. Novack or

1 Christine jot down what the motions were and
2 if they passed or if they didn't pass.

3 MS. JOHNSON: So do we.

4 MR. LUKASEWICZ: I know, but what
5 I'm saying is if we can have Christine, who is
6 officially here as a secretary, to just list
7 the motions that passed.

8 MS. MENICHETTI: Christine, do you
9 copy all the motions or just the ones that
10 affect you personally?

11 MRS. HARTSHORN: I copy all of them.

12 MR. LUKASEWICZ: It's very simple.
13 This way we can have a record of all the
14 motions, at least. All the other bull that
15 goes with it isn't important. What's
16 important is that you keep an official record
17 of what happened at that meeting, how the
18 votes were handled, five in favor and two
19 against or whatever, and which ones passed and
20 which ones failed. This way we can actually
21 -- and if you give her some time to do this
22 we can have a minute book of what actually
23 happened even though we don't have everything
24 that goes with it.

25 MS. MENICHETTI: Christine, do you

1 mean, you're on counsel.

2 MR. LUKASEWICZ: If she started with
3 the one meeting, which this way at least we've
4 have a record. So if someone comes in and
5 asks for the minutes, well, we don't have the
6 complete minutes but we have a record of what
7 happened, which is basically all you have to
8 keep by the borough code.

9 MR. MORRELL: Time out. You don't
10 want to be giving out drafts.

11 MR. LUKASEWICZ: I'm not asking for
12 a draft, I'm just asking for what --

13 MS. MENICHETTI: You're just asking
14 for a list of motions.

15 MR. LUKASEWICZ: The motions as they
16 were presented and how they passed. Yeah,
17 just the motions. That's it. And nothing
18 else, just the motions, so we have an official
19 record.

20 MR. MORRELL: Why can't we just have
21 the minutes done?

22 MR. LUKASEWICZ: Because it's going
23 to take probably a year to get the minutes
24 done. This way we can have this done probably
25 in a few weeks.

1 think you can do that?

2 MRS. HARTSHORN: Is I'll see what I
3 can do.

4 MR. LUKASEWICZ: That's fine. This
5 way at least we have a record of what
6 happened.

7 MRS. HARTSHORN: There's some things
8 I miss sometimes.

9 MS. JOHNSON: It might not be
10 accurate, though.

11 MR. LUKASEWICZ: It should be
12 accurate. It's coming from our secretary
13 who's been here --

14 MS. MENICHETTI: Everybody's talking
15 at one time. It can't be accurate.

16 MR. LUKASEWICZ: She knows the
17 votes, Kenny knows the votes.

18 MRS. SHORTZ: We know the votes.

19 MR. LUKASEWICZ: That's what I'm
20 saying, we know the votes. I mean, I don't
21 write them down because I expect that she
22 writes them down, so this way at least we'd
23 have a record of what the votes were. It's
24 very simple.

25 MS. MENICHETTI: Well, ask her. I

1 MR. BARNICK: What do the other
2 people that want minutes do in the meantime?

3 MR. LUKASEWICZ: They're going to at
4 least know what motions --

5 MR. BARNICK: They have to wait
6 another six months?

7 MS. MENICHETTI: Let's go.

8 MR. MORRELL: You said about --
9 Mrs. Shortz was complaining -- and I can go
10 through the minutes on your last comments --
11 last year about the minutes not being done.
12 Chrissy Sullivan resigned in March. She had
13 nothing to do with April's minutes. I'm
14 waiting a year for April's minutes. She
15 wasn't here.

16 MR. SHORTZ: There were four meeting
17 minutes that we were waiting for before she
18 resigned.

19 MR. MORRELL: That's fine.

20 MRS. SHORTZ: Because I have that.
21 All right. And then we didn't get any more
22 after that so we hired Cathy Egan.

23 MR. MORRELL: I'm waiting for
24 April. She wasn't even here --

25 MRS. SHORTZ: I am too. You're not

1 the only one waiting.
 2 MR. MORRELL: What are you going to
 3 do about them?
 4 MS. JOHNSON: Mr. Morrell, there's
 5 tapes if you want to listen to them.
 6 MR. MORRELL: I'm requesting a
 7 written document because I can't do anything
 8 with them until you accept them. I'm waiting
 9 for a year for accepted minutes.
 10 MR. BARNICK: Mr. Brazil, what's the
 11 standard for officially adopted minutes, Mr.
 12 Brazil, as for borough code?
 13 MRS. SHORTZ: The person that we
 14 tried on several occasions to find a way to
 15 get these minutes done, and it was those
 16 people on that side that didn't agree to
 17 anything that we attempted to do. Okay?
 18 MR. MORRELL: You have four people.
 19 You can hire anybody you want.
 20 MRS. SHORTZ: We tried two years ago
 21 and we didn't have four votes, contrary to
 22 what you think. You know, it's very amazing
 23 when four on that side vote for something it's
 24 not a majority, but when four on this side
 25 vote for something it is. There are 35, 40

1 motions sometime in the minutes. There might
 2 be four that we don't all agree on. That has
 3 nothing to do with majority, minority. It's
 4 only when it appeases them, then it's a
 5 majority vote.
 6 MR. MORRELL: You can still hire
 7 somebody to do the minutes. What is the legal
 8 thing on when the minutes have to be done? In
 9 a timely manner?
 10 MRS. SHORTZ: I don't know what the
 11 legal thing is but I've been trying to get
 12 them for a long time. I've been trying to get
 13 minutes since I came on council two years
 14 ago. I have not succeeded in getting them
 15 then or now.
 16 MR. BARNICK: Mr. Brazil, what is
 17 the borough code requirement for minutes to be
 18 completed?
 19 MR. BRAZIL: There is no -- are you
 20 asking is there a time frame or what has to be
 21 in the minutes?
 22 MR. BARNICK: Not what was to be in
 23 the minutes. I know what has to be in the
 24 minutes. It's only supposed to be a general
 25 statement and a vote. I understand that.

1 MR. BRAZIL: I didn't understand the
 2 question.
 3 MR. BARNICK: What is the time frame
 4 to complete these minutes?
 5 MR. BRAZIL: There is no time frame
 6 in the borough code to complete the minutes.
 7 That being said, I think these minutes are
 8 long overdue. Okay? They've got to be done
 9 somewhat in a timely fashion. Now, that's up
 10 to council. I mean, there are recordings out
 11 there, and if you want to hire somebody to do
 12 it quicker, then that's your choice. Okay?
 13 But somebody's got to sit down and go through
 14 the tapes and do it. They just can't be
 15 created. Somebody has to do that.
 16 MR. MORRELL: Who did it before? The
 17 borough secretary did it before?
 18 MR. BRAZIL: I don't know who did it
 19 before.
 20 MRS. SHORTZ: They stopped doing it
 21 in January of 2002.
 22 MR. MORRELL: Would it be a good
 23 practice to maybe bring it back?
 24 MRS. SHORTZ: Well, that was brought
 25 up, I believe, two meetings ago by Mr.

1 Lukasewicz and it was turned down by Mr.
 2 Barnick and Mr. Barone because they didn't
 3 want the court stenographer typing them.
 4 MR. BARNICK: No way.
 5 MRS. SHORTZ: They don't want them
 6 typed by the secretary.
 7 MR. BARNICK: I don't, but you got
 8 the majority.
 9 MRS. SHORTZ: They don't want to
 10 hire --
 11 MR. BARNICK: You got the majority.
 12 MRS. SHORTZ: Well, if you were
 13 working for the betterment of the town in
 14 getting minutes then you would go along with
 15 some kind of an agreement to get them --
 16 MR. BARNICK: I have my own reasons
 17 why.
 18 MRS. SHORTZ: Yeah, because you
 19 don't go for anything that anyone on this side
 20 votes for to make your point.
 21 MR. MORRELL: One more thing. How
 22 much did we pay the last transcriptionist --
 23 or what was her title? Transcriptionist. How
 24 much -- like, can you get me a list on how
 25 much we paid her over the years?

1 MRS. SHORTZ: The treasurer can get
 2 you that.
 3 MR. MORRELL: And a list of how many
 4 minutes she did.
 5 MRS. SHORTZ: He can tell you what
 6 we got.
 7 MR. MORRELL: And it's just
 8 somebody's got to come up with something on
 9 the minutes. We can't do anything with
 10 minutes that aren't voted on.
 11 MR. BARNICK: Mr. Brazil, I want you
 12 to search the legal --
 13 MS. MENICHETTI: Are you done, Mr.
 14 Morrell?
 15 MR. BARNICK: And I want to know
 16 what the standard is for minutes.
 17 MS. MENICHETTI: Please state your
 18 name.
 19 MS. TANNER: Mary Ruth Tanner, 1101
 20 Marshwood Road. I just have a question
 21 concerning the civic center employees that
 22 you're employing. The three that we are
 23 employing for the park, are they particularly
 24 for the park only?
 25 MS. MENICHETTI: Yes.

1 could televise it properly, and they were here
 2 to look at the information center, so to
 3 speak, to better establish how you people
 4 would speak into the microphones. Speak one
 5 at a time. It's make it clearer to be
 6 televised. That's the reason I guess your
 7 photographer or cameraman isn't here tonight,
 8 because his equipment cannot do what is
 9 necessary until this is all hooked up properly
 10 and then he's able to hook it into his
 11 system.
 12 And I think that everybody here has
 13 to look at what went on in the past -- it's
 14 over, it's done -- and move forward for the
 15 betterment of this town no matter what.
 16 Sitting here making insults to everybody and
 17 slandering everybody I think is very childish
 18 and immature. I think from here on in you
 19 should start conducting yourselves as council
 20 members. Thank you.
 21 MS. MENICHETTI: Anyone else?
 22 MR. BARNICK: Thank you, Bob. That
 23 was great.
 24 MS. MENICHETTI: All right, we'll
 25 begin the meeting. This is on the agenda

1 MS. TANNER: And Jeff is going to be
 2 the one that --
 3 MS. MENICHETTI: They're only going
 4 to be paid a small amount of money for working
 5 there.
 6 MS. TANNER: And they are just
 7 summer?
 8 MS. MENICHETTI: Just summer, just
 9 for that one program.
 10 MS. TANNER: That was my only
 11 question.
 12 MS. MENICHETTI: Anyone else? Mr.
 13 Bolus, go ahead.
 14 MR. BOLUS: Good evening, Bob Bolus,
 15 Sanderson Street, Throop. Regarding your
 16 minutes, as they raised here tonight, it would
 17 be advisable to spend what it takes to get the
 18 minutes brought up to date, and that maybe
 19 should be in the form of a motion tonight to
 20 bring your council in order, if that's what
 21 the biggest complaint is around here tonight.
 22 Earlier Mr. Barnick raised an issue
 23 about the cameras. Chappel 61 came up here.
 24 The problem is with the microphones here.
 25 It's hard to decipher what's being said so 61

1 only, John. There are no fireworks on the
 2 agenda.
 3 MR. BARNICK: Mr. Lukasewicz put a
 4 motion on and asked to sign the contract.
 5 What are you talking about?
 6 MR. MUSEWICZ: John Musewicz, 2
 7 Mručk Street.
 8 MS. MENICHETTI: John, you have
 9 three minutes. Okay? We have to get --
 10 MR. BARNICK: Wait a minute. Why
 11 don't you just go.
 12 MR. MUSEWICZ: Considering motion
 13 number 12, will that be tabled tonight?
 14 MR. LUKASWICZ: Eleven and 12 will
 15 be tabled after Mr. Brazil said if they
 16 weren't posted properly.
 17 MR. BARNICK: That's the
 18 recommendation of the solicitor. They weren't
 19 posted properly. It's got to start all over
 20 again.
 21 MR. MUSEWICZ: I think council put a
 22 motion on for the fireworks. That's per a
 23 letter that I had sent in earlier in the
 24 year. And I believe that the motion passed as
 25 far as funding the fireworks.

MR. BARNICK: Yes, they did.

MR. MUSEWICZ: I'm just wondering if anybody can give an answer, seeing that the event is just a month away, if the fireworks will be funded by the Throop Borough.

MS. JOHNSON: The motion was passed.

MR. MUSEWICZ: I heard -- and it could be just a rumor, but I heard some rumors that the actual gentleman called from the fireworks company and asked for his deposit and the borough refused. Was that just a rumor or --

MS. JOHNSON: I did not read anything like that.

MS. MENICHETTI: I am not aware of that.

MR. BARNICK: I am. I was told that it was. Right, Mr. Novack? It was refused? Please answer truthfully.

MR. NOVACK: He never requested a deposit.

MR. BARNICK: Please answer truthfully.

MR. NOVACK: I just did. He

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MR. MUSEWICZ: Is there any particular reason why the company called saying --

MR. LUKASEWICZ: Do you have any problem signing it?

MR. MUSEWICZ: Cindy, was there any particular reason why the company called?

MS. JOHNSON: John, this is the first time I'm hearing about it.

MR. BARNICK: The company called and --

MS. JOHNSON: I don't know anything about it.

MR. BARNICK: They're denying it because they were trying -- they were trying to force the chief and Keith to take if for the night out, but they won't take --

MS. MENICHETTI: What?

MR. BARNICK: Isn't that right, Mayor?

MAYOR LUKOWSKI: Yes.

MS. JOHNSON: I don't know of anyone calling the borough about fireworks.

MR. BARNICK: Didn't he tell us that, Mayor?

never --

MR. BARNICK: What did you tell me the other day?

MR. NOVACK: The other day you had asked me -- you came in and you asked me is it true that these people my not want to pay for these fireworks? I said there was a motion passed. I said that's up to council.

MR. BARNICK: You're lying.

MR. NOVACK: Okay, I'm lying. All right.

MR. LUKASEWICZ: Kenny, is there a reason why you haven't signed it?

MR. NOVACK: I didn't think it was my authority to sign it.

MR. BARNICK: You're borough manager.

MR. LUKASEWICZ: Give it to council present to sign it.

MS. MENICHETTI: I don't sign anything, Cindy signs it.

MS. JOHNSON: The motion was passed. It will be signed.

MS. MENICHETTI: She signs everything.

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MAYOR LUKOWSKI: Yes.

MR. BARNICK: You took the chief in the office, Daryl. Stop lying.

MS. MENICHETTI: I did not take anybody in any office, Mr. Barnick. Big mouth liar. You're a big mouth liar. That's all you are, is a big mouth. Big, big mouth.

MR. BARNICK: You're done. You're gone. You're gone, Daryl. Good-bye. Go home.

MS. MENICHETTI: That's enough, John. We're opening the bids.

MR. LUKASEWICZ: Hopefully they'll sign it, John.

MS. MENICHETTI: First payment from Pennsy Asphalt, PO Box 916, Halsted, Pennsylvania 18822.

MR. LUKASEWICZ: Excuse me, Madam Chair. If we can at least have the cost estimate for Spott.

MS. MENICHETTI: Yes, I have it right here.

MR. LUKASEWICZ: Read that first.

MR. MENICHETTI: This is the cost estimate that was presented this evening from

1 Spott & Associates. Total for all paving of
2 streets, \$209,412, and the alternate bid is
3 \$151,080.

4 MR. LUKASEWICZ: Thank you, Daryl.

5 MS. MENICHETTI: You're welcome.

6 MR. LUKASEWICZ: How many bids did
7 we get?

8 MS. MENICHETTI: One. We have one
9 bid. Okay, this bid is a total bid, all
10 streets in the base bid as per attached
11 schedule of prices for the base bid, 2005
12 paving program. It's \$213,185.38
13 2-1-3-1-8-5-3-8. The alternate is
14 1-6-8-5-2-5-6-4. There is a ten-percent bid
15 bond attached.

16 MR. LUKASEWICZ: They are pretty
17 close to what our cost estimates were. They
18 are very close, which is good news. Do you
19 know offhand how much we have budgeted? Does
20 anybody know that number? We had a carry
21 over, too.

22 MS. MENICHETTI: Pennsy Asphalt, Box
23 916 -- it's on your agenda.

24 MR. LUKASEWICZ: We might have about
25 140 all together. I'd like to put a motion on

1 MR. LUKASEWICZ: Because there's a
2 lot of things going on and I really think we
3 have to -- this way we could have it
4 reviewed. I'd hate to just award it on the
5 recommendation without --

6 MR. MARUSHOCK: I know the middle of
7 the month --

8 MR. LUKASEWICZ: Without at least
9 looking at it and seeing if we can --

10 MR. MARUSHOCK: If we can do it
11 maybe --

12 MR. LUKASEWICZ: We need a middle of
13 the month meeting.

14 MR. MARUSHOCK: Can we do it the
15 week of the 6th or the 5th?

16 MRS. SHORTZ: No.

17 MS. JOHNSON: No.

18 MR. MARUSHOCK: I'm not available
19 the following week. I know that. And the
20 23rd would be our next scheduled work
21 session.

22 MR. LUKASEWICZ: It's got to be
23 done. I'm trying to -- things have to be
24 done. We have to meet to do this.

25 MR. BRAZIL: Tom, why don't you just

1 that the solicitor and the street commissioner
2 and Spott & Associates review the bid and --

3 MS. MENICHETTI: We're going to
4 accept and refer to --

5 MR. LUKASEWICZ: What I'd like to do
6 is accept the bid because it is close to the
7 monetary number that was given to us by our
8 engineer. I know it's over budget of what we
9 anticipated but we're going to have to find
10 the money-someplace. We haven't done paving
11 in two years and it's got to be done. So if
12 we're 50,000 short or whatever we have to do
13 it.

14 MS. MENICHETTI: Do I have a
15 second?

16 MRS. SHORTZ: I'll second it.

17 MS. MENICHETTI: Motion by Tom
18 Lukasewicz, seconded by Sue Shortz to accept
19 the bid and refer to the borough solicitor,
20 engineer and street commissioner for their
21 review. On the question?

22 MR. LUKASEWICZ: On the question,
23 before it's awarded, is there a chance of a
24 middle of the month meeting, Daryl?

25 MS. MENICHETTI: I don't know.

1 accept and award it subject to review. I
2 mean, I'm just going to look at it and say is
3 the bond there, does the bid look fine. And
4 if Spott --

5 MR. LUKASEWICZ: The only one we're
6 accepting is the lower one. We're not
7 accepting the alternate because we can't
8 afford the alternate. It's got to be done.
9 You know what I mean? It's got to be done.

10 MS. JOHNSON: Let's just do it.

11 MS. MENICHETTI: To accept and
12 award?

13 MR. LUKASEWICZ: Yes.

14 MS. MENICHETTI: Is that okay with
15 you?

16 MR. LUKASEWICZ: We have to. It's
17 got to be done because we're going to miss a
18 whole other month.

19 MS. MENICHETTI: So is that all
20 right with you, to accept and award? Anyone
21 else on the question?

22 MR. BRAZIL: Upon review by the
23 appropriate authority.

24 MS. MENICHETTI: Roll call, please.
25 Mr. Novack.

MR. NOVACK: Mr. Lukasewicz?
 MR. LUKASEWICZ: For.
 MR. NOVACK: Mrs. Shortz?
 MRS. SHORTZ: For.
 MR. NOVACK: Mr. Marushock?
 MR. MARUSHOCK: For.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: For.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. All in favor. The motion carried.

Treasurer's report. Mr. Robert Hegedus will read the treasurer's report, paid and unpaid monthly bills.

MR. HEGEDUS: The unpaid bills for May 2005: Items for payment, \$47,364.57. Paid bills, May 2005, \$47,260.53; revenue report for May 2005, \$101,981.67; and a landfill credit of \$3,799.90.

MS. MENICHETTI: Motion to accept the treasurer's report.

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MR. MARUSHOCK: Work something in a motion.
 MR. HEGEDUS: I didn't do a reconciliation on my month but --
 MR. BARNICK: That's where an audit came in when they closed out the books from the last treasurer.
 MR. LUKASEWICZ: I'm just a little -- I don't know how to vote on it anymore because I don't know if anything's reconciled. So if I'm approving something I don't know if it's --
 MR. BARNICK: Anything that carries over that pertains --
 MR. LUKASEWICZ: This is just to pay the bills. That's fine.
 MS. MENICHETTI: Anyone else on the question? Roll call, please, Mr. Novack.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Mr. Marushock?
 MR. MARUSHOCK: For.
 MR. NOVACK: Mrs. Shortz?
 MRS. SHORTZ: For.
 MR. NOVACK: Mr. Lukasewicz?

MS. JOHNSON: I'll make the motion.
 MR. MARUSHOCK: I'll second it.
 MS. MENICHETTI: Motion by Cindy Johnson, seconded by George Marushock. On the question?

MR. LUKASEWICZ: On the question, Robert, I believe you said that to the best of your knowledge nothing was really reconciled. Is that what you said?

MR. HEGEDUS: Correct.
 MR. LUKASEWICZ: I know you did your work so it's nothing to do with your work, but, I mean, if it's not reconciled I have to vote against it.

MS. JOHNSON: Just one second. Did you mean, by not reconciled, Robert, that you're in the process of doing things? As to the best of your knowledge you thought it was reconciled when you started the job.

MR. HEGEDUS: I assumed it was reconciled, yes.

MR. JOHNSON: I think that's where Tom was going with that.

MR. BARNICK: Should have them reconciled every month.

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MR. LUKASEWICZ: For.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: Against.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: Against.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. Motion carried.
 Next motion, number three, to accept the zoning report and landfill inspector's report.
 MR. MARUSHOCK: I'll make that motion.
 MS. JOHNSON: I'll second it.
 MS. MENICHETTI: Motion by Mr. Marushock, seconded by Ms. Johnson. On the question?
 MR. BARNICK: On the question, how come you don't ever criticize none of the reports, there, Mr. Marushock, like you did when the other two were on about the residual waste?
 MR. MARUSHOCK: I'm accepting the reports.
 MR. BARNICK: About the residual

1 waste. All the letters. You don't say a word
2 anymore about that.
3 MR. MARUSHOCK: Evidently there's
4 nothing we can do as a municipality to stop
5 it.
6 MR. BARNICK: Then why did you do it
7 for a year straight? It takes you a year to
8 learn something?
9 MS. MENICHETTI: You never got
10 anything before.
11 MR. BARNICK: He never did, huh?
12 MS. MENICHETTI: Okay. Roll call,
13 please, Mr. Novack.
14 MR. NOVACK: Mr. Marushock?
15 MR. MARUSHOCK: For.
16 MR. NOVACK: Ms. Johnson?
17 MS. JOHNSON: For.
18 MR. NOVACK: Mrs. Shortz?
19 MRS. SHORTZ: For.
20 MR. NOVACK: Mr. Lukasewicz?
21 MR. LUKASEWICZ: For.
22 MR. NOVACK: Mr. Barnick?
23 MR. BARNICK: For.
24 MR. NOVACK: Mr. Barone?
25 MR. BARONE: For.

1 MR. NOVACK: Ms. Menichetti?
2 MS. MENICHETTI: For. All in
3 favor. Motion carried.
4 Number four, to pay all employees.
5 I guess that's the monthly employees.
6 MR. LUKASEWICZ: I'll make the
7 motion.
8 MS. JOHNSON: I'll second it.
9 MS. MENICHETTI: Motion by
10 Mr. Lukasewicz, seconded by Ms. Johnson. On
11 the question? Roll call, please.
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: Is the solicitor's
22 bill in this?
23 MR. NOVACK: A copy of it.
24 MR. BARNICK: It's not a separate
25 motion?

1 MR. NOVACK: No.
2 MR. BARNICK: All except for the
3 solicitor's bill.
4 MR. NOVACK: Ms. Menichetti?
5 MS. MENICHETTI: For.
6 MR. NOVACK: Mr. Barone?
7 MR. BARONE: All except the
8 solicitor.
9 MR. BARNICK: Took a month.
10 MR. MARUSHOCK: But they paid
11 \$75,000 --
12 MS. MENICHETTI: Four accepteds
13 noted.
14 Motion number five, to accept the
15 correspondence as read or posted.
16 MS. JOHNSON: I'll make the motion.
17 MS. MENICHETTI: Motion by
18 Ms. Johnson. Second?
19 MRS. SHORTZ: I'll second it.
20 MS. MENICHETTI: Seconded by Mrs.
21 Shortz. On the question?
22 MR. LUKASEWICZ: On the question, a
23 taxpayer requested that the letter be read.
24 Will that be read out?
25 MS. MENICHETTI: What letter?

1 MR. BARNICK: The one to the
2 attorney general.
3 MS. MENICHETTI: Mr. Novack, would
4 you read the letter, please.
5 MR. NOVACK: "Office of the Attorney
6 General, 101 Pennsylvania Avenue, Scranton,
7 Pa. 18503, in regard to the borough of
8 Throop.
9 Dear sir, please be advised that the
10 undersigned is the solicitor for the borough
11 of Throop. At a recent borough council
12 meeting council directed me to refer a matter
13 to the attorney general's office for review.
14 To summarize the situation, on or
15 about March 27 2001, the borough, by motion,
16 granted \$20,000 to a local civic organization,
17 the Throop Booster Club. The specific grant
18 of the money was for construction of new rest
19 rooms and for the expansion of new concession
20 stands. For the last number of years borough
21 council has been attempting to get receipts
22 regarding disbursements pursuant to the
23 motion.
24 In the early part of this year the
25 booster club submitted receipts regarding the

1 grant. It appears that very little of the
2 money was spent on the work originally
3 designed. Apparently a significant portion of
4 the money was used to take a girls softball
5 team on two trips. In addition, there were
6 questions raised to the propriety of some of
7 the expenditures.

8 Although booster club
9 representatives indicated that the booster
0 club has been reimbursed for those
1 questionable expenditures, I have enclosed for
2 your review copies of the motions of the
3 borough and copies of the receipts submitted
4 to the borough by the Throop Booster Club.

5 Please note that the borough takes
6 this matter very seriously and is asking your
7 office to take a look at this matter and to
8 present it on all recommendations.

9 If you have any questions feel free
0 to contact this office. Sincerely yours, John
1 J. Brazil, Solicitor," and a carbon copy to
2 Ken Novack and District Attorney Andrew
3 Jarbola.

4 MR. BARNICK: The important question
5 is, Mr. Brazil, where did you get motions that

6 haven't been approved to send to the attorney
7 general?

8 MR. BRAZIL: Those.

9 MR. BARNICK: How? Explain this to
0 me. You have to explain to the whole public
1 how you got these motions that haven't been
2 approved.

3 MS. MENICHETTI: Any motion made
4 tonight will not be -- go ahead, John.

5 MR. BRAZIL: Those were the motions
6 back in 2000 when the money was awarded.

7 MR. BARNICK: Where was the one that
8 changed during the last year here? There's a
9 couple of them. What happened to them
0 motions? They go along with it.

1 MR. LUKASEWICZ: There was a motion
2 that was passed to allow the moneys to be used
3 for other items.

4 MS. MENICHETTI: No, there wasn't.
5 I want to see that one, too.

6 MR. BARNICK: That's one of them
7 motions that disappeared.

8 MR. LUKASEWICZ: I put a motion on
9 that because the funds were used for other
0 items irregardless of when they were used.

1 That passed.

2 MRS. SHORTZ: No, it didn't.

3 MS. MENICHETTI: No, it didn't.

4 MR. BARNICK: Yes, it did.

5 MR. BRAZIL: Well, get it for me and
6 I'll send it off to them. I mean, that was
7 all I had.

8 MR. BARNICK: I want to see the
9 minutes that you sent off to them.

10 MR. BRAZIL: Okay.

11 MR. MARUSHOCK: I'll check my
12 records regarding that.

13 MR. BARNICK: Like I'm going to get
14 it from you.

15 MR. BRAZIL: I'll get you that.

16 MR. BARNICK: Yeah? When? What
17 month? Keep going like that, Mr. Brazil.

18 MR. BRAZIL: I'll be up here
19 tomorrow.

20 MR. BARONE: According to that
21 letter -- Mr. Marushock, according to that
22 letter you sent there was a significant amount
23 of money spent but you didn't say for what.
24 You didn't say for the girls championship.

25 MR. MARUSHOCK: Right, but it was

1 different. It was not spent --

2 MR. BARONE: I don't think the
3 attorney general is going to get involved, but
4 if he does I want the attorney general to
5 check on the money that was missing at the
6 civic center.

7 MS. MENICHETTI: So do I.

8 MR. BARONE: Me, too, yeah.

9 MR. BARNICK: Me, too.

10 MS. JOHNSON: I'm looking at a
11 motion --

12 MR. BARONE: No more running to the
13 DA, go to the attorney general. He won't show
14 his face here.

15 MS. JOHNSON: September 29, 2003.

16 MS. MENICHETTI: "To direct the
17 Throop Booster Club to return the \$20,000
18 advanced by Throop Borough Council, and as
19 future expenses are incurred to submit the
20 expenses directly to the borough for payment."

21 MS. JOHNSON: And that was a motion
22 by Chrzan, seconded by Mr. Barnick in 2003.

23 MR. BARNICK: Did it pass? Was it
24 tabled?

25 MS. JOHNSON: All in favor.

1 MR. BARNICK: Really? Where did you
 2 get that? You're lying. You are lying. Look
 3 at the face on her. Look at the face on her.
 4 MR. MARUSHOCK: It's not a lie.
 5 MR. BARNICK: She hid the paper.
 6 MS. MENICHETTI: Roll call, Mr.
 7 Novack.
 8 MR. NOVACK: Ms. Johnson?
 9 MS. JOHNSON: For.
 10 MR. NOVACK: Mrs. Shortz?
 11 MRS. SHORTZ: For.
 12 MR. NOVACK: Mr. Marushock?
 13 MR. MARUSHOCK: For.
 14 MR. NOVACK: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: Against.
 16 MR. NOVACK: Mr. Barnick?
 17 MR. BARNICK: Against.
 18 MR. NOVACK: Mr. Barone?
 19 MR. BARONE: Against.
 20 MR. NOVACK: Ms. Menichetti?
 21 MS. MENICHETTI: For. Four in
 22 favor, motion carried.
 23 Motion number six, to accept the
 24 minutes from the April 25, 2005 monthly
 25 meeting. Motion, please?

1 Motion number seven, to authorize
 2 payment to Mark Wozniak in the amount of \$415
 3 for the April 25, 2005 monthly meeting.
 4 MRS. SHORTZ: I'll make that
 5 motion.
 6 MS. MENICHETTI: Motion by Mrs.
 7 Shortz. Second?
 8 MS. JOHNSON: I'll second it.
 9 MS. MENICHETTI: Seconded by
 10 Ms. Johnson. On the question.
 11 MR. LUKASEWICZ: Yeah, On the
 12 question, Mark, you did your job. You did
 13 what you're paid to do. But, you know, we
 14 can't spend \$400 on minutes. I'm going to
 15 vote against it. It's about time that we have
 16 very simple minutes.
 17 MRS. SHORTZ: It would be very nice
 18 if we had very simple meetings and we didn't
 19 have the outbursts and the name calling and
 20 the all conversation that goes on that makes
 21 our minutes end up being 90 pages.
 22 MR. BARNICK: It can't be helped
 23 with people like you.
 24 MRS. SHORTZ: No, you're the one
 25 that's the primary offender. You're the one

1 MS. JOHNSON: Are these the ones we
 2 have right now?
 3 MR. LUKASEWICZ: These are the ones
 4 that Mark did.
 5 MS. JOHNSON: I'll make the motion.
 6 MS. MENICHETTI: Second?
 7 MR. MARUSHOCK: I'll second.
 8 MS. MENICHETTI: Motion by Ms.
 9 Johnson, seconded by Mr. Marushock. On the
 10 question? Roll call, please.
 11 MR. NOVACK: Ms. Johnson?
 12 MS. JOHNSON: For.
 13 MR. NOVACK: Mr. Marushock?
 14 MR. MARUSHOCK: For.
 15 MR. NOVACK: Mrs. Shortz?
 16 MRS. SHORTZ: For.
 17 MR. NOVACK: Mr. Lukasewicz?
 18 MR. LUKASEWICZ: For.
 19 MR. NOVACK: Mr. Barnick?
 20 MR. BARNICK: Against.
 21 MR. NOVACK: Mr. Barone?
 22 MR. BARONE: Against.
 23 MR. NOVACK: Ms. Menichetti?
 24 MS. MENICHETTI: For. Four in
 25 favor. Motion carried.

1 that just voted against them. You just voted
 2 against the minutes. You want them and you're
 3 voting against them.
 4 MR. BARNICK: Raise it up.
 5 MRS. SHORTZ: No, that's you. I
 6 have to speak over you because you interrupt.
 7 You don't allow anyone to speak.
 8 MR. LUKASEWICZ: That's a lot of
 9 money.
 10 MR. BARNICK: Four hundred and 15
 11 dollars.
 12 MRS. SHORTZ: Well, you don't want
 13 them, obviously, because you're voting against
 14 them.
 15 MR. BARNICK: You're damn right.
 16 MR. MARUSHOCK: Can we have roll
 17 call, please?
 18 MR. BARNICK: I'm not finished.
 19 MS. MENICHETTI: Roll call, Mr.
 20 Novack.
 21 MR. NOVACK: Mrs. Shortz?
 22 MRS. SHORTZ: For.
 23 MR. NOVACK: Ms. Johnson?
 24 MS. JOHNSON: For.
 25 MR. NOVACK: Mr. Marushock?

1 MR. MARUSHOCK: For.

2 MR. NOVACK: Mr. Lukasewicz?

3 MR. LUKASEWICZ: Against for why I
4 stated. I just think it should be handled
5 internally.

6 MR. NOVACK: Mr. Barnick?

7 MR. BARNICK: Against.

8 MR. NOVACK: Mr. Barone?

9 MR. BARONE: Against.

10 MR. NOVACK: Ms. Menichetti?

11 MS. MENICHETTI: For. Four in
12 favor. Motion carried.

13 Number eight, to authorize payment
14 to Building Inspection Underwriters,
15 Incorporated, in the amount of \$1,242.70 for
16 permits issued for the month of April 2005.

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

19 MS. JOHNSON: I'll second it.

20 MS. MENICHETTI: Motion by Mr.
21 Marushock, seconded by Ms. Johnson. On the
22 question? Roll call, please?

23 MR. NOVACK: Mr. Marushock?

24 MR. MARUSHOCK: For.

25 MR. NOVACK: Ms. Johnson?

1 MS. JOHNSON: For.

2 MR. NOVACK: Mrs. Shortz?

3 MRS. SHORTZ: For.

4 MR. NOVACK: Mr. Lukasewicz?

5 MR. LUKASEWICZ: For.

6 MR. NOVACK: Mr. Barnick?

7 MR. BARNICK: For.

8 MR. NOVACK: Mr. Barone?

9 MR. BARONE: For.

10 MR. NOVACK: Ms. Menichetti?

11 MS. MENICHETTI: For. All in
12 favor. Motion carried.

13 Motion number nine, to authorize
14 payment to Frederick C. Spott & Associates,
15 Incorporated in the amount of \$12,882.50 for
16 professional services rendered for the month
17 of April 2005. Motion, please?

18 MR. BARONE: I'll make the motion.

19 MR. LUKASEWICZ: I'll second it.

20 MS. MENICHETTI: Motion by Mr.
21 Barone, seconded by Mr. Lukasewicz. On the
22 question?

23 MR. MARUSHOCK: On the question, I
24 don't see how we're doing this, \$13,000 for
25 one month for engineering fees again. This is

1 getting way out of line. That's why I have
2 that other motion on for this evening.

3 MS. MENICHETTI: Okay. Anyone else
4 have a question?

5 MR. LUKASEWICZ: On the question,
6 there's a lot of things that have to be done,
7 and the only way we're going to get them done
8 is if we pay for the fees to have it evaluated
9 and set into motion. So we've got to pay the
10 bill. We have to move forward.

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

13 MR. NOVACK: Mr. Barone?

14 MR. BARONE: For.

15 MR. NOVACK: Mr. Lukasewicz?

16 MR. LUKASEWICZ: For.

17 MR. NOVACK: Mrs. Shortz?

18 MRS. SHORTZ: For.

19 MR. NOVACK: Mr. Marushock?

20 MR. MARUSHOCK: Against.

21 MR. NOVACK: Mr. Barnick?

22 MR. BARNICK: For.

23 MR. NOVACK: Ms. Johnson?

24 MS. JOHNSON: For.

25 MR. NOVACK: Ms. Menichetti?

1 MS. MENICHETTI: I'll be voting for
2 because they did do the work and I'm certainly
3 not going to not pay someone who does work
4 here. Six in favor, one against. Motion
5 carried.

6 Motion number ten, to make the
7 annual \$250 donation to the American Legion
8 and VFW.

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

11 MS. JOHNSON: I'll second it.

12 MS. MENICHETTI: Motion by
13 Mr. Marushock, seconded by Ms. Johnson. On
14 the question? Roll call, please.

15 MR. NOVACK: Mr. Marushock?

16 MR. MARUSHOCK: For.

17 MR. NOVACK: Ms. Johnson?

18 MS. JOHNSON: For.

19 MR. NOVACK: Mrs. Shortz?

20 MRS. SHORTZ: For.

21 MR. NOVACK: Mr. Lukasewicz?

22 MR. LUKASEWICZ: For.

23 MR. NOVACK: Mr. Barnick?

24 MR. BARNICK: For.

25 MR. NOVACK: Mr. Barone?

1 MR. BARONE: For.
 2 MR. NOVACK: Ms. Menichetti?
 3 MS. MENICHETTI: For. All in
 4 favor. Motion carried.
 5 Motion number 11 --
 6 MR. LUKASEWICZ: I'd like to make a
 7 motion to table number 11.
 8 MR. BARNICK: I'll second that.
 9 MS. MENICHETTI: Motion to table by
 10 Mr. Lukasewicz, seconded by --
 11 MS. JOHNSON: I thought we had to
 12 vote on it. We have to vote on it first
 13 before you can table it.
 14 MR. BRAZIL: You don't have to vote
 15 on it, you can just not bring it up. But
 16 before you can table it there has to be a
 17 motion on the floor. So if you just don't
 18 want to bring it up, that's fine.
 19 MR. LUKASEWICZ: So if we just don't
 20 bring it up you don't have to worry about it?
 21 MR. BRAZIL: Right.
 22 MS. MENICHETTI: Well, just delete
 23 it.
 24 Motion number 13 --
 25 MAYOR LUKOWSKI: So I understand,

1 why is this being deleted?
 2 MR. BARNICK: It wasn't advertized
 3 properly.
 4 MS. JOHNSON: It wasn't posted.
 5 MS. MENICHETTI: Number 13, motion
 6 to have attorney Brazil take legal action on
 7 the bond from American Asphalt.
 8 MS. JOHNSON: I'll make the motion.
 9 MS. MENICHETTI: Motion by
 10 Ms. Johnson. Second?
 11 MR. MARUSHOCK: I'll second that.
 12 MS. MENICHETTI: Seconded by Mr.
 13 Marushock. On the question? Roll call,
 14 please, Mr. Novack.
 15 MR. NOVACK: Ms. Johnson?
 16 MS. JOHNSON: For.
 17 MR. NOVACK: Mr. Marushock?
 18 MR. MARUSHOCK: For.
 19 MR. NOVACK: Mrs. Shortz?
 20 MRS. SHORTZ: For.
 21 MR. NOVACK: Mr. Lukasewicz?
 22 MR. LUKASEWICZ: For.
 23 MR. NOVACK: Mr. Barnick?
 24 MR. BARNICK: For.
 25 MR. NOVACK: Mr. Barone?

1 MR. BARONE: For.
 2 MR. NOVACK: Ms. Menichetti?
 3 MS. MENICHETTI: For. All in favor.
 4 Motion carried.
 5 Motion number 14, to have the Chorba
 6 property advertised to purchase.
 7 MR. LUKASEWICZ: I'll make the
 8 motion.
 9 MR. BARNICK: I'll second it.
 10 MS. MENICHETTI: Motion by Mr.
 11 Lukasewicz, seconded by Mr. Barnick. On the
 12 question? Roll call, please.
 13 MR. NOVACK: Mr. Lukasewicz?
 14 MR. LUKASEWICZ: For.
 15 MR. NOVACK: Mr. Barnick?
 16 MR. BARNICK: For.
 17 MR. NOVACK: Mrs. Shortz?
 18 MRS. SHORTZ: Against.
 19 MR. NOVACK: Mr. Marushock?
 20 MR. MARUSHOCK: Against.
 21 MR. NOVACK: Mr. Barone?
 22 MR. BARONE: For.
 23 MR. NOVACK: Ms. Johnson?
 24 MS. JOHNSON: Against.
 25 MR. NOVACK: Ms. Menichetti?

1 MS. MENICHETTI: Against. Four
 2 against. Motion failed.
 3 Motion number 16, motion to camera
 4 and video the sanitary problem in the line
 5 along Sulfur Creek.
 6 MR. BARONE: What number is this?
 7 MS. MENICHETTI: I guess it's number
 8 15.
 9 MR. LUKASEWICZ: I'll make that
 10 motion.
 11 MS. MENICHETTI: We missed one
 12 motion. I'm sorry. We need a cost estimate
 13 to repair and replace the defects in the Meade
 14 Street project.
 15 MR. LUKASEWICZ: I'll make that
 16 motion.
 17 MR. MARUSHOCK: I'll second that.
 18 MS. MENICHETTI: Motion by Mr.
 19 Lukasewicz, seconded by Mr. Marushock. On the
 20 question? Roll call, please.
 21 MR. NOVACK: Mr. Lukasewicz?
 22 MR. LUKASEWICZ: For.
 23 MR. NOVACK: Mr. Marushock?
 24 MR. MARUSHOCK: For.
 25 MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: For.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Ms. Johnson?
 MS. JOHNSON: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. All in favor. Motion carried.

Now we have motion 16, motion to camera and video the sanitary sewer problem in the line along Sulfur Creek.

MR. LUKASEWICZ: I'll make that motion.

MS. MENICHETTI: Motion by Mr. Lukasewicz. Second?

MR. MARUSHOCK: I'll second it.

MS. MENICHETTI: Seconded by Mr. Marushock. On the question?

MR. LUKASEWICZ: On the question, I'd ask that you keep a written paper trail with it also because that's in regards to DEP requesting information on it.

MS. MENICHETTI: Anyone else on the

1 MR. NOVACK: Mr. Marushock?
 2 MR. MARUSHOCK: For.
 3 MR. NOVACK: Ms. Johnson?
 4 MS. JOHNSON: For.
 5 MR. NOVACK: Mrs. Shortz?
 6 MRS. SHORTZ: For.
 7 MR. NOVACK: Mr. Lukasewicz?
 8 MR. LUKASEWICZ: For.
 9 MR. NOVACK: Mr. Barnick?
 10 MR. BARNICK: For.
 11 MR. NOVACK: Mr. Barone?
 12 MR. BARONE: For.
 13 MR. NOVACK: Ms. Menichetti?
 14 MS. MENICHETTI: For. All in favor. Motion carried.
 15
 16 Number 18, motion to replace the
 17 damaged banners throughout the town. Motion,
 18 please?
 19 MR. MARUSHOCK: I'll make that
 20 motion.
 21 MS. MENICHETTI: Motion by
 22 Mr. Marushock. Second?
 23 MS. JOHNSON: Seconded by Ms.
 24 Johnson. On the question?
 25 MR. LUKASEWICZ: On the question,

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?

MR. BARONE: For.

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Ms. Menichetti?

MS. MENICHETTI: For. All in favor. Motion carried.

Motion number 17, to authorize Robert Kalinoski to apply for a grant for a recycling truck.

MR. MARUSHOCK: I'll make that motion.

MS. JOHNSON: I'll second it.

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

1 can we include in there to spend up to
 2 \$5,000? I believe that's what we discussed at
 3 the work session.
 4 MS. MENICHETTI: Is that okay with
 5 you?
 6 MR. MARUSHOCK: I think we missed
 7 one again.
 8 MRS. SHORTZ: Yeah, we did.
 9 MS. JOHNSON: I think that's --
 10 MRS. SHORTZ: You missed for the
 11 maintenance and repair of the pavilion. We
 12 can do it later.
 13 MS. JOHNSON: How many banners is
 14 that?
 15 MR. LUKASEWICZ: You have \$5,000 --
 16 MS. MENICHETTI: Roll call, please,
 17 Mr. Novack.
 18 MR. NOVACK: Mr. Marushock?
 19 MR. MARUSHOCK: For.
 20 MR. NOVACK: Ms. Johnson?
 21 MS. JOHNSON: For.
 22 MR. NOVACK: Mrs. Shortz?
 23 MRS. SHORTZ: For.
 24 MR. NOVACK: Mr. Lukasewicz?
 25 MR. LUKASEWICZ: For.

1 MR. NOVACK: Mr. Barnick?
 2 MR. BARNICK: For.
 3 MR. NOVACK: Ms. Menichetti?
 4 MS. MENICHETTI: For. All in
 5 favor. Motion carried.
 6 What was the next one, to repair the
 7 doors -- make necessary repairs at the
 8 Washington Street pavilion.
 9 MRS. SHORTZ: I'll make that motion.
 10 MR. LUKASEWICZ: I'll second it.
 11 MS. MENICHETTI: Motion by Mrs.
 12 Shortz, seconded by Mr. Lukasewicz. On the
 13 question? Roll call, please.
 14 MR. NOVACK: Mrs. Shortz?
 15 MRS. SHORTZ: For.
 16 MR. NOVACK: Mr. Lukasewicz?
 17 MR. LUKASEWICZ: 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. Johnson?
 25 MS. JOHNSON: For.

1 MRS. SHORTZ: For.
 2 MR. NOVACK: Mr. Marushock?
 3 MR. MARUSHOCK: For.
 4 MR. NOVACK: Mr. Barnick?
 5 MR. BARNICK: For.
 6 MR. NOVACK: Mr. Barone?
 7 MR. BARONE: For.
 8 MR. NOVACK: Ms. Menichetti?
 9 MS. MENICHETTI: For. All in
 10 favor. Motion carried.
 11 Next motion, to hire Robert Conway
 12 as temporary summer help as soon as available
 13 at a salary of \$8 per hour.
 14 MR. LUKASEWICZ: I'll make that
 15 motion.
 16 MS. JOHNSON: I'll second it.
 17 MS. MENICHETTI: Motion by Mr.
 18 Lukasewicz, seconded by Ms. Johnson. On the
 19 question?
 20 MR. BARONE: On the question, this
 21 man wants a full time job. Do we need full
 22 time employees?
 23 MR. MARUSHOCK: Not that I'm aware
 24 of. Just seasonal, part-time help at this
 25 time.

1 MR. NOVACK: Ms. Menichetti?
 2 MS. MENICHETTI: For. All in
 3 favor. Motion carried.
 4 MR. LUKASEWICZ: Can we make sure
 5 that it's done as soon as possible because the
 6 cow flow is coming up and these things have to
 7 be repaired. Especially the doors to the
 8 bathrooms.
 9 MS. JOHNSON: Yeah, they use that
 10 kitchen there.
 11 MS. MENICHETTI: Next motion, to
 12 hire John James Richardson for temporary
 13 summer help, as soon as he's available, at \$8
 14 an hour.
 15 MR. LUKASEWICZ: I'll make that
 16 motion.
 17 MS. JOHNSON: I'll second it.
 18 MS. MENICHETTI: Motion by Mr.
 19 Lukasewicz, seconded by Ms. Johnson. On the
 20 question? Roll call, please, Mr. Novack.
 21 MR. NOVACK: Mr. Lukasewicz?
 22 MR. LUKASEWICZ: For.
 23 MR. NOVACK: Ms. Johnson?
 24 MS. JOHNSON: For.
 25 MR. NOVACK: Mrs. Shortz? ..

1 MR. BARONE: You better have
 2 somebody else just in case this man turns it
 3 down. He can't live on part-time.
 4 MS. JOHNSON: Well, if he needs a
 5 job he might take it until he finds something
 6 else.
 7 MR. BARONE: Yeah, if, if, if. Is
 8 it so hard to ask the man --
 9 MR. MARUSHOCK: The request was to
 10 hire part-time summer help.
 11 MRS. SHORTZ: The advertisement was
 12 for part-time help.
 13 MS. MENICHETTI: Roll call, Mr.
 14 Novack, please.
 15 MR. NOVACK: Mr. Lukasewicz?
 16 MR. LUKASEWICZ: For.
 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. Barnick?
 24 MR. BARNICK: For.
 25 MR. NOVACK: Mr. Barone?

1 MR. BARONE: For.
 2 MR. NOVACK: Ms. Menichetti?
 3 MS. MENICHETTI: For. All in
 4 favor. Motion carried.
 5 Next motion, to enter into a -- I
 6 don't know what kind of agreement.
 7 MS. JOHNSON: To enter into a
 8 recognition agreement and recognize this
 9 organization as an exclusive bargaining unit.
 10 Does that sound okay?
 11 MR. BRAZIL: Yes.
 12 MS. MENICHETTI: Motion, please?
 13 MS. JOHNSON: I'll make a motion.
 14 MS. MENICHETTI: Motion by Ms.
 15 Johnson. Second? I'll second. On the
 16 question, please?
 17 MR. BARNICK: Yeah, on the question,
 18 Ms. Johnson, were you placed at the NEIU by
 19 Mr. Cabets you're on the record, please.
 20 MS. JOHNSON: No.
 21 MR. BARNICK: Was he one of the
 22 votes on it?
 23 MS. JOHNSON: I have no idea.
 24 MR. BARNICK: You don't have no
 25 idea?

1 MS. JOHNSON: No.
 2 MR. BARNICK: Who was one of the
 3 votes on it?
 4 MS. JOHNSON: I don't know.
 5 MR. BARNICK: You don't know?
 6 MS. JOHNSON: Can we take a vote,
 7 Mr. Novack?
 8 MR. BARNICK: Mr. Brazil, the lame
 9 duck. I want him on the record saying this.
 10 MR. BRAZIL: I told you, again, I
 11 believe she can vote.
 12 MR. BARNICK: I want a motion on the
 13 record.
 14 MS. MENICHETTI: I'm sorry, I didn't
 15 hear you.
 16 MR. BRAZIL: I believe Daryl can
 17 vote on that.
 18 MR. BARNICK: To extend a contract
 19 past her term?
 20 MS. MENICHETTI: This is to enter
 21 into a recognition agreement. I don't know
 22 what --
 23 MR. BARNICK: It's an agreement
 24 that's going to go past and possibly cost this
 25 borough thousands of dollars. Thousands.

1 MS. JOHNSON: This is not a final
 2 vote.
 3 MR. BARNICK: It's for three
 4 people. I want everybody to know it's for
 5 three people, Mr. Cabets and it's for --
 6 MS. MENICHETTI: Roll call, Mr.
 7 Novack.
 8 MR. BARNICK: I'm not finished. And
 9 it's for Mr. Yontos. After last year making
 10 approximately \$110,000 each for two landfill
 11 inspectors. Forty hours each and 13 hours
 12 overtime apiece.
 13 MS. MENICHETTI: Mr. Novack, roll
 14 call, please.
 15 MR. NOVACK: Ms. Johnson?
 16 MS. JOHNSON: For.
 17 MR. BARONE: I'm not done.
 18 MS. MENICHETTI: Then hurry up.
 19 MR. BARNICK: Why don't you go home,
 20 Daryl.
 21 MR. BARONE: You people better check
 22 all the ins and outs. I'm telling you right
 23 now. Our DPW guys are going to be walking the
 24 line. You check everything, Mr. Brazil,
 25 because three guys might not be enough to

1 start a bargaining unit.
 2 MS. MENICHETTI: Roll call, please,
 3 Mr. Novack.
 4 MR. NOVACK: Ms. Johnson?
 5 MS. JOHNSON: For.
 6 MR. NOVACK: Ms. Menichetti?
 7 MS. MENICHETTI: For.
 8 MR. NOVACK: Mrs. Shortz?
 9 MRS. SHORTZ: For.
 10 MR. NOVACK: Mr. Marushock?
 11 MR. MARUSHOCK: Against.
 12 MR. NOVACK: Mr. Lukasewicz?
 13 MR. LUKASEWICZ: Against.
 14 MR. NOVACK: Mr. Barnick?
 15 MR. BARNICK: Against.
 16 MR. NOVACK: Mr. Barone?
 17 MR. BARONE: Against.
 18 MS. MENICHETTI: Five against.
 19 Motion failed.
 20 Next motion, to pay \$25,000
 21 deductible to J & W Specialty, which is the
 22 deductible for the lawsuit.
 23 MR. LUKASEWICZ: I'll make that
 24 motion.
 25 MR. BARNICK: I'll second.

1 MS. MENICHETTI: Motion by Mr.
 2 Lukasewicz, seconded by Mr. Barnick. There's
 3 just one thing I want to say on this lawsuit.
 4 At the last meeting, Mr. Lukasewicz, you said
 5 that the borough was found at fault. The
 6 borough was not found at fault. The letter I
 7 received from Mr. Weinbrake said that the case
 8 had been settled.

9 MR. MARUSHOCK: I make a motion to
 10 table that question.

11 MS. JOHNSON: I'll second it.

12 MR. LUKASEWICZ: I stand to be
 13 corrected because if said it improper, I
 14 apologize for saying it improper.

15 MS. MENICHETTI: No one was found at
 16 fault, it was settled.

17 MR. LUKASEWICZ: I tend to agree
 18 with you. I apologize if I offended you.

19 MS. MENICHETTI: You made a motion
 20 to table?

21 MR. MARUSHOCK: Yes.

22 MS. MENICHETTI: Motion by Mr.
 23 Marushock, seconded by Ms. Johnson to table.
 24 On the question?

25 MR. BARNICK: Yeah, on the question,

1 meeting on it?

2 MR. BRAZIL: Yes, absolutely.

3 MS. MENICHETTI: The next motion is
 4 to hire Lynn Wilmarth, Christine Gerrity and
 5 Janice Bauman to work in the park --

6 MRS. SHORTZ: That's Larry.

7 MR. LUKASEWICZ: Larry's separate.

8 MS. MENICHETTI: Larry Armbruster is
 9 going to be hired as the monitor. These are
 10 just the temporary summer help to work at the
 11 park. --

12 MR. LUKASEWICZ: At what rate?

13 MS. MENICHETTI: I'm not sure --
 14 \$6.50. So it's Lynn Wilmarth, Christine
 15 Gerrity, and Janice Bauman, whoever they are.
 16 Motion, please?

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

18 MS. MENICHETTI: Motion by Ms.
 19 Johnson. Second?

20 MRS. SHORTZ: I'll second it.

21 MS. MENICHETTI: Seconded by Sue
 22 Shortz. On the question?

23 MR. MARUSHOCK: On the question,
 24 this is as per the recommendation of the civic
 25 center --

1 you're going to risk losing our insurance for
 2 the borough. We're going to be so high risk
 3 if you keep putting this off. It's going to
 4 -- nobody's going to want to insure this
 5 borough. We're going to be stuck as a
 6 self-insured borough.

7 MS. MENICHETTI: Roll call, please,
 8 Mr. Novack.

9 MR. NOVACK: Mr. Marushock?

10 MR. MARUSHOCK: For.

11 MR. NOVACK: Ms. Johnson?

12 MS. JOHNSON: For.

13 MR. NOVACK: Mrs. Shortz?

14 MRS. SHORTZ: For.

15 MR. NOVACK: Mr. Lukasewicz?

16 MR. LUKASEWICZ: Against.

17 MR. NOVACK: Mr. Barnick?

18 MR. BARNICK: Against.

19 MR. NOVACK: Mr. Barone?

20 MR. BARONE: Against.

21 MR. NOVACK: Ms. Menichetti?

22 MS. MENICHETTI: For. Four in
 23 favor. Motion carried.

24 MR. LUKASEWICZ: Mr. Brazil, you
 25 said you would have information for the next

1 MS. MENICHETTI: Yes, as per the
 2 recommendation of the civic center director.

3 MR. LUKASEWICZ: On the question, I
 4 just think it's a shame that we can't let our
 5 children of Throop be watched by our children
 6 of Throop. I don't understand that. We raise
 7 our children to get jobs, then when the jobs
 8 come they should be available to the children
 9 of Throop. Yet we don't give them to them. I
 10 don't understand that. I really don't.

11 MAYOR LUKOWSKI: Wasn't there a
 12 person from Susquehanna hired? Susquehanna,
 13 of all places.

14 MR. LUKASEWICZ: There were six
 15 applicants from Throop, and all six of them
 16 were capable of handling this job. I don't
 17 understand this.

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

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.

MR. NOVACK: Mr. Lukasewicz?
 MR. LUKASEWICZ: Against.
 MR. NOVACK: Mr. Barnick?
 MR. BARNICK: Against.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: Against.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. Four in favor. Motion carried.

The next motion is to hire Larry Armbruster as a monitor.

MR. LUKASEWICZ: I'll make that motion.

MS. JOHNSON: I'll second it.

MS. MENICHETTI: Motion by Mr. Lukasewicz, seconded by Cindy 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.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Barnick?
 MR. BARNICK: Against.
 MR. NOVACK: Mr. Barone?
 MR. BARONE: For.
 MR. NOVACK: Ms. Menichetti?
 MS. MENICHETTI: For. Six in favor, one against. Motion carried.

MR. BARNICK: Where did you get that money from? You're complaining you can't get money for this and that. Where did you get that money from?

MS. MENICHETTI: Next motion is to advertise for engineering services for the borough. Motion, please.

MR. MARUSHOCK: I'll make that motion.

MS. MENICHETTI: Motion by Mr. Marushock.

MS. JOHNSON: I'll second it.

MS. MENICHETTI: Seconded by Ms. Johnson. On the question, please?

MR. LUKASEWICZ: Why wasn't the audience given permission --

MR. BARNICK: Whoa, whoa.

MR. LUKASEWICZ: Did you just sneak

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.

Next motion is to give \$2,000 more to the National Night Out. I believe they get \$3,000 now. Motion, please?

MS. JOHNSON: I'll make the motion.

MS. MENICHETTI: Motion by Ms. Johnson. Second?

MRS. SHORTZ: I'll second it.

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

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: For.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: For.

MR. NOVACK: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

that in?

MS. MENICHETTI: The next one is to authorize you to sign the fireworks contract.

MR. LUKASEWICZ: We never discussed that one.

MS. MENICHETTI: I have it on here.

MR. LUKASEWICZ: That wasn't discussed at the work session.

MR. BARNICK: That was never discussed.

MR. LUKASEWICZ: Engineering services for what? Get rid of the engineer that we have or --

MR. MARUSHOCK: Especially when you see the \$13,000 --

MR. BARNICK: So you're going to slip it right in. You're going to slip it right in without the audience knowing about it. Right?

MR. LUKASEWICZ: I'd hate to say it, but finally Sulfur Creek is done and they helped. The river project, the dike, was done. They helped. The paving project finally went out. We've moving forward. Why are we going to get rid of the engineer? Just

1 because --
 2 MR. MARUSHOCK: The cost. That's
 3 why --
 4 MR. LUKASEWICZ: You give somebody
 5 work you have to expect to pay them.
 6 MR. BARNICK: I told you, a box of
 7 rocks.
 8 MR. LUKASEWICZ: Can we have
 9 audience comments on that?
 10 MS. MENICHETTI: Sure, go ahead.
 11 MS. MORRELL: I would like to
 12 speak. Fred Spott & Associates, the entire
 13 staff has done an excellent job throughout the
 14 years they worked for this borough. And the
 15 reason you're paying them is because they did
 16 work. There's a list of bills where you paid
 17 the prior engineering firm -- and I don't know
 18 if I should mention -- and we paid them month
 19 after month. And I also have after this --
 20 after I get to comment again, why did we pay
 21 that firm additional money when they did
 22 nothing? They completed nothing, they did
 23 nothing. You have a firm doing an excellent
 24 job, working at it, accomplishing projects,
 25 and you want to advertise for somebody new? I

1 again with your own eyes. There's still water
 2 laying there today.
 3 You go down on Delaware Street, as
 4 you're entering Delaware Street from George
 5 Street, as you head towards the old Marjol
 6 plant, on the right side, engineering, design,
 7 everything was done to eliminate water
 8 problems. After a storm there's still water
 9 laying.
 10 The intersection of Pearl and Short,
 11 you go down there, they got those catch basins
 12 on the highest part of the road. Again they
 13 came in, dug up any pavement and tried to
 14 correct the mistake. It's still a problem.
 15 And as we speak right now the water,
 16 as engineered by Spott, is missing the catch
 17 basing at the intersection of Kossuth Street
 18 and Short Street and causing a water flow
 19 problem coming down the 700 block of Kossuth
 20 Street. That's why I voted for a change
 21 previously.
 22 MR. BARNICK: That was a design
 23 problem. Right, Mr. Marushock? You're an
 24 engineer.
 25 MR. MARUSHOCK: Now I'm advertising

1 think you have -- I think some of you have a
 2 vendetta against Spott & Associates.
 3 MR. MARUSHOCK: There's no
 4 vendetta.
 5 MS. MORRELL: This is unbelievable.
 6 They have been excellent. Excellent. You
 7 couldn't ask for more work, you couldn't ask
 8 for better work, and for them to be here when
 9 you need them.
 10 MR. MARUSHOCK: The reason I voted
 11 against -- originally in '04, if I can add to
 12 the comments, here, the reason I made a change
 13 in 2004 was that, number one, they allowed
 14 final payment, and one was sent by Betsy.
 15 They approve final payment on any of our
 16 engineering contracts, paving, sewers, things
 17 like that. We have the Boulevard project
 18 started in 1999 and we're still dealing with
 19 problems with that.
 20 Down at the intersection, that was
 21 engineered by Spott. At the intersection of
 22 George and Center Street there was a water
 23 problem. The street was no sooner paved,
 24 about week later they came in and made a
 25 repair. You can go down and visually see that

1 for any engineering to put prices before us
 2 for the borough. Then we can vote on this and
 3 lower costs with competitive bidding.
 4 MR. BARONE: Suppose KBA did all
 5 this?
 6 MR. MARUSHOCK: Then I would be
 7 voting against them. You don't see me --
 8 MR. BARONE: If you people listen to
 9 him, forget it.
 10 MR. LUKASEWICZ: One more thing on
 11 the question. We're this close to getting
 12 Eddy, Franko and Delaware streets ready to go,
 13 to be put out for bid. We can't wait again.
 14 MR. MARUSHOCK: We can leave Spott
 15 involved to finish Eddy, Franko and Delaware.
 16 MR. LUKASEWICZ: We're so close to
 17 progress, finally. Why are we going to go
 18 backwards again?
 19 MR. MARUSHOCK: I'm calling the
 20 question.
 21 MS. MENICHETTI: Go ahead, Mr.
 22 Rocco.
 23 MR. ROCCO: Dominick Rocco, 110
 24 Sanderson Street. I'm totally against getting
 25 another engineer firm. First time in 18

months that we're finally going to get something done, you're going to screw it up again like you've been screwing up everything else.

MR. MARUSHOCK: It's not being screwed up.

MR. ROCCO: Yes, you are. You screwed it up before when you hired that other firm. Eighteen months, nothing is done. Finally --

MS. MENICHETTI: I don't want you to be screaming. If you have to make a comment --

MR. ROCCO: It's sickening the way these people are doing things.

MS. MENICHETTI: That's your opinion. Are you finished?

MR. ROCCO: Mine and everybody else's.

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

MR. NOVACK: Ms. Johnson?

MS. JOHNSON: For.

MR. NOVACK: Mrs. Shortz?

MRS. SHORTZ: Against.

MR. NOVACK: Mr. Marushock?

MR. MARUSHOCK: 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. Menichetti?

MS. MENICHETTI: Against.

MAYOR LUKOWSKI: Give them a chance already.

MS. MENICHETTI: Motion failed. The next is to authorize Tom Lukasewicz to sign the fireworks contract.

MR. LUKASEWICZ: I'll make the motion.

MR. BARNICK: I'll second it.

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

MR. LUKASEWICZ: On the question, the only reason why I tried to put this motion on is because it's very simple. All we need is a signature. The president, for some

1 reason, Daryl, you don't sign anything. I
2 don't understand that.

3 MS. MENICHETTI: I don't sign
4 anything.

5 MR. BARNICK: Since when?

6 MS. MENICHETTI: Council
7 vice-president signs it.

8 MR. LUKASEWICZ: I think that's a
9 neglect of your duties..

10 MS. MENICHETTI: No, it's not.

11 MR. BARNICK: Yes, it is.

12 MS. MENICHETTI: It's the only way I
13 would take the seat.

14 MR. LUKASEWICZ: Well, irregardless
15 of that, the contract has been sitting on Mr.
16 Novack's desk for weeks. There's a
17 contract --

18 MS. JOHNSON: Contract or check?

19 MR. LUKASEWICZ: There is a contract
20 sitting on Mr. Novack's desk for weeks and all
21 it needs is a signature from a borough
22 official.

23 MS. MENICHETTI: We know that.

24 MR. LUKASEWICZ: So hopefully -- I
25 don't understand why you wouldn't allow me to

1 sign it. You put it to a vote.

2 MS. MENICHETTI: Anybody else on the
3 question? Roll call, please.

4 MR. BARONE: Give it to Novack to
5 sign it. You won't sign it? You don't want
6 to do your job either. Nobody wants to sign
7 it. Are you going to sign it, Cindy?

8 MS. JOHNSON: I said I would sign
9 it, Joe. I will sign it. For you to do this
10 don't we have to go through banks and the
11 whole bit?

12 MR. BARNICK: No.

13 MR. LUKASEWICZ: I just want to sign
14 it.

15 MS. JOHNSON: Yes, okay, you brought
16 it up. We're aware of the fact.

17 MR. LUKASEWICZ: It's on as a
18 motion. This way we will know it's signed.

19 MS. MENICHETTI: Roll call, please.

20 MR. NOVACK: Mr. Lukasewicz?

21 MR. LUKASEWICZ: For.

22 MR. NOVACK: Mr. Barnick?

23 MR. BARNICK: For.

24 MR. NOVACK: Mrs. Shortz?

25 MRS. SHORTZ: Is this motion for Tom

1 to sign it or to be signed?
 2 MS. JOHNSON: Tom signing it.
 3 MRS. SHORTZ: Against.
 4 MR. NOVACK: Mr. Marushock?
 5 MR. MARUSHOCK: Against.
 6 MR. NOVACK: Mr. Barone?
 7 MR. BARONE: For.
 8 MR. NOVACK: Ms. Johnson?
 9 MS. JOHNSON: Against.
 10 MR. NOVACK: Ms. Menichetti?
 11 MS. MENICHETTI: Against. Motion
 12 failed.
 13 MR. LUKASEWICZ: For the record,
 14 Cindy, you will sign this tomorrow?
 15 MS. JOHNSON: First thing.
 16 MS. MENICHETTI: We'll take audience
 17 comments now. Who wants to speak? Please
 18 raise your hands.
 19 MR. BARNICK: There's a couple more
 20 motions.
 21 MS. JOHNSON: Didn't we have a
 22 motion for flags for the 4th of July?
 23 MR. LUKASEWICZ: That's what we did
 24 the \$5,000 --
 25 MS. MENICHETTI: I don't have any

1 motion?
 2 MR. BARNICK: I did.
 3 MS. MENICHETTI: Who seconded?
 4 MR. LUKASEWICZ: I seconded it.
 5 MR. MARUSHOCK: Did we have audience
 6 comments on it?
 7 MS. MENICHETTI: No, we didn't have
 8 audience comments on it.
 9 MR. BARNICK: Yes, we did.
 10 MS. JOHNSON: We did.
 11 MS. MENICHETTI: Roll call,
 12 Mr. Novack.
 13 MR. NOVACK: Mr. Barnick?
 14 MR. BARNICK: For.
 15 MR. NOVACK: Mr. Lukasewicz?
 16 MR. LUKASEWICZ: For.
 17 MR. NOVACK: Mrs. Shortz?
 18 MRS. SHORTZ: Against.
 19 MR. NOVACK: Mr. Marushock?
 20 MR. MARUSHOCK: Against.
 21 MR. NOVACK: Mr. Barone?
 22 MR. BARONE: For.
 23 MR. NOVACK: Ms. Johnson?
 24 MS. JOHNSON: Against.
 25 MR. NOVACK: Ms. Menichetti?

1 more motions. All right, let's go to audience
 2 comments.
 3 MR. BARNICK: Mr. Novack has a few
 4 more motions that I had put on.
 5 MR. MARUSHOCK: When was this?
 6 MR. MARUSHOCK: I didn't hear
 7 anything.
 8 MR. BARNICK: A motion about placing
 9 Ms. Menichetti on notice officially that she's
 10 in lame duck status and cannot be voting for
 11 any contracts longer than the January term.
 12 Where is the motion? I asked for that.
 13 Everybody remembers I asked for that. What
 14 happened? It disappeared like the other
 15 ones?
 16 MR. LUKASEWICZ: Are you making a
 17 motion?
 18 MR. BARNICK: Yes, I am making the
 19 motion.
 20 MR. LUKASEWICZ: I'll second the
 21 motion.
 22 MR. BARNICK: With the possibility
 23 that she could be surcharged for any contract
 24 past January.
 25 MS. MENICHETTI: Okay, who made the

1 MS. MENICHETTI: Against. Four
 2 against, motion --
 3 MR. BARNICK: She should be
 4 abstaining. You can't --
 5 MS. MENICHETTI: I'm voting for it.
 6 What was the next motion, Mr. Novack?
 7 MS. MORRELL: Motion to pay for the
 8 fireworks that you mentioned, Jim.
 9 MR. BARNICK: And they already voted
 10 on the signature.
 11 MRS. SHORTZ: Excuse me, you're not
 12 the secretary of this meeting.
 13 MS. MENICHETTI: I thought we
 14 already passed that motion a long time ago.
 15 Any other motions, please?
 16 Okay, audience comment. Who wants
 17 to speak? Raise your hand, please. Go ahead,
 18 Mrs. Morrell.
 19 MS. MORRELL: Elaine Morrell, 351
 20 George Street, Throop. I'd like to know why
 21 we make so many payments to Compudata:
 22 February 1, Compudata, \$599.25; March 1,
 23 Compudata, \$606.50; April 1, Compudata,
 24 \$848.75; April 26, Compudata, \$63.75 plus
 25 tonight's. That does not include the new

1 computer -- or the new software upgrade, and
2 that was December 29 and that was \$3,995. Can
3 someone tell me why we pay CompuData that kind
4 of money every single month?

5 MS. MENICHETTI: I don't have an
6 answer for you now, Mrs. Morrell, but I'll get
7 it for you. I'm not sure what those charges
8 were for. I don't have the bills in front of
9 me.

10 MS. MORRELL: Okay. What is Hughes
11 Telecom?

12 MS. MENICHETTI: That was the new
13 telephone system we put in the civic center.

14 MS. MORRELL: And that was the --
15 Verizon was the unknown name at the civic
16 center so now they went with Hughes Telecom?

17 MS. MENICHETTI: It was with
18 Telecove, I believe, before, wasn't it?

19 MS. MORRELL: Verizon is Telecove.
20 Same name, same people.

21 MS. MENICHETTI: Well, that's --

22 MS. MORRELL: I never even heard of
23 Hughes Telecom. Is that something -- a new
24 company or --

25 MS. MENICHETTI: I don't know. We

1 here. Does anybody have an answer?

2 MR. BARNICK: You don't tell nobody
3 nothing.

4 MR. LUKASEWICZ: I don't know what
5 that is.

6 MS. MORRELL: Can I ask the borough
7 manager if we list Throop Borough in the
8 yellow pages?

9 MR. NOVACK: I'd have to check.

10 That's what it sounds like. I just got
11 through saying that. That's what it sounds
12 like. I'm not sure.

13 MS. MORRELL: That's what it sounds
14 like. We paid a bill to have Throop Borough
15 in the yellow pages. Thank you.

16 MR. NOVACK: I didn't say that, you
17 did. You're putting words in my mouth.

18 MR. BARNICK: Is there a phone book
19 out there?

20 MS. MORRELL: I don't know if it's
21 going to be in the new yellow page directory.
22 As far as I know we don't pay for putting our
23 phone numbers in but we made a check out in
24 March.

25 And I was just wondering what Milano

1 got bids on it of telephone bids and that was
2 the cheapest price we got.

3 MS. MORRELL: Okay. There's also a
4 check that was -- on March 1 to Personalized
5 Computer Help for \$585. Can you tell me what
6 that was for?

7 MS. MENICHETTI: I don't know, what
8 was that for? Personalized Computer Help?

9 MS. MORRELL: That was March 1,
10 \$585. There was a check made out on March 24
11 to Yellow Page Publishers, \$307.65. Can
12 someone tell me what that was for?

13 MS. MENICHETTI: Do you have the
14 bills with you, Robert?

15 MR. HEGEDUS: I think that's for the
16 listing in the phone book.

17 MS. MORRELL: We list the Throop
18 Borough in the yellow pages?

19 MS. MENICHETTI: I have no idea what
20 it's for.

21 MR. BARNICK: Holy God.

22 MS. MORRELL: Ms. President, do we
23 list Throop Borough in the yellow pages?

24 MS. MENICHETTI: I don't know,
25 Elaine. There's six other people sitting

1 Brothers is. We paid \$8,000 to them. What
2 was Milano Brothers?

3 MR. LUKASEWICZ: Who?

4 MS. MORRELL: April 1.

5 MS. JOHNSON: Are those for the
6 planters? If you maybe write something out we
7 can get you the information.

8 MS. MORRELL: Well, seven members of
9 council are sitting here. They approve bills
10 every month. Council president sits here,
11 council president says she does not sign
12 anything. That means, Daryl, you don't sign
13 checks?

14 MS. MENICHETTI: No.

15 MS. MORRELL: Cindy, you sign
16 checks?

17 MS. JOHNSON: I do.

18 MS. MORRELL: You can't tell me what
19 you signed --

20 MS. JOHNSON: We have -- I sign a
21 lot of checks. I can't tell you what every
22 one is for, Elaine. No, I can't.

23 MS. MORRELL: You can't? You sign
24 checks you can't --

25 MR. BARNICK: You're just signing

1 them, then.
 2 MS. JOHNSON: Elaine, you know what
 3 I'm trying to say.
 4 MS. MORRELL: No, I really don't.
 5 When I sign a check I know what I'm signing
 6 and I look at the bill.
 7 MR. BARNICK: Wow.
 8 MS. MORRELL: And this KBA
 9 Engineering --
 10 MS. JOHNSON: You approved the
 11 bills, Jim.
 12 MR. BARNICK: No, I did not. I
 13 voted against them.
 14 MS. MORRELL: KBA Engineering,
 15 December 29 we paid KBA Engineering \$5,046.75,
 16 and on April 27 we paid KBA Engineering
 17 \$3,053.75. Do we know what that was for?
 18 MS. MENICHETTI: Robert, do you have
 19 the bills with you that you can look those
 20 invoices up and tell me what those things
 21 are?
 22 MR. HEGEDUS: I would have to go to
 23 the file cabinet. If they're not from the
 24 last 30 days --
 25 MS. MORRELL: They are not. There

1 stenographer. And I don't think you get
 2 anybody better than Mark simply because I know
 3 we've gone through several stenographers,
 4 several reporting companies. He is the best
 5 one we've have had so far.
 6 MS. MENICHETTI: When we had the
 7 proposal sent to us we thought she was the
 8 cheaper of the two. That's why we went with
 9 her.
 10 MS. MORRELL: I recommended Mark
 11 when borough council decided to go for
 12 proposals, and personally I think because I
 13 recommended Mark nobody wanted to go for it
 14 and then decided to go --
 15 MS. JOHNSON: So you don't think
 16 that he's too expensive, that we should hire
 17 him?
 18 MS. MORRELL: If you want word for
 19 word and it's not required by the borough or
 20 by the state --
 21 MS. JOHNSON: Yeah, but I'd like to
 22 put a motion on to hire him to complete all of
 23 our minutes. Correct.
 24 MR. LUKASEWICZ: That's already
 25 done.

1 are some April.
 2 MR. HEGEDUS: I can tell you what we
 3 did from May 1 on. I mean, I'd be more than
 4 -- for something earlier I can look for
 5 them. That's the best I could tell you.
 6 MS. MORRELL: I would just like to
 7 know in the past -- and I mean past years
 8 throughout the history of the borough -- as
 9 far as I'm aware the borough secretary -- the
 10 borough minutes were done in-house. I was
 11 just wondering why the borough secretary --
 12 I'm sorry, the borough assistant secretary
 13 doesn't do the minutes or assist with them
 14 when we're a year behind or why the borough
 15 manager doesn't assist with them. I did
 16 minutes for years, the assistant did minutes
 17 for years. We did them together.
 18 I also would like to say that in
 19 March 2004 I personally recommended Mark
 20 Wozniak, the stenographer, to do the minutes.
 21 Mark has been doing zoning hearings for the
 22 borough for quite a few years now. He does an
 23 excellent job. The transcripts are here
 24 within days. Within days. And if you want
 25 them done word for word you need a

1 MS. MORRELL: I'm not complaining at
 2 all about the price for Mark. I'm just saying
 3 that do I think the borough requires a
 4 stenographer? Does the state association of
 5 boroughs require a stenographer? No, they
 6 don't. Does the majority -- and I don't know
 7 which members of the majority. Does the
 8 majority of council want minutes word for
 9 word? They do. The requirements are you have
 10 to have the motions, you have to have the
 11 individual votes by the people. If council
 12 members comment on the questions you have to
 13 have that. You list the people in the
 14 audience who speak and the topic they speak
 15 on. You don't have to get into arguments, you
 16 don't even have to get into detail.
 17 This council wanted word for word,
 18 and the only way you're going to get word for
 19 word is not a transcriptionist. When we put
 20 the ad in the paper, we put the ad in the
 21 paper for a stenographer according to this
 22 council. You refused to hire a stenographer
 23 and went with a transcriptionist. And nothing
 24 against Ms. Egan, she did not do the job. She
 25 promised month after month that she would do

the minutes. She never did them. And this council -- Mr. Marushock was the president at the time -- told her she did not have to go back and do March and April, she had to do current. And she was also told that she could do the short meetings first and work on, you know, the small meetings, the special meetings first and then go over to the longer meetings, because a year ago I asked why are they not done.

And I also want to know was there ever a motion stating that Cindy Johnson, the vice-president, is now going to sign everything as the vice-president?

MS. MENICHETTI: She's one of the sign-ins on our --

MR. BARNICK: Only at the bank.

MS. MORRELL: Was there ever a motion that the vice-president was going to sign and the president would not sign? In the past there was a motion, three signers. In the absence of one the vice-president would sign. In the absence of one.

MS. MENICHETTI: I'm absent.

MS. MORRELL: You're always absent?

1 And I still thought there was a
2 motion on to pay the deposit for the fireworks
3 because every year that I was here that you
4 had to have a deposit in. Not just a
5 contract, you had to have a deposit. I'm not
6 sure what it states --

7 MR. LUKASEWICZ: We haven't seen
8 that. Robert said he never saw it.

9 MR. HEGEDUS: We haven't received
10 any correspondence from the fireworks company
11 that I know of.

12 MR. BARNICK: There is a
13 correspondence.

14 MR. LUKASEWICZ: I don't know where
15 it is.

16 MS. MORRELL: Usually the agreement
17 does come in quite early and usually by now.

18 MR. LUKASEWICZ: Usually you pay
19 half of it up front. I don't know where it
20 is.

21 MS. MORRELL: I think it's a
22 thousand-dollar check for the down payment,
23 and then the check is ready to pay -- the
24 final amount is not sent to them, it's given
25 to someone to hand deliver the night of the

MS. MENICHETTI: If they want to get paid, because otherwise they're not going to get paid because I can't come up here to sign checks.

MR. BARNICK: You come up here every morning.

MS. MORRELL: Another thing that the borough employees did in-house besides minutes was the payroll. That is now outsourced.

And if we use the microphones -- Mr. Bolus even mentioned that Channel 61 was up here. If we use the microphones, which we paid for -- and I don't remember how much it cost. But if you use the microphones, the switch is right under the president's seat. Turn them on, speak into the microphones, you can hear very clearly at that. There's speakers in here, speakers out in the hallway.

I would like to request if council would install new sanitary storm sewers at the Throop little league field and new rest rooms for the people of Throop. All the people of Throop. The children, adults, people playing the games and attending the games.

1 cow flop. It's ready and signed at that
2 point.

3 I believe that's -- the only thing
4 is Gavigan?? I can't understand. We had
5 treasurer after treasurer after treasurer.
6 It's not necessary to name them all, but I
7 don't know why when we have one treasurer why
8 the next treasurer just didn't pick up. When
9 I was here we worked together, myself and the
10 treasurer, regardless of what someone else
11 here might say.

12 MS. MARUSHOCK: I beg to differ,
13 Mrs. Morrell, because there was one problem --

14 MR. BARNICK: You are the problem.

15 MS. MORRELL: Pardon?

16 MR. MARUSHOCK: I beg to differ.
17 There's a problem with a check from December
18 that Mrs. Hartshorn found missing and we went
19 to stop payment on it. The secretary went
20 down to sign the papers and also myself at the
21 bank and you knew nothing about it prior to us
22 leaving the building, and when we came back
23 you had that up on the computer. I did not
24 see any cooperation during Mrs. Hartshorn's
25 term as treasurer.

1 MS. MORRELL: Mr. Marushock, you --
2 Mrs. Hartshorn said she couldn't find the
3 check. I didn't know she was going to the
4 bank with you to find out about the check.

5 MR. MARUSHOCK: We asked you. Both
6 of us had asked you.

7 MS. MORRELL: No; you did not.
8 Wait, you did not ask me before you went to
9 the bank.

10 MR. MARUSHOCK: Yes, we did.

11 MS. MORRELL: No, you did not. All
12 you had to do is you had to go up to the date
13 from the period of time, do the reports -- and
14 I don't know whatever the date the check was
15 done. If it was written in November you've
16 just got to do a report, say, from November
17 '04 or '03 to January, it comes up as voided.

18 MR. MARUSHOCK: We asked for your
19 help and there was no help at that time.

20 MS. MORRELL: Mr. Marushock, that is
21 not true. You know that.

22 MR. MARUSHOCK: Mrs. Hartshorn can
23 verify what I'm saying, but you were involved
24 at the time.

25 MS. MORRELL: You came to me to tell

1 me there was a missing check.

2 MR. MARUSHOCK: I asked for your
3 input, if you knew anything or --

4 MS. MORRELL: When you came back
5 from the bank.

6 MR. MARUSHOCK: Before.

7 MS. MORRELL: No.

8 MR. MARUSHOCK: And then we came
9 back from the bank to tell you that it was
10 taken care of and you had it up on the screen
11 and you knew everything then.

12 MS. MORRELL: You may have asked me
13 about the voided check. I didn't know you
14 went to the bank.

15 MR. MARUSHOCK: We told you we were
16 going to go. We called you in the office and
17 you were present. How quickly things get
18 turned around.

19 MR. BARNICK: Elaine, you get more
20 out of this.

21 MS. MORRELL: That absolutely not
22 true. You asked me if there was a voided
23 check. Did I go into the computer to find
24 out, you know, where it was? It was right
25 there on the printout. When you tried -- you

1 tried accusing me that I just voided that
2 check that day and it was clearly done months
3 before in the computer and I couldn't change
4 it. I couldn't go back threw a year --

5 MR. MARUSHOCK: You knew nothing at
6 all -- when I asked you, you knew knowing at
7 all about that check. We went down to the
8 bank, and we came back after we had to go down
9 there and sign the papers you had it right up
10 on the screen in front of us when we walked
11 in.

12 MS. MORRELL: I did find it after --
13 why did you go to the bank for a voided
14 check?

15 MR. MARUSHOCK: To make sure --

16 MS. MORRELL: Why did you go to the
17 bank for a voided check?

18 MR. MARUSHOCK: We did not know it
19 was voided. We did not know that it was
20 voided.

21 MS. MORRELL: You just said yourself
22 it was voided.

23 MR. MARUSHOCK: The check was
24 missing. When I asked -- we went to the bank
25 to stop payment to make sure nothing came

1 through that we were not aware of. We came
2 back to tell you that and you had it on the
3 computer.

4 MS. MORRELL: I also want to say
5 that when the auditors come in I want a copy
6 of the auditor's report. And I know for a
7 fact from January until the time I left those
8 books balanced, they were rechecked. I look
9 at the bills. I look at all the bills. I
10 compared them to statements. Everything was
11 posted in the general ledger. I have no idea
12 what happened since then.

13 I was in -- back to your comment
14 about me and Mrs. Hartshorn, I was up here on
15 my own time on weekends training her. I went
16 on vacation to Florida. I was calling her
17 from Florida on my dime to see if she needed
18 anything, if everything was okay, if I could
19 help her any further. I don't know what she
20 told you --

21 MRS. HARTSHORN: Then you turned on
22 me.

23 MS. MORRELL: I never turned on you,
24 little girl. I never turned on you. I'm
25 sorry for calling you little girl.

Mrs. Hartshorn, I never turned on you. You lied about me. You lied. I helped you, I worked with you, and I worked with -- that's all I can say. I'm not here to argue. I worked with Amy, I worked with Christine. That's all I have to say. Thank you.

MR. ROCCO: Dominick Rocco, 110 Sanderson Street. Two or three months ago I made -- I asked for a motion to be made -- and it was made and passed -- on the Bellman Street playground for lighting because of the drinking problems that we had last year and nothing is being done.

MS. MENICHETTI: Have you reported it to the police, the drinking problems there?

MR. ROCCO: No.

MS. MENICHETTI: Why not?

MR. ROCCO: Because I heard about it after the fact.

MS. MENICHETTI: So you really don't know there's a drinking problem, you just heard.

MR. ROCCO: More than one person brought it up. You made the motion --

MS. MENICHETTI: Why didn't they call?

MR. ROCCO: Did you make the motion or did you not? I believe you were the one that made the motion.

MS. MENICHETTI: Perhaps I did. I think our engineer --

MR. LUKASEWICZ: We voted two years ago to get lights in each one of the parks and it never happened.

MR. ROCCO: Is any action going to be taken on that?

MS. MENICHETTI: We'll have to talk to Robbie.

MR. STOFFEY: John Stoffey, 238 Bellman Street, Throop. Mr. Rocco is right. I live next to Washington Street park. I see people having sex in the park. I see kids having sex in the park because I drive my car -- my garage is in the back. I see them sitting on the blanket drinking beer. I called Mr. Reed. If you don't believe me, ask him. He came down and he chased the kids out. I've called him many times. It's not only me calling. I didn't call him. Who was

1 calling him? I don't know if it was Rabel --
2 the neighbors up from me also did the same
3 thing. They play loud music, they're having
4 sex in the parking lot because I seen a guy --
5 I don't want to tell you what they were doing
6 but they were doing it. They had a blanket
7 out.

8 And another thing you should do down
9 there, you do like Dickson City has --

10 MS. MENICHETTI: I don't think
11 lights are going to solve that.

12 MR. STOFFEY: I have the floor,
13 Daryl. In Dickson City you have the
14 parkers -- well, I'm just telling you, down in
15 Dickson City they got rumble strips by the
16 park pool. You should put rumble strips down
17 there where just where the park is from
18 beginning to end because guys come around that
19 turn and go 90 miles an hour. They fly down
20 there. And you can say it's against the law
21 to do that. It's not against the law to do it
22 because that's an area where kids play, and
23 you should have rumble strips there. Put a
24 sign, from the beginning to the end, because
25 once they come around that turn -- Mr. Clark's

1 yard got blasted a couple times. And I called
2 the police many times about the kids in the
3 park drinking, playing loud music, sitting on
4 blankets -- you can talk to Mr. Reed if you
5 don't believe me -- 1:00, 2:00 in the morning,
6 the loud music. I mean, I went out and chased
7 them and my wife went out and chased them.
8 How many times do we have to chase these
9 kids? He's right.

10 MS. MENICHETTI: I don't think
11 lights are going to stop them.

12 MR. STOFFEY: I don't know if the
13 lights are going to stop it or not. It should
14 be patrolled more, I think.

15 MR. ROCCO: Might stop the drinking.

16 MS. MENICHETTI: The mayor is in
17 charge of the police department.

18 MAYOR LUKOWSKI: Okay, John.

19 MS. MENICHETTI: Anybody else?
20 Okay, motion to adjourn.

21 MS. JOHNSON: I'd make the motion.
22 (Whereupon the meeting was
23 adjourned.)
24
25

CERTIFICATE

I hereby certify that I attended the foregoing proceeding, took stenographic notes of the same, that the foregoing, consisting of 116 pages, is a true and correct copy, done to the best of my ability, of same and the whole thereof.



Mark Wozniak

Official Court Reporter

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