

1 THROOP COUNCIL
 2 THROOP, PENNSYLVANIA
 3
 4 IN RE: REGULAR MONTHLY MEETING
 5
 6
 7 JUNE 27, 2005
 8 7:15 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 SUSAN SHORTZ
 21 JOHN BRAZIL, ESQUIRE, SOLICITOR
 22
 23
 24
 25 Mark Wozniak

1 MS. MENICHETTI: This meeting will
 2 now come to order.
 3 (Whereupon the Pledge of Allegiance
 4 was recited.)
 5 MS. MENICHETTI: May we have roll
 6 call, please, Mrs. Hartshorn?
 7 MRS. HARTSHORN: Ms. Menichetti?
 8 MS. MENICHETTI: Present.
 9 MRS. HARTSHORN: Ms. Johnson,
 10 absent. Mr. Barone?
 11 MR. BARONE: Here.
 12 MRS. HARTSHORN: Mr. Barnick?
 13 MR. BARNICK: Here.
 14 MRS. HARTSHORN: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: Present.
 16 MRS. HARTSHORN: Mr. Marushock,
 17 absent. Mrs. Shortz?
 18 MRS. SHORTZ: Here.
 19 MRS. HARTSHORN: Mayor Lukowski,
 20 absent. Mr. Brazil?
 21 MR. BRAZIL: Here.
 22 MRS. HARTSHORN: Mr. Novack,
 23 absent. Mrs. Hartshorn, present. Mr.
 24 Hegedus, absent.
 25 MS. MENICHETTI: These are the

1 announcements. There will be light testing at
 2 the civic center on Tuesday, July 26, 2005,
 3 from 6:30 p.m. until 8:30 p.m.; Saturday, July
 4 30, 2005, from 1 p.m. until 3 p.m.
 5 An executive session was held on
 6 Thursday, June 23, 2005, at 6:30 p.m., for the
 7 following reasons: Regarding settlement of
 8 the Midvalley School District, Gonglewski
 9 lawsuits, the Sullivan lawsuit, Snell lawsuit,
 10 the conditional use DiPietro property appeal
 11 scheduled for July 6, 2005 with Judge
 12 Corbett.
 13 We also have another motion, to pay
 14 Pioneer Construction Company for the Dudley
 15 Street sanitary sewer project. The original
 16 contract sum was \$14,668. There was a net
 17 change of \$1,200, which gave us a grand total
 18 of \$15,868. Just consider that.
 19 All right, we'll now take -- we
 20 received a request for two officers to take
 21 Spanish lessons.
 22 MS. SHORTZ: They took them
 23 already. This is to reimburse them. They
 24 took eight weeks of two-hour classes.
 25 MS. MENICHETTI: All right, do you

1 want to put that in as a motion, Mrs. Shortz?
 2 MRS. SHORTZ: It says here that's
 3 \$250 a session, so that would be eight times
 4 that?
 5 MS. MENICHETTI: Each session cost
 6 \$125 for a total of \$250 apiece, so \$500.
 7 MS. SHORTZ: It says -- okay, \$500.
 8 Two sessions. I'd like to make that motion.
 9 MS. MENICHETTI: Motion number 33,
 10 to reimburse Patrolman Chris Granza and
 11 Officer Reed \$250 apiece, for each, for
 12 Spanish lessons.
 13 MR. BARONE: How much was that for
 14 each?
 15 MS. MENICHETTI: It says -- you have
 16 the paper, too. Each session cost \$125, for a
 17 total of \$250 each.
 18 MRS. SHORTZ: And they completed two
 19 sessions.
 20 MS. MENICHETTI: Anybody else have
 21 any question on this? That would be motion
 22 number 33.
 23 I'll take audience comments --
 24 MR. LUKASEWICZ: Madam Chairman,
 25 before we go to audience comments, there's a

motion on here to build the DPW complex on the 28 acres and have ground breaking in ten days. That came from the executive session on Thursday?

MS. MENICHETTI: First of all, you never got back to us with a cost estimate, did you, on the preparation of the land?

MS. HYNAC: No. They told me they would have it for me on Friday.

MS. MENICHETTI: To clear -- to actually prepare and stabilize that site just for the building alone.

MS. HYNAC: That is correct. I did go back to the office before I came here because they did tell me that they were going to have a fax for me and there wasn't anything for me. I did call their office and no one was there, so the earliest I could get back to them was tomorrow morning. I'll call them again at 8:00.

MR. LUKASEWICZ: Do you have a rough estimate of what it would be? \$20,000? 30,000?

MS. HYNAC: No, I don't.

MR. LUKASEWICZ: Does that sound

1 MS. MENICHETTI: I have been, but I
2 can't see spending \$200,000 for land. I mean,
3 you complained about the Rinaldi property
4 being \$180,000, and that included clearing.
5 Well, this is costing just as much.

6 MR. BARNICK: We have almost seven
7 acres of land there versus three.

8 MS. MENICHETTI: We don't need seven
9 acres of land.

10 MR. BARNICK: You say we don't need
11 seven acres of land.

12 MS. MENICHETTI: I feel we don't
13 need it.

14 MR. LUKASEWICZ: Motion number 21 is
15 to authorize advertisement to purchase the
16 Chorba property. Now, it was stated earlier
17 that that already passed, and it seems
18 everybody has forgotten that I made a motion a
19 while ago and that it did pass. I did put it
20 back on. But Christine did prepare a rough
21 draft of the minutes, and in the February 10
22 minutes, motion number nine was to advertise
23 the ordinance to purchase real estate, the
24 Chorba property, once the testing results came
25 back. And that was approved, and it was a

like a number that would be in the ball park?

MS. HYNAC: It does sound that way because you do have to prepare the site anyway. That would be just the additional cost to prepare, to do the engineer's bill. I don't think it would exceed \$30,000.

MR. LUKASEWICZ: It's not a lot of money we're talking about to prepare a site.

MS. HYNAC: It's just the area where the building is going to go. That's right. So it's not a huge amount of property, you know, for the building site. And I know I'm pretty sure that it wouldn't exceed \$30,000. Like I said, they did promise me that they would get it to me but they didn't get it to me.

MS. MENICHETTI: So we still don't know what it's going to cost us to prepare that land. It's the feeling that we have the land up there, it's free. We don't have to purchase it. We'll just open it up, put the salt shed there. We'll have it ready for the winter.

MR. BARNICK: The last couple years she's been against it ever since.

1 vote of five to two. Daryl, you were in
2 favor, Ms. Johnson was in favor, Barone was in
3 favor, myself and Mr. Barnick were in favor,
4 and Mrs. Shortz and Mr. Marushock were
5 against.

6 MS. MENICHETTI: Why wasn't it
7 done?

8 MR. LUKASEWICZ: Because everybody I
9 asked said it didn't happen.

10 MRS. SHORTZ: Well, I think the
11 other issue was when the borings came back it
12 said we had to do an additional prep --

13 MR. LUKASEWICZ: Everything has come
14 back.

15 MRS. SHORTZ: So then we had to find
16 out what the cost of that additional
17 preparation would be.

18 MR. BARNICK: Didn't say that. The
19 testing was done and advertised.

20 MRS. SHORTZ: I understand that, but
21 that's why it didn't move forward, because
22 there's still questions that --

23 MR. BARNICK: We've been asking for
24 over a month.

25 MRS. SHORTZ: No, Mr. Barnick. You

1 know, you're the one -- you and Mr. Lukasewicz
 2 have repeatedly said that you don't care where
 3 it is, as long as it gets built. Last week
 4 when we had our work session again you
 5 complained that this isn't going to be done
 6 for the fall. You need a place for the salt.

7 You've also complained repeatedly
 8 that you've got this land up there that's not
 9 being discussed, et cetera. So we're going to
 10 have to do all this additional preparation.

11 MS. MENICHETTI: One person speak at
 12 a time. We have a stenographer.

13 MS. SHORTZ: All this time you have
 14 this sitting here, you have all this
 15 additional expense. We only have \$100,000 --

16 MR. BARNICK: Why don't they
 17 consider that?

18 MRS. SHORTZ: I'm speaking. We have
 19 \$100,000 in that loan for purchase of
 20 property. Okay? This is already \$60,000 over
 21 the purchase. It's probably going to be
 22 \$30,000 more just to do this prep up there.

23 You're talking almost 200 on the land. That's
 24 200 that could be used to prep up there and
 25 get that moving and put it up and you'll have

1 motion was passed. Once the testing was
 2 passed we were going to put it up for
 3 advertisement and vote on it. It never
 4 happened. Everybody kept giving us a snow job
 5 that it never happened. There's the motion
 6 right there. Why wasn't it put out for
 7 advertisement? John, you should have handled
 8 that through a legal ad. You should have sent
 9 it in there.

10 MS. MENICHETTI: Can we have the
 11 minutes?

12 MR. LUKASEWICZ: Here's the minutes
 13 right here.

14 MS. MENICHETTI: Those aren't the
 15 minutes. Do we have the minutes from that
 16 meeting?

17 MR. BARNICK: We don't since last
 18 year. We do not have notes since last year.
 19 Are you going to try to play that game now?

20 MS. MENICHETTI: I want to hear the
 21 tape. I want to hear it.

22 MR. LUKASEWICZ: Daryl, irregardless
 23 of that passing or not --

24 MR. BARNICK: You need to leave and
 25 get out of here so we can start running this

1 your salt shed for the fall.

2 MR. BARNICK: Mrs. Shortz, you have
 3 no idea what you're talking about, prepping or
 4 anything.

5 MRS. SHORTZ: Oh, yes, I do.

6 MR. BARNICK: This has been going on
 7 for four years now --

8 MRS. SHORTZ: I haven't been on this
 9 council, Mr. Barnick, you have.

10 MR. BARNICK: Whatever. Four years
 11 this group has been running this thing,
 12 dragging it on and dragging it on. The 48
 13 acres, they tried to push that through.
 14 Nobody wanted to agree on that. Then you're
 15 pushing this Rinaldi property, which wasn't
 16 worth --

17 MRS. SHORTZ: Well, none of the
 18 tests --

19 MR. BARNICK: Do you want to let me
 20 finish now? I let you go, didn't I? Or are
 21 you going to be ignorant?

22 MR. LUKASEWICZ: Let's be all right
 23 about this.

24 MR. BARNICK: Now, you have the
 25 Chorba property, all the testing was done, a

1 town --

2 MR. LUKASEWICZ: So there would be a
 3 motion on the floor to build on the 48 acres?
 4 Is that what it look likes?

5 MS. MENICHETTI: We only have
 6 \$100,000 in the bank to purchase this
 7 property. Where are you going to get the
 8 other \$100,000 from?

9 MR. BARNICK: Where did you get the
 10 \$25,000 for all the lawsuits? Where did you
 11 get all that from?

12 MR. LUKASEWICZ: We're not talking
 13 about that now, we're talking about the 48
 14 acres.

15 MS. MENICHETTI: We already have
 16 that --

17 MR. LUKASEWICZ: I understand that.
 18 What I'm trying to do is get a little
 19 discussion here on the 48 acres. I find it
 20 strange that all of the sudden the tide has
 21 changed and people are receptive to building
 22 on the 48 acres. Let me finish.

23 MS. MENICHETTI: I don't know how
 24 the vote is going to go. It's on the agenda.
 25 You can vote on it.

MR. LUKASEWICZ: Can I finish? I find it funny that people are receptive to it now, and I'm sort of happy that people are receptive to it. We have 48 acres up there that should be used and we can develop. The only thing I'm asking is if it does come to a vote and if people do vote in favor of it that they will continue to support it right along if it does go up on the 48 acres. I don't want to see this --

MS. MENICHETTI: I'd like to see ground breaking in ten days.

MR. LUKASEWICZ: I don't want this to just be a ploy to get things moving along a little bit and then all the sudden backtrack again. I'm asking that because if anyone does vote on it that they sincerely vote their heart on it and do it properly.

MR. BARNICK: You got ten days. You're going to have to advertise -- the grading has to be done and everything else in ten days.

MS. MENICHETTI: Just have ground breaking. That's all.

MR. BARNICK: What, are you going to

1 build, the 48 acres, anyplace, you need a
2 submission to the planning agency, the land
3 development, you have a zoning proposal, and
4 then you need some kind of construction plans
5 for the site itself, which we have none.
6 There were preliminary plans which were done
7 for the master plan for the 48 acres. They're
8 not construction, they're only site plans.
9 They are conceptual plans done for DEP and
10 they're six, seven years old. I think it was
11 '99 when they were done. So really --

12 MR. LUKASEWICZ: Really no matter
13 where we go we have to go through the process.

14 MR. KALINOSKI: You have to go
15 through the process to get all this done,
16 submitted, and get approvals. Then you still
17 have submissions to labor and industry or the
18 building inspector so you'll need to get
19 construction drawings for the building.
20 Construction drawings I'd say are probably 60
21 percent. We've been working on them over the
22 years but we haven't been able to work on
23 anything else because we haven't had a site.

24 MR. LUKASEWICZ: Site preparation,
25 we had that evaluated so we know what we have

go up there with a shovel and throw a little dirt and you're done?

MR. LUKASEWICZ: There's some questions that have to be answered. Is Mr. Kalinoski here? To go up there and just develop it, you have to have a process that you have to go through.

MRS. SHORTZ: I thought you had all that done. Didn't you have all that done?

MR. LUKASEWICZ: No, nothing has been done. The process of contacting the county and the state and everybody that you want to build on the property and everything that has to go along with it. Through the time it takes it might be two to three months before you actually build. I just want to make sure, if we're going to do it, we know what has to be done.

MS. MENICHETTI: I have every intention of going through with it.

MR. LUKASEWICZ: Mr. Kalinoski, if we were to decide to build on the 48 acres, time frame, what would have to be accomplished through the agencies --

MR. KALINOSKI: No matter where you

1 to do if we build on the proposed site. That
2 was evaluated two years ago?

3 MR. KALINOSKI: It was right before
4 Mr. Sepanec passed away.

5 MR. LUKASEWICZ: Oh, quite a while
6 ago. So we know what we have to do there.

7 MS. SHORTZ: Basically the same
8 thing we have to do here.

9 MR. LUKASEWICZ: I've always said
10 right along wherever it goes is fine with me.
11 Now, I didn't like the site over here. I
12 thought the Chorba property is an ideal site.
13 It's centrally located. An the bottom line,
14 I'd hate to lose the 48 acres. And I've
15 always said that there's a piece of land we
16 can truly use up there. But it strikes me
17 funny that you guys all the sudden decided to
18 go up there. Over this past weekend with the
19 heat wave and everything people are saying why
20 don't you build a swimming pool in Throop for
21 the summer for the people of Throop, young and
22 old alike. Maybe it's the opportunity to put
23 a swimming pool up there along with this. We
24 have to change our plan, our master plan of
25 what we have to do, but ideally it is 48 acres

1 and I can't see losing 48 acres.
 2 MS. MENICHETTI: Then why are you
 3 arguing?
 4 MR. LUKASEWICZ: I'm not arguing,
 5 I'm just trying to have a constructive
 6 conversation here to make sure that if it does
 7 go there it's truly going to go there. I'm
 8 just interested the best welfare of the people
 9 of Throop, wherever it goes. Truly my main
 10 concern is that DPW have a salt shed this
 11 winter because it's long overdue that they had
 12 to work with the trucks with salt in them.
 13 And it's lucky nobody's really got hurt bad
 14 over the years.
 15 MR. KALINOSKI: I don't mean to be
 16 argumentative, but to put a salt shed on 48
 17 acres without a building to support is silly.
 18 We'll never get the equipment up to it.
 19 MR. LUKASEWICZ: Unless we had a
 20 good salt shed prepared that you can have the
 21 backhoe stay in it.
 22 MR. KALINOSKI: That's possible, but
 23 if you have the backhoe staying in the shed
 24 with all the salt you're just looking for more
 25 rust and abuse to the machine.

1 get any length you want. There's another one
 2 that's 54, depending on the manufacturer.
 3 They're all configurations. We're looking for
 4 a certain height that we can dump the load
 5 inside instead of dumping them and pushing
 6 them in.
 7 MR. LUKASEWICZ: Something large
 8 enough that can accompany a truck or two in
 9 there plus --
 10 MR. KALINOSKI: And accommodate
 11 either what we annually use for the winter
 12 basis for salt or a least biannually, two
 13 separate shipments.
 14 MR. LUKASEWICZ: I'm just surprised
 15 by the motion. Very much surprised. But
 16 maybe it's good. You know, if we could
 17 develop that land and not spend money --
 18 MS. MENICHETTI: We can save
 19 \$100,000 if this is developed rather than pay
 20 for land --
 21 MR. LUKASEWICZ: That's what I was
 22 trying to say a long time ago --
 23 MS. MENICHETTI: We would want it
 24 done before the winter so we should get
 25 started. That's why I'm --

1 MR. LUKASEWICZ: Even for a short
 2 term?
 3 MR. KALINOSKI: It's going -- it
 4 will work, but I just want to let you know
 5 it's going to hurt the equipment.
 6 MR. LUKASEWICZ: Still, there's ways
 7 we can wash the machinery and still --
 8 MR. KALINOSKI: You'll have to leave
 9 a truck load here --
 10 MR. LUKASEWICZ: In the past we
 11 looked at the salt shed being what, 25 ton?
 12 MR. BARNICK: You have to turn that
 13 light off.
 14 MR. LUKASEWICZ: The salt shed would
 15 be like a funnel building.
 16 MR. BARNICK: Excuse me, you'll have
 17 to turn the light off.
 18 MS. MENICHETTI: He needs the
 19 light in order to --
 20 MR. BARNICK: I don't care. I can't
 21 even read the letters on my --
 22 MS. MENICHETTI: Can you just --
 23 MR. BARNICK: Turn the light off.
 24 MR. KALINOSKI: The one -- we looked
 25 at one, I believe, that was 72 but you could

1 MR. BARONE: You're talking about
 2 saving \$100,000 to develop the 48 acres. What
 3 about the facility and everything? What do
 4 you think that's going to cost? What do you
 5 think it's going to cost to put top soil?
 6 It's going to cost over a million dollars to
 7 put top soil.
 8 MS. MENICHETTI: I know that. It's
 9 going to cost no matter what.
 10 MR. BARONE: What about utilities?
 11 At least up there the water is there and half
 12 the utilities are there. No matter where you
 13 go it's going to cost money. And I don't like
 14 the 48 acres. I'll tell you right now. It's
 15 going to cost \$200,000 just for utilities.
 16 What do you think, the pipe and water are
 17 going to jump in the ground by itself?
 18 MR. LUKASEWICZ: Does anybody have
 19 any idea where our other two council members
 20 are? This is a very important vote.
 21 MS. MENICHETTI: It was my
 22 understanding they were going to be here
 23 today.
 24 MR. LUKASEWICZ: It's very
 25 important, their vote.

MS. MENICHETTI: I know. It should be done with all of us here.

MR. LUKASEWICZ: That's right. If it does pass by a three to two vote or whatever tonight and then next week it gets shot down again then what did we accomplish?

MS. MENICHETTI: I can't help you there. I don't have an answer for you. I'm here. That's all I can tell you.

MR. LUKASEWICZ: I've always been receptive to the 48 acres. This puts me in a spot I wasn't prepared for this evening, but I have to make a vote and I'll make my vote to the best of my ability. But it's just a shame that all seven aren't here for this. Were they aware of it, that there would be a vote?

MS. MENICHETTI: I don't know. I can't answer that.

MR. LUKASEWICZ: That's all.

MS. MENICHETTI: We'll go to audience comment.

MR. LUKASEWICZ: Let me put one other motion on. A motion for David Morrell to have the annual inspection update for Keystone Sanitary Landfill.

1 do it.

2 MS. MENICHETTI: So this is not to
3 take a test?

4 MR. LUKASEWICZ: Just to be
5 recertified or whatever to keep the
6 certification up.

7 MS. MENICHETTI: Anyone else have
8 any other motions? All right, I'm going to
9 take audience comment. Please step up to the
10 podium. State your name and address for the
11 stenographer. Speak clearly, and one person
12 speak at a time.

13 MR. ROCCO: Dominick Rocco, 110
14 Sanderson Street in Throop. Seventeen motions
15 to settle the lawsuit between John and Agnes
16 Snell to save the borough money, there was
17 nothing said at the work session. What is
18 this all about?

19 MS. MENICHETTI: We did have an
20 executive session on it.

21 MR. ROCCO: It was not brought up.
22 Can you tell me what it's about?

23 MS. MENICHETTI: We discussed it at
24 executive and I put it on as a motion tonight.

25 MR. ROCCO: You put it on.

1 MS. MENICHETTI: Do you guys have to
2 be updated also, Mr. Cabits?

3 MR. CABITS: I don't know what
4 they're doing for him. I have no idea.

5 MS. MENICHETTI: What do you mean
6 you don't --

7 MR. LUKASEWICZ: Anyone else have to
8 go?

9 MR. CAVITS: He might be updated --
10 he has to go once every year for that. I
11 don't know what they're referring to.

12 MR. LUKASEWICZ: Do they need to be
13 updated also? We'll do it as three individual
14 votes.

15 MS. MENICHETTI: How do you want the
16 motion to read, to have David Morrell to take
17 an annual --

18 MR. LUKASEWICZ: Receive his update
19 certification for landfill inspector.

20 MR. CAVITS: Mr. Lukasewicz, is that
21 just one day he has to show up every year to
22 stay certified? Is that what you're talking
23 about?

24 MR. LUKASEWICZ: I believe so.

25 MR. CAVITS: Then we don't have to

1 MS. MENICHETTI: I set the agenda,
2 yes.

3 MR. ROCCO: What's the reason for
4 putting it on?

5 MS. MENICHETTI: Because they are
6 suing the borough, and it would be a
7 settlement and they would drop their lawsuit
8 in exchange for we dropping ours.

9 MR. ROCCO: Well, didn't the zoning
10 board say that they were on state and borough
11 property?

12 MS. MENICHETTI: Mr. Brazil could
13 answer that.

14 MR. BRAZIL: This was an action
15 initiated by the zoning board against the
16 Snells quite a number of years ago. The
17 zoning board found against the Snells, it was
18 appealed to the Court of Common Pleas. The
19 Snells have filed an action relative to that.
20 Their attorney sent a letter proposing to
21 settle it. I presented it to council at the
22 last executive session because it was in
23 litigation.

24 MR. ROCCO: Wasn't it proven that
25 they were on borough property and state

1 property?
 2 MR. BRAZIL: The zoning board found
 3 that.
 4 MR. ROCCO: Well, then, maybe I
 5 ought to go to court. It seems kind of funny
 6 that the majority of council is trying to push
 7 this stuff. They ran on with the majority,
 8 Mrs. Snell did. It seems kind of fishy. I
 9 think it ought to go to court.
 10 MS. MENICHETTI: Mr. Rocco, I always
 11 felt that that was an unfair decision.
 12 MR. ROCCO: No, it wasn't --
 13 MS. MENICHETTI: There are other
 14 people that have properties on borough
 15 property. I know people that have carports,
 16 25 feet of their wall on borough property, but
 17 we're not asking them to remove it. It's just
 18 not fair to pick on one family.
 19 MR. ROCCO: Who are they? Maybe you
 20 ought to take them to court, too.
 21 MS. MENICHETTI: I don't want to do
 22 that. I would rather we just leave well
 23 enough alone.
 24 MR. ROCCO: You can't -- you get to
 25 the stop sign you can't see. You have to go

1 MS. MENICHETTI: Anyone else like to
 2 speak? Mr. Bolus.
 3 MR. BOLUS: Good evening. Bob
 4 Bolus, Sanderson Street in Throop. On number
 5 17, it was just brought up about settling
 6 lawsuits. We all know how costly litigation
 7 can be. But to settle, Rocco brought up a
 8 point about other people that are in the
 9 borough with encroachments. Well, he asked
 10 who they her. Well, let's talk about Mr.
 11 Dolan's property where there are storage
 12 trailers parked there. Where he's encroaching
 13 on the city paper street, there --
 14 MR. BARNICK: That doesn't have
 15 nothing to do with that lawsuit.
 16 MR. BOLUS: -- where the property is
 17 encroaching on the borough-owned property.
 18 Those are issues, Mr. Rocco, that have to be
 19 done for everyone. We know better than
 20 anybody what it is when the majority of the
 21 people on council decide to go after one
 22 certain taxpayer, including ourselves. So I
 23 think the borough should move, move on
 24 everyone. Not just an individual.
 25 MR. ROCCO: I wanted to put up a

1 all the way up to the road.
 2 MS. MENICHETTI: I never have any
 3 trouble seeing and I drive that way all the
 4 time.
 5 MR. ROCCO: Well, you don't stop at
 6 the stop sign, then.
 7 MS. MENICHETTI: Yes, I do.
 8 MR. ROCCO: You must go further up.
 9 I drive that road a hundred times a day.
 10 MS. MENICHETTI: I don't have any
 11 problem seeing that.
 12 MR. ROCCO: I think it's kind of
 13 fishy that the majority is --
 14 MR. BARNICK: Mr. Rocco, the borough
 15 took the step of intervening in the lawsuit,
 16 which it had, really, no authority. A judge
 17 approved it, but they had no authority to step
 18 into the lawsuit of the zoning board. They're
 19 not telling you that part.
 20 MR. ROCCO: It's kind of fishy, the
 21 majority pushing this when she ran --
 22 MRS. SHORTZ: I think when a judge
 23 approves something that overrides their
 24 opinion.
 25 MR. ROCCO: Thank you. That's all.

1 fence. I was told I couldn't because it was
 2 blocking the view in the alley. And there's
 3 only two people that use it, my son and my
 4 daughter, and I was still turned down.
 5 MR. BOLUS: Well, Mr. Rocco, go to
 6 court, spend your money. Fight with
 7 litigation. You want the borough to do it --
 8 MR. ROCCO: I think the borough
 9 should go and do what they're doing.
 10 MR. BOLUS: On number 16, I agree
 11 with Tommy. I think it's time the borough's
 12 made a firm decision to build a DPW complex.
 13 You have land, it's paid for. It's in
 14 jeopardy if you don't do something to develop
 15 it. I think the most prudent thing business
 16 wise, financially and everywhere else in this
 17 borough is to start construction up there.
 18 Move forward, get your plans, put them on a
 19 fast track. You have an engineer here. If
 20 they do their due diligence you'd be surprised
 21 how fast things can move with the various
 22 agencies. By starting that -- Tommy said
 23 swimming pool. There's other things for
 24 recreation. Things like that, they can start
 25 and happen, but if you don't make the first

step it's never going to happen.

Now, this has been footballed around as long as I can remember about a DPW complex. It started with Rinaldi, it started with Chorba. It's been all over the ball park. Well, tonight maybe make a firm decision, move forward. You have people here that have to represent this borough and the people and the businesses in it.

As far as getting machinery to move salt and do all that, that's not a problem with getting anything up there to move. Primarily you have to drive a four-wheel-drive vehicle. So accessibility, it would be very easy to do.

So the thing I would recommend tonight and ask this council tonight, all five of you, to vote once and for all for the benefit of the people in this community and its future to start this DPW complex and let from there the future grow in Throop with development for other things that can happen, a swimming pool, recreational things. But bring growth here and start there now. I think that would be in the best interest

1 develop that or something else up there, all
2 well and good. But I don't believe you should
3 put a building on that property. Not until
4 you get a written statement telling you
5 definitely that there is nothing wrong with
6 that land up there. That's all. Thank you.

7 MS. MENICHETTI: Thank you, Mr.
8 Hartshorn. Is there anyone else?

9 MR. MORRELL: David Morrell, George
10 Street in Throop. On the motion for the
11 correspondence, I'm still waiting for the list
12 that I requested weeks ago.

13 MS. MENICHETTI: We did have a
14 staffing problem, Mr. Morrell. We are going
15 to get that information to you. Our borough
16 manager is out again today. I mean, we have
17 one person answering phones and doing all
18 this. It's a little difficult to try and
19 operate with one person working.

20 MR. MORRELL: Was he here all last
21 week?

22 MS. MENICHETTI: He was here most of
23 the week, yeah.

24 MR. MORRELL: I don't know how you
25 can go -- you know, if you don't know how can

tonight for all of you to vote once for the people. Thank you.

MS. MENICHETTI: Thank you, Mr. Bolus. Anyone else who would like to speak? Mr. Hartshorn.

MR. HARTSHORN: Larry Hartshorn, 140 Dimmick, Throop. I agree with Mr. Bolus in one sense, but when you people are talking about costing you extra money by buying Chorba's land what do you get? It already has the stuff up there that you need. Very little excavating. You got water, electric, and you got sewers already there. All right?

Now, you got -- I'm not against you putting it up there on the 48 acres, but that's not the spot for it. This is centrally located, easy to get at, no problems with your equipment.

That's unstable land up there. You have yet to prove to me that there's nothing underneath that land. Nobody ever got a word back saying there wasn't.

So I'm telling you, that's the place to go. Go up the road and buy that, save yourself money in the long run. You want to

1 you comment on anything? How can you accept a
2 list of the bills --

3 MS. MENICHETTI: I understand that.
4 We will get it to you. We will.

5 MR. MORRELL: On the treasurer's
6 report, the flowers, it seems as though you
7 spent \$150 for McCarthy Flowers. Can you tell
8 me what that was for?

9 MS. MENICHETTI: Do you want to
10 elaborate on that, Christine?

11 MRS. HARTSHORN: I believe it was
12 for the Memorial Day wreaths.

13 MS. MENICHETTI: The wreaths for
14 Memorial Day for the VFW --

15 MR. MORRELL: I thought that you
16 made a motion one time that if there's a
17 business in town, that business should stay in
18 town. And we have a flower shop in town we've
19 been dealing with forever. I believe that
20 they only charge \$100, and this bill is for
21 \$150.

22 MS. MENICHETTI: Well, that's where
23 they were ordered from.

24 MR. MORRELL: Any idea when I can
25 get the list that I asked for?

1 MS. MENICHETTI: Christine, where
 2 are you with this list? Are you having any
 3 progress with it at all?
 4 MRS. HARTSHORN: I was planning on
 5 trying to start today, but with Ken being out
 6 I was swamped. I am going to be busy some of
 7 the week training Ken on other things. I'm
 8 going to be on vacation. I'm going to try and
 9 get to it before I leave. At least half of
 10 it. There's some stuff on there that requires
 11 a lot of research.
 12 MS. MENICHETTI: All right. Well,
 13 we'll get it to you as soon as we can,
 14 Mr. Morrell.
 15 MR. MORRELL: We're still waiting
 16 for you to accept the minutes from the May 26,
 17 2005 monthly meeting. Do you have any idea
 18 when we're going to get last April's minutes?
 19 MS. MENICHETTI: Mark is working on
 20 them. He did take the tapes. He's working on
 21 them. We're trying. We're really trying.
 22 MR. MORRELL: We're accepting
 23 minutes now when we have minutes that are over
 24 a year old that were never accepted.
 25 MS. MENICHETTI: I know. I'm aware

1 MRS. MORRELL: Elaine Morrell, 315
 2 George Street. I am in agreement with finally
 3 moving forward on the 48 acres. We have been
 4 going back and forth on this for several years
 5 now. We have wasted time and money by not
 6 moving forward. It was always a couple
 7 council people who were throwing their wrench
 8 in the bucket and stopping the project.
 9 And another thing is, I see you're
 10 going to be hiring additional people at the
 11 civic center, and again I don't see Bob
 12 Galli's name. This young man applied several
 13 times. Is there any reason why he is not even
 14 being in consideration for this position?
 15 MS. MENICHETTI: They're
 16 interviewing over there, the two assistant
 17 directors, and they came up with these names.
 18 Now they require certain qualifications, and
 19 evidently he's not qualified. I don't know.
 20 I'm not involved in the interviewing process
 21 over there. I never have been. This is up to
 22 the director and the assistant director. They
 23 are doing that.
 24 MR. BARNICK: Evans applied, too.
 25 She's not --

1 of that.
 2 MR. MORRELL: And I'm still looking
 3 for the information on CompuData and what all
 4 the bills were from CompuData.
 5 MS. MENICHETTI: From what I
 6 understand -- and I questioned Christine and
 7 Ken. They said it was for training.
 8 Evidently we got new software --
 9 MR. MORRELL: Every month?
 10 MS. MENICHETTI: Isn't that for
 11 support training, Christine? She's the one
 12 who called so I'm not sure. I really don't
 13 know what they're using.
 14 MR. MORRELL: It's, like, four or
 15 five bills.
 16 MS. MENICHETTI: Well, they charge
 17 every time you call, evidently. We have all
 18 new software, we have new people to train.
 19 MR. MORRELL: Who's getting
 20 trained?
 21 MS. MENICHETTI: Usually the
 22 treasurer.
 23 MR. MORRELL: We're on number
 24 seven.
 25 MS. MENICHETTI: Anyone else?

1 MS. MENICHETTI: She wanted a job at
 2 the park only because they told her that they
 3 didn't have enough people at the park so they
 4 were cutting down on the amount of children
 5 they were accepting. So she said well, in
 6 that case I'll work up there. But she didn't
 7 want a job at the civic center, she just
 8 wanted to help out at the park. And they did
 9 hire somebody else in the meantime. So that's
 10 what happened.
 11 MRS. MORRELL: You mentioned several
 12 times about hiring people that live in Throop
 13 first, give them an opportunity --
 14 MS. MENICHETTI: But you have
 15 certain qualifications that have to be adhered
 16 to because it's subsidized by the state. If
 17 they don't have the qualifications, Elaine,
 18 we'll lose our subsidy.
 19 MRS. MORRELL: For monitors? I
 20 don't think so. I don't think you lose
 21 anything --
 22 MS. MENICHETTI: We're not hiring
 23 monitors, we're hiring day care workers for
 24 summer camp or --
 25 MR. LUKASEWICZ: Daryl, can we put

an additional motion on to hire Bobby Galli as a monitor at the civic center? Just strictly as a monitor. The kid has tried to get over there for years and years and I see no reason why --

MS. MENICHETTI: I don't know why we're going over the heads of the department heads that we put there.

MR. BARNICK: Apparently they're not doing the right thing.

MS. MENICHETTI: According to you they're not.

MR. BARNICK: I know they're not.

MR. LUKASEWICZ: Bobby is a very nice young man --

MS. MENICHETTI: Because you owe favors to people so now you have to pay them back.

MR. BARNICK: If you do what's right you hire people who live in town.

MS. MENICHETTI: You have a recommendation from the people in charge over there, they're telling you who they want, and you're going to put in somebody who you want whether they're qualified or not. So now we

have kids watching kids.

MR. LUKASEWICZ: He will be a monitor. Just a monitor. A basic monitor.

MS. MENICHETTI: And you can lose another \$250,000.

MRS. HARTSHORN: You better be careful. They do need experience.

MR. LUKASEWICZ: Not for monitors. For basic monitors anybody can --

MRS. HARTSHORN: They had staff meetings, they went through a lot over there. You really need experience.

MS. MENICHETTI: I'm not taking responsibility. Anyone else, please? Elaine, are you finished?

MRS. MORRELL: No. The motion 31 does say to hire monitors. It does include hiring monitors. You said they're not hiring monitors.

And I just want to comment on the minutes again. I don't know why we have an assistant secretary since last summer and she hasn't worked on any minutes at all when for years we had assistant secretaries working on minutes. I can't expect Mark to do the

1 minutes from a tape as he would transcribe as
2 he does as a stenographer.

3 MS. MENICHETTI: These people are
4 working.

5 MRS. SHORTZ: That has been
6 suggested on several occasions and Mr. Barnick
7 has refused to allow her to do the minutes
8 because he doesn't want her doing them.

9 MRS. MORRELL: That was recently. I
10 know it was one person recently. There are
11 seven members on council. And this goes back
12 to April of last year.

13 MRS. SHORTZ: Because of the
14 comments that he made I wasn't comfortable
15 having her doing it because he can make
16 accusations and then she's the one that has to
17 explain herself. So since he doesn't want it,
18 that's fine by me. We'll have somebody
19 outside do it.

20 MRS. MORRELL: Accusations were made
21 last year on the other assistant secretary's
22 minutes. That's all I have to say.

23 MRS. SHORTZ: Because there were two
24 sets.

25 MR. BARNICK: Accusations were made

1 about a lot of things. You still went
2 forward.

3 MRS. SHORTZ: There were two sets on
4 four meetings --

5 MRS. MORRELL: There were two sets
6 of minutes. You work on them and then you
7 correct spelling --

8 MRS. SHORTZ: That's not the
9 corrections that were made. They were totally
10 different.

11 MS. MENICHETTI: I have the
12 documents. I have the two sets of minutes.

13 MRS. MORRELL: I do, too.

14 MS. MENICHETTI: They were 80 pages
15 and the submitted copy was 40 pages. Twenty
16 pages were eliminated.

17 MRS. SHORTZ: And the recommendation
18 from the district attorney was to get a
19 stenographer to do them and we did.

20 MRS. MORRELL: If you look at the
21 highlighted differences, there was nothing
22 major in those differences -- in those
23 minutes. There was nothing major in those
24 differences in the minutes.

25 MS. MENICHETTI: Perhaps, but that

1 wasn't her decision to make.

2 MRS. MORRELL: That's the way they
3 were always done. If you go back to probably
4 20 years ago the minutes are not done word for
5 word. You go to other boroughs, minutes are
6 just a few pages long. It's the motions,
7 comments on the questions, and not elaborated
8 into word for word and comments on that.

9 MS. MENICHETTI: I know that and we
10 went through that, but it was through a motion
11 that we decided that council -- I'm not sure
12 if I was on council at the time -- decided
13 that they wanted all these comments. That's
14 how it began that every word had to be typed
15 in there.

16 MRS. MORRELL: So Christine is not
17 capable of doing minutes by listening to the
18 tape?

19 MS. MENICHETTI: I never said she
20 wasn't capable of doing it.

21 MRS. MORRELL: She's been here since
22 last year.

23 MRS. SHORTZ: As I said, it's not a
24 matter of capability, it's a matter of certain
25 members of council not wanting her to do

1 MRS. MORRELL: It's the
2 responsibility of council to have the minutes
3 done. It seems to be a big problem, some of
4 the wording was different and some -- I don't
5 know, maybe silly comments were not included
6 in the minutes when there was -- she said two
7 sets of minutes -- actually the draft she was
8 still working on and the finished minutes. So
9 you'd rather have no minutes? No motions, no
10 minutes, no other questions?

11 MRS. SHORTZ: Elaine, when you were
12 secretary and Christina was assistant
13 secretary we had four meetings in a row
14 without minutes, and every time I requested
15 them you told me you were too busy. You had a
16 million excuses why they weren't getting
17 done.

18 MR. BARNICK: So now we're 25
19 meetings in a row without minutes.

20 MRS. SHORTZ: It's no different now
21 than it was then. You didn't mind it then,
22 don't worry about it now. We'll get them
23 done.

24 MR. BARNICK: That's four meetings
25 or 25 meetings. Right? Doing a great job.

1 them. And I'm not willing to get into that
2 argument with them.

3 MR. BARNICK: And I don't understand
4 that one. They overrode --

5 MRS. MORRELL: I know. There's
6 seven members of council.

7 MR. BARNICK: All the sudden the one
8 issue, they make an issue out of it.

9 MRS. SHORTZ: You make issues on
10 whatever you choose, Mr. Barnick, I'll make
11 issues on what I choose. The recommendation
12 from the district attorney was to have a
13 stenographer do it.

14 MR. BARNICK: There was no
15 recommendation.

16 MRS. SHORTZ: Yes, there was. I
17 have the letter.

18 MR. BARNICK: It was a suggestion.

19 MRS. SHORTZ: Well, suggestion,
20 recommendation. It's the same thing.

21 MR. BARNICK: Like the DA's going to
22 look at something like that. Just like the
23 Throop Booster Club you were all set on.
24 Cleared, aren't they? And they did a
25 beautiful job, too, over the weekend.

1 Great job.

2 MS. MENICHETTI: Well, we are
3 trying.

4 MR. LUKASEWICZ: Get a rough draft
5 of the minutes that Christine prepares,
6 basically just say which motions came to the
7 floor and passed. Are you satisfied with them
8 and that's what happened at the meeting?

9 MRS. SHORTZ: Well, my opinion, in
10 order to continue to work forward, we have to
11 know what motions were passed at the previous
12 meeting so we can move forward. So in that
13 regard I'm fine. My understanding is that
14 full minutes, though, have to be done --

15 MR. LUKASEWICZ: The official
16 record, yes.

17 MRS. SHORTZ: That's what we're
18 waiting for. I feel this is helpful for us to
19 be able to at least know what happened.

20 MR. LUKASEWICZ: Start in the right
21 direction.

22 MRS. SHORTZ: Right.

23 MS. MENICHETTI: We can't accept
24 them as minutes.

25 MR. LUKASEWICZ: It's a guide so we

know what transpired, what has passed.

MRS. SHORTZ: Like you said, you can't always remember what was voted and what the exact wording was. So that is helpful, yes. I have no problem with that.

MS. MENICHETTI: Anything else?

MRS. MORRELL: Yes. The four meetings that Susan is talking about was in a period of time running from January to February. There were four meetings within two months or within six weeks. There's a big difference in four meetings in six weeks not being done and months of meetings not being done in over a year. That's a great big difference, Susan. I think you have enough common sense to realize that.

MS. SHORTZ: I believe it went from January to April we didn't have minutes. We got them --

MRS. MORRELL: Christine was gone the end of March.

MRS. SHORTZ: And that's when we got them, when she left. It was almost April, last of March, and she submitted them.

MRS. MORRELL: That's not true.

1 \$14,307 for the Sulphur Creek project. That
2 should be for the Lackawanna River levy
3 project.

4 MS. MENICHETTI: Is there anyone
5 else? Let's begin the meeting, please. We're
6 going to call a very short executive session.
7 If you would all just leave into the hallway,
8 please. We'll only be five minutes.

9 (Whereupon a brief recess was taken
10 at this time.)

11 MS. MENICHETTI: Mr. Barnick, would
12 you like to sit over here if it's bothering
13 you?

14 MR. BARNICK: No, I don't want it in
15 my eyes at all.

16 MR. LUKASEWICZ: It does come in
17 your eyes and you are blinded.

18 MS. MENICHETTI: He claims that he
19 has to have it on.

20 MR. BARNICK: Too bad. Figure out
21 another way. Figure out another way to do
22 it.

23 MR. LUKASEWICZ: He didn't have it
24 on last time, did he?

25 MR. BARNICK: No, he didn't.

MRS. SHORTZ: That's when she submitted them, at the meeting prior to her resignation.

MRS. MORRELL: No, that's not true.

MRS. SHORTZ: Yes, it is.

MS. MENICHETTI: We did hire somebody to do these minutes. It's not as if we neglected them. She just quit on us.

MRS. MORRELL: Even then, even back then, instead of having the assistant secretary do the minutes, you still do not want her to do them, and I don't know why.

MS. MENICHETTI: You know, Elaine, it was your suggestion that we do that to begin with. You sent us a memo when you were here that you suggested that we hire a stenographer.

MRS. MORRELL: A stenographer. Not a transcriptionist, Daryl, a stenographer. And my recommendation was Mr. Mark Wozniak. Not a transcriptionist. There's a big difference.

MR. LUKASEWICZ: Daryl, there's one motion that I have to do first. Number 25, payment to Chorba Demolition in the amount of

1 MS. MENICHETTI: Did you have the
2 light on the last time?

3 MR. BARNICK: No, he did not. He
4 did not. You did not have it on.

5 (Whereupon a brief discussion was
6 held off the record.)

7 MS. MENICHETTI: We're going to
8 begin the meeting. Motion number one, to
9 accept --

10 MR. LUKASEWICZ: Wait.

11 MS. MENICHETTI: I'm sorry. We had
12 an executive session to hire two temporary
13 officers, police officers, at 32 hours.

14 MR. LUKASEWICZ: That would be
15 motion number what --

16 MS. MENICHETTI: Motion number 15
17 will be 15 and 15A.

18 MR. LUKASEWICZ: One would be to
19 hire --

20 MS. MENICHETTI: William Hazelton
21 and the second will be to hire Chris Granza.

22 MR. LUKASEWICZ: Both will be for 32
23 hours.

24 MS. MENICHETTI: Thirty-two hours
25 and on a 90 days at a time basis.

1 MR. LUKASEWICZ: At a rate of \$12.50
 2 an hour, current part-time police rates.
 3 MS. MENICHETTI: Motion number one,
 4 to accept the zoning report and the landfill
 5 inspector's report.
 6 MR. LUKASEWICZ: I'll make the
 7 motion.
 8 MS. MENICHETTI: Motion by Mr.
 9 Lukasewicz. Second?
 10 MR. BARONE: I'll second it.
 11 MS. MENICHETTI: Seconded by Mr.
 12 Barone. On the question?
 13 MR. LUKASEWICZ: Yeah, on the
 14 question, the landfill inspector's report, is
 15 anything going on up there that we should be
 16 aware of out of the ordinary or is it
 17 basically the same process?
 18 MR. CABITS: They got the both sides
 19 working. That's it. And DEP's been up there
 20 quite a few times and water conservation.
 21 They're checking. They've been testing that.
 22 And PennDOT's been there quite a few times.
 23 They've nailed a lot of trucks.
 24 MR. LUKASEWICZ: Out of state?
 25 MR. CABITS: Well, they've really

1 bills, June 2005, \$67,942.72. Revenue report,
 2 June 2005, \$87,751.81. And there's one more
 3 Keystone Landfill credit left.
 4 MR. LUKASEWICZ: Do you have any
 5 idea if the bill that we spoke about at the
 6 work session, the Scranton Times, and other
 7 items that weren't paid, were they paid?
 8 MRS. HARTSHORN: I wasn't at the
 9 work session.
 10 MR. LUKASEWICZ: Do we have any idea
 11 if the bills were ever paid?
 12 MS. MENICHETTI: To my knowledge
 13 they were.
 14 MRS. HARTSHORN: We are up to date.
 15 MR. LUKASEWICZ: I know we spoke at
 16 the work session that the Scranton Times bills
 17 from, like, months back weren't paid.
 18 MR. BARNICK: Not only Scranton
 19 Times, there are many bills from 2004 that
 20 have not been paid.
 21 MS. MENICHETTI: I asked about the
 22 Scranton times bill. They said they were
 23 paid.
 24 MR. LUKASEWICZ: I'm just concerned
 25 that bills that weren't paid --

1 been at Keystone, because one of the trucks
 2 coming there, Mr. Lukasewicz, flipped over.
 3 So after that accident they've been on them
 4 quite a bit.
 5 MR. LUKASEWICZ: Other than that,
 6 everything's fine?
 7 MR. CABITS: Yes.
 8 MS. MENICHETTI: Anyone else on the
 9 question? Roll call, please.
 10 MRS. HARTSHORN: Mr. Lukasewicz?
 11 MR. LUKASEWICZ: For.
 12 MRS. HARTSHORN: Mr. Barone?
 13 MR. BARONE: For.
 14 MRS. HARTSHORN: Ms. Menichetti?
 15 MS. MENICHETTI: For.
 16 MRS. HARTSHORN: Mr. Barnick?
 17 MR. BARNICK: For.
 18 MRS. HARTSHORN: Mrs. Shortz?
 19 MRS. SHORTZ: For.
 20 MS. MENICHETTI: All in favor.
 21 Motion carried.
 22 Treasurer's report. Mr. Hegedus is
 23 not here. Do you want to read it, Christine?
 24 MRS. HARTSHORN: Unpaid bills, June
 25 2005. Items for payment, \$25,863.25. Paid

1 MS. MENICHETTI: I don't know of any
 2 bills that are not paid. Motion, please? Do
 3 we have a motion to accept the treasurer's
 4 report as read or posted and pay the monthly
 5 bills against the borough?
 6 MS. JOHNSON: I'll make the motion.
 7 MS. MENICHETTI: Motion by
 8 Ms. Johnson. Second?
 9 MRS. SHORTZ: I'll second it.
 10 MS. MENICHETTI: Seconded by Mrs.
 11 Shortz. Anyone else on the question? Roll
 12 call, please.
 13 MRS. HARTSHORN: Ms. Johnson?
 14 MS. JOHNSON: For.
 15 MRS. HARTSHORN: Mrs. Shortz?
 16 MRS. SHORTZ: For.
 17 MRS. HARTSHORN: Ms. Menichetti?
 18 MS. MENICHETTI: For.
 19 MRS. HARTSHORN: Mr. Barone?
 20 MR. BARONE: Against.
 21 MRS. HARTSHORN: Mr. Barnick?
 22 MR. BARNICK: Against.
 23 MRS. HARTSHORN: Mr. Lukasewicz?
 24 MR. LUKASEWICZ: Well, if I vote
 25 against it the bills don't get paid. The

bills have to be paid even though I'm a little reluctant to vote in favor of it because I really don't know what has been paid. I know we spoke --

MS. MENICHETTI: Well, you have a list of all your paid bills, you have your revenue report, and you have the Keystone Landfill credit. That's what we're voting on. And you have the report in your pack.

MR. BARNICK: They're not accurate, according to Mr. Hegedus. We found other bills that have not been paid from last year.

MS. MENICHETTI: Doesn't mean the reports are not accurate. It just means he found unpaid bills somewhere.

MR. BARNICK: The bills have not been paid from vendors for months and months.

MR. LUKASEWICZ: I have to vote. What I'm going to do, reluctantly, I'm going to vote in favor of the bills. For the record, I'm going to state that I am aware that there are some deficiencies and irregularities that I really don't know enough about but I do know that they do exist.

MS. MENICHETTI: You're voting for?

1 receive an opinion about whether a president
2 of council needs to sign all contracts and
3 everything which is stated in the borough
4 code. I never received that opinion and it's
5 over 30 days now. So I will not be voting for
6 his pay.

7 And again, I was not represented by
8 the solicitor as per borough code, which
9 states each and every council person, when
10 requested, will receive a written opinion from
11 the solicitor.

12 MR. BRAZIL: I did give you an
13 opinion on the lame duck and it cites the
14 cases that you wanted.

15 MR. BARNICK: It only cites the
16 case. I asked you for the case law
17 specifically.

18 MR. BRAZIL: Which are the cases.

19 MR. BARNICK: Case law. The reading
20 of the case law.

21 MR. BRAZIL: You want the cases? I
22 mean, I've cited the cases.

23 MR. BARNICK: I've got them now.

24 MR. BRAZIL: And they're in the
25 letter, the cites for them.

MR. LUKASEWICZ: Yes, just to have them paid.

MS. MENICHETTI: I think Sue has to vote yet.

MRS. HARTSHORN: She voted already.

MS. MENICHETTI: Christine, the person who made the motion will vote first, the person who seconded, and I'll vote last. Okay? Like we always do.

All right. The vote was four for and two against. Motion carried.

Motion number three, to pay all the employees of the borough.

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?

MR. BARNICK: Yeah, on the question, I will not be voting for Mr. Brazil's pay. I did receive an opinion -- it took almost 30 days again -- on what I requested about the lame duck situation. But I did not receive actual case law that I asked for, nor did I

1 MR. BARNICK: I got them. I
2 couldn't wait any longer for you. You only
3 wait until the weekend before a meeting and
4 then you give them up.

5 MS. MENICHETTI: Anyone else on the
6 question?

7 MR. BARNICK: Yeah, just one more
8 thing on the question. What is this about,
9 the civil service, here? Research civil
10 service, research, finalize letter. What's
11 that about?

12 MR. BRAZIL: The chief called me
13 before he came to this work session,
14 addressing if he hired officers would they
15 have to go through civil service, what were
16 the steps. Okay? And I did research on that
17 at his request. That's what that's relating
18 to.

19 MR. LUKASEWICZ: There is a letter
20 that was drafted, finalized letter?

21 MR. BRAZIL: There's a letter. The
22 letter's not related to the civil service.
23 That was another letter that I sent out. I
24 didn't send a letter out on the civil service
25 but there is a separate letter, and that was

1 part of the work I did, the civil service --
 2 MR. LUKASEWICZ: Was that to the
 3 chief?
 4 MR. BRAZIL: No, I didn't send --
 5 the chief had asked me if they were hiring,
 6 okay, what were the steps and what was
 7 necessary to go though the civil service.
 8 That's what I did the research on. There was
 9 a separate individual letter on that. I will
 10 get that. I don't know -- off the top of my
 11 head I don't know which one that was. It was
 12 something unrelated to the civil service.
 13 MS. MENICHETTI: Anyone else? Roll
 14 call, please, Christine.
 15 MRS. HARTSHORN: Ms. Johnson?
 16 MS. JOHNSON: For.
 17 MRS. HARTSHORN: Mrs. Shortz?
 18 MRS. SHORTZ: For.
 19 MRS. HARTSHORN: Mr. Barone?
 20 MR. BARONE: All except Mr. Brazil's
 21 pay.
 22 MRS. HARTSHORN: Mr. Barnick?
 23 MR. BARNICK: For all except as
 24 noted.
 25 MRS. HARTSHORN: Mr. Lukasewicz?

1 motion by Ms. Johnson to accept correspondence
 2 as read or posted. May I have a second,
 3 please?
 4 MS. SHORTZ: I'll second it.
 5 MS. MENICHETTI: On the question?
 6 Roll call, please.
 7 MRS. HARTSHORN: Ms. Johnson?
 8 MS. JOHNSON: For.
 9 MRS. HARTSHORN: Mrs. Shortz?
 10 MRS. SHORTZ: For.
 11 MRS. HARTSHORN: Mr. Barone?
 12 MR. BARONE: For.
 13 MRS. HARTSHORN: Mr. Barnick?
 14 MR. BARNICK: For.
 15 MRS. HARTSHORN: Mr. Lukasewicz?
 16 MR. LUKASEWICZ: For.
 17 MRS. HARTSHORN: Ms. Menichetti?
 18 MS. MENICHETTI: For. All in
 19 favor. Motion carried.
 20 Motion number five, to accept the
 21 minutes from the May 26, 2005 monthly
 22 meeting. Motion, please?
 23 MRS. SHORTZ: I'll make that
 24 motion.
 25 MS. MENICHETTI: Motion by Mrs.

1 MR. LUKASEWICZ: For all except the
 2 solicitor.
 3 MRS. HARTSHORN: Ms. Menichetti?
 4 MS. MENICHETTI: For. All in favor
 5 except as noted.
 6 Motion number four, to accept the
 7 correspondence as read or posted. Motion,
 8 please?
 9 MS. JOHNSON: I'll make the motion.
 10 MRS. SHORTZ: I'll second it.
 11 MR. LUKASEWICZ: He doesn't get
 12 paid. The mayor's not here to break it.
 13 MS. MENICHETTI: Well, then, you
 14 don't have to work this month.
 15 MR. BRAZIL: I already worked for
 16 that. I can wait.
 17 MS. MENICHETTI: What do you do if
 18 there's a tie, Mr. Brazil?
 19 MR. BRAZIL: You ask the mayor. The
 20 mayor's not here.
 21 MS. MENICHETTI: What do we do?
 22 MR. BRAZIL: Well, all the bills
 23 except mine are paid. The next meeting when
 24 you have a full council consider it again.
 25 MS. MENICHETTI: Okay. We do have a

1 Shortz. Second?
 2 MS. JOHNSON: I'll second.
 3 MS. MENICHETTI: Seconded by Ms.
 4 Johnson. On the question? Roll call, please.
 5 MRS. HARTSHORN: Mrs. Shortz?
 6 MRS. SHORTZ: For.
 7 MRS. HARTSHORN: Ms. Johnson?
 8 MS. JOHNSON: For.
 9 MRS. HARTSHORN: Mr. Barone?
 10 MR. BARONE: Against.
 11 MRS. HARTSHORN: Mr. Barnick?
 12 MR. BARNICK: For.
 13 MRS. HARTSHORN: Mr. Lukasewicz?
 14 MR. LUKASEWICZ: For.
 15 MRS. HARTSHORN: Ms. Menichetti?
 16 MS. MENICHETTI: For. Five for, one
 17 against. Motion carried.
 18 Motion number six, to authorize
 19 payment to Mark Wozniak in the amount of \$309
 20 for the May 26, 2005 monthly meeting. Motion,
 21 please?
 22 MS. JOHNSON: I'll make the motion.
 23 MS. MENICHETTI: Motion by Ms.
 24 Johnson. Second? Mr. Barone, you want to
 25 second that?

MR. BARONE: Yes.
 MS. MENICHETTI: Seconded by Mr. Barone. On the question? Roll call, please.
 MRS. HARTSHORN: Ms. Johnson?
 MS. JOHNSON: For.
 MRS. HARTSHORN: Mr. Barone?
 MR. BARONE: For.
 MRS. HARTSHORN: Mrs. Shortz?
 MRS. SHORTZ: For.
 MRS. HARTSHORN: Mr. Barnick?
 MR. BARNICK: I'm going to vote for because you did the work, but presently I'm against having a stenographer.

MRS. HARTSHORN: Mr. Lukasewicz?
 MR. LUKASEWICZ: For.
 MRS. HARTSHORN: Ms. Menichetti?
 MS. MENICHETTI: For. All in favor. Motion carried.

Motion number seven, motion to authorize the loan payment in the amount of \$233 to Keystone Sanitary Landfill on or --

MR. BARONE: It's \$233,000.
 MS. MENICHETTI: \$233,000 to Keystone Sanitary Landfill, Incorporated on or

1 Motion number eight, to authorize
 2 payment to Building Inspection Underwriters,
 3 Incorporated in the amount of \$229.91 for
 4 permits for the month of May 2005. Motion,
 5 please?

6 MS. JOHNSON: I'll make the motion.
 7 MS. MENICHETTI: Motion by
 8 Ms. Johnson. Second?

9 MS. SHORTZ: I'll second it.
 10 MS. MENICHETTI: Seconded by
 11 Mrs. Shortz. On the question? Roll call,
 12 please.

13 MRS. HARTSHORN: Ms. Johnson?

14 MS. JOHNSON: For.

15 MRS. HARTSHORN: Mrs. Shortz?

16 MRS. SHORTZ: For.

17 MRS. HARTSHORN: Mr. Barone?

18 MR. BARONE: Against.

19 MRS. HARTSHORN: Mr. Barnick?

20 MR. BARNICK: For.

21 MRS. HARTSHORN: Mr. Lukasewicz?

22 MR. LUKASEWICZ: For.

23 MRS. HARTSHORN: Ms. Menichetti?

24 MS. MENICHETTI: For. Five for, one
 25 against. Motion carried.

1 before July 20, 2005. This represents the
 2 second of three payments for this year. The
 3 third payment in the amount of \$233,000 is due
 4 on or before October 20, 2005. May I have a
 5 motion, please?

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

7 MS. MENICHETTI: Motion by
 8 Mrs. Shortz. Second?

9 MS. JOHNSON: I'll second.

10 MS. MENICHETTI: Seconded by
 11 Ms. Johnson. On the question? Roll call,
 12 please.

13 MRS. HARTSHORN: Mrs. Shortz?

14 MRS. SHORTZ: For.

15 MRS. HARTSHORN: Ms. Johnson?

16 MS. JOHNSON: For.

17 MRS. HARTSHORN: Mr. Barone?

18 MR. BARONE: For.

19 MRS. HARTSHORN: Mr. Barnick?

20 MR. BARNICK: For.

21 MRS. HARTSHORN: Mr. Lukasewicz?

22 MR. LUKASEWICZ: For.

23 MRS. HARTSHORN: Ms. Menichetti?

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

1 Motion number nine, to authorize
 2 payment to Frederick C. Spott and Associates,
 3 Incorporated in the amount of \$12,296.50 for
 4 professional services rendered for the month
 5 of May 2005. Motion, please?

6 MR. LUKASEWICZ: I'll make the
 7 motion.

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

10 MR. BARNICK: Second.

11 MS. MENICHETTI: Seconded by Mr.
 12 Barnick. On the question? Roll call.

13 MRS. HARTSHORN: Mr. Lukasewicz?

14 MR. LUKASEWICZ: For.

15 MRS. HARTSHORN: Mr. Barnick?

16 MR. BARNICK: For.

17 MRS. HARTSHORN: Mr. Barone?

18 MR. BARONE: For.

19 MRS. HARTSHORN: Ms. Johnson?

20 MS. JOHNSON: For.

21 MRS. HARTSHORN: Mrs. Shortz?

22 MRS. SHORTZ: Against.

23 MRS. HARTSHORN: Ms. Menichetti?

24 MS. MENICHETTI: For. Five for, one
 25 against. Motion carried.

1 Motion number ten, to allocate
 2 \$17,500 to each of the three fire departments:
 3 Throop Hose Company No. 1, Throop Hose Company
 4 No. 2, and Throop Hose Company Number 3. This
 5 represents one-half of the annual allotment.
 6 Motion, please?
 7 MRS. SHORTZ: I'll make that motion.
 8 MS. JOHNSON: I'll second it.
 9 MS. MENICHETTI: Motion by Mrs.
 10 Shortz, seconded by Ms. Johnson. On the
 11 question? Roll call, please.
 12 MRS. HARTSHORN: Mrs. Shortz?
 13 MRS. SHORTZ: For.
 14 MRS. HARTSHORN: Ms. Johnson?
 15 MS. JOHNSON: For.
 16 MRS. HARTSHORN: Mr. Barone?
 17 MR. BARONE: For.
 18 MRS. HARTSHORN: Mr. Barnick?
 19 MR. BARNICK: For.
 20 MRS. HARTSHORN: Mr. Lukasewicz?
 21 MR. LUKASEWICZ: For.
 22 MRS. HARTSHORN: Ms. Menichetti?
 23 MS. MENICHETTI: For. All in
 24 favor. Motion carried.
 25 Motion number 11, to allocate \$200

1 resignations of Kim Musewicz and Kathleen Russ
 2 from the civil center. Motion, please?
 3 MR. BARONE: I'll make that.
 4 MS. MENICHETTI: Motion by Mr.
 5 Barone. Second?
 6 MS. JOHNSON: I'll second.
 7 MS. MENICHETTI: Seconded by Ms.
 8 Johnson. On the question? Roll call,
 9 please.
 10 MRS. HARTSHORN: Mr. Barone?
 11 MR. BARONE: For.
 12 MRS. HARTSHORN: Ms. Johnson?
 13 MS. JOHNSON: For.
 14 MRS. HARTSHORN: Mr. Barnick?
 15 MR. BARNICK: For.
 16 MRS. HARTSHORN: Mr. Lukasewicz?
 17 MR. LUKASEWICZ: For.
 18 MRS. HARTSHORN: Mrs. Shortz?
 19 MRS. SHORTZ: For.
 20 MRS. HARTSHORN: Ms. Menichetti?
 21 MS. MENICHETTI: For. All in
 22 favor. Motion carried.
 23 Motion number 13, to develop a
 24 part-time police policy.
 25 MR. LUKASEWICZ: I'll make that

1 to Ed Bocan, fire marshal, and to allocate
 2 \$100 each to Maurice Menichetti and Jerry
 3 Barone, assistant fire marshals. This
 4 represents one-half of the annual allotments.
 5 Motion, please?
 6 MRS. SHORTZ: I'll make that
 7 motion.
 8 MS. JOHNSON: I'll second it.
 9 MS. MENICHETTI: Motion by
 10 Mrs. Shortz, seconded by Ms. Johnson. On the
 11 question? Roll call, please.
 12 MRS. HARTSHORN: Mrs. Shortz?
 13 MRS. SHORTZ: For.
 14 MRS. HARTSHORN: Ms. Johnson?
 15 MS. JOHNSON: For.
 16 MRS. HARTSHORN: Mr. Barone?
 17 MR. BARONE: For.
 18 MRS. HARTSHORN: Mr. Barnick?
 19 MR. BARNICK: For.
 20 MRS. HARTSHORN: Mr. Lukasewicz?
 21 MR. LUKASEWICZ: For.
 22 MRS. HARTSHORN: Ms. Menichetti?
 23 MS. MENICHETTI: For. All in
 24 favor. Motion carried.
 25 Motion number 12, to accept the

1 motion.
 2 MS. MENICHETTI: Motion by Mr.
 3 Lukasewicz. Second?
 4 MS. SHORTZ: I'll second it.
 5 MS. MENICHETTI: Seconded by
 6 Mrs. Shortz. On the question? Roll call,
 7 please.
 8 MRS. HARTSHORN: Mr. Lukasewicz?
 9 MR. LUKASEWICZ: For.
 10 MRS. HARTSHORN: Mrs. Shortz?
 11 MRS. SHORTZ: For.
 12 MRS. HARTSHORN: Mr. Barone?
 13 MR. BARONE: For.
 14 MRS. HARTSHORN: Mr. Barnick?
 15 MR. BARNICK: For.
 16 MRS. HARTSHORN: Ms. Johnson?
 17 MS. JOHNSON: For.
 18 MRS. HARTSHORN: Ms. Menichetti?
 19 MS. MENICHETTI: For. All in
 20 favor. Motion carried. Motion number 14, to
 21 advertise for part-time police officers.
 22 Motion, please?
 23 MRS. SHORTZ: I'll make that motion.
 24 MS. MENICHETTI: Motion by Mrs.
 25 Shortz. Second? May I have a second,

please?

MR. LUKASEWICZ: I'll second that.

MS. MENICHETTI: Seconded by

Mr. Lukasewicz. On the question?

MR. BARONE: This is for --

MR. LUKASEWICZ: This is just to -
advertise for part-time police. There's a
list available for the chief.

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

MRS. HARTSHORN: Mrs. Shortz?

MRS. SHORTZ: For.

MRS. HARTSHORN: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MRS. HARTSHORN: Mr. Barone?

MR. BARONE: For.

MRS. HARTSHORN: Mr. Barnick?

MR. BARNICK: For.

MRS. HARTSHORN: Ms. Johnson?

MS. JOHNSON: For.

MRS. HARTSHORN: Ms. Menichetti?

MS. MENICHETTI: For. All in

favor. Motion carried.

The next motion is motion number
15. It will be in two parts. Number one will

be to hire William Hazelton on a temporary
basis as a part-time police officer due to
severe shortages in the police department
scheduling, and to have the solicitor draw up
an agreement. It's \$12 an hour, 32 hours a
week, and this will be done at 90-day
intervals.

MRS. SHORTZ: It's \$12.50 an hour.

MS. MENICHETTI: I'm sorry, \$12.50.

MR. LUKASEWICZ: I'll make that
motion.

MS. MENICHETTI: Motion by

Mr. Lukasewicz. Second, please?

MRS. SHORTZ: I'll second it.

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

MRS. HARTSHORN: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MRS. HARTSHORN: Mrs. Shortz?

MRS. SHORTZ: For.

MRS. HARTSHORN: Mr. Barone?

MR. BARONE: For.

MRS. HARTSHORN: Mr. Barnick? -

MR. BARNICK: For.

MRS. HARTSHORN: Ms. Johnson?

1 MS. JOHNSON: For.

2 MRS. HARTSHORN: Ms. Menichetti?

3 MS. MENICHETTI: For. All in

4 favor. Motion carried.

5 The next will be the same motion but
6 to hire Chris Granza at the same rate, same
7 amount of hours.

8 MR. LUKASEWICZ: I'll make that
9 motion again.

10 MRS. SHORTZ: I'll second it.

11 MS. MENICHETTI: Motion by Mr.

12 Lukasewicz, seconded by Mrs. Shortz. On the
13 question? Roll call, please.

14 MRS. HARTSHORN: Mr. Lukasewicz?

15 MR. LUKASEWICZ: For.

16 MRS. HARTSHORN: Mrs. Shortz?

17 MRS. SHORTZ: For.

18 MRS. HARTSHORN: Mr. Barone?

19 MR. BARONE: For.

20 MRS. HARTSHORN: Mr. Barnick?

21 MR. BARNICK: For.

22 MRS. HARTSHORN: Ms. Johnson?

23 MS. JOHNSON: For.

24 MRS. HARTSHORN: Ms. Menichetti?

25 MS. MENICHETTI: For. All in

1 favor. Motion carried.

2 Motion number 16, to build a DPW
3 complex on the 48 acres and have ground
4 breaking in ten days. Motion, please?

5 MRS. SHORTZ: I'll make that
6 motion.

7 MS. MENICHETTI: Motion by
8 Mrs. Shortz. Second? Second?

9 MS. JOHNSON: I'll second it.

10 MS. MENICHETTI: Seconded by
11 Ms. Johnson. On the question?

12 MR. LUKASEWICZ: Yeah, on the
13 question, you know, coming here this evening I
14 never expected this motion to be on the
15 agenda, and it's really put me in a difficult
16 spot. But I have to weigh everything that's
17 out there, and I believe -- you know, I hate
18 to say it but, Larry, I have to agree with
19 you. I have to take your expertise as someone
20 that worked for this borough for many years.
21 A gentleman said to me today when Larry was
22 here years ago things got taken care of. And
23 you do know the town. And the comment that
24 you made that the Chorba property is the best
25 spot, centrally located, close to the highway,

1 we don't have to come down the hill by Tony
2 Chrzan's house, or you have to come down by
3 Susan's house. There's no road there. It
4 just isn't the place to go right now. Even
5 though I've always been supportive of doing
6 something with the 48 acres, I have to put it
7 on the Chorba property. It's the best
8 property. That's what people have told me
9 when I been around the area, I've walked and
10 I've talked to people. The neighbors over
11 here do not want it over here on the Rinaldi
12 property. I've talked to people up by Bush
13 Street, up there by the 48 acres. People
14 really don't want it up there.

15 And they're probably right. You'll
16 have to come down that steep hill with a load
17 of salt all the time. There might be
18 accidents in the future.

19 Up here it is centrally located.
20 I'm going to have to stick with that spot.
21 When it comes time to vote I'm going to vote
22 against building on that 48 acres.

23 MS. MENICHETTI: Anyone else?

24 MR. BARNICK: Yeah. On the
25 question, I have to agree with Tommy and

1 everything that was said. We went around and
2 around with properties already, and the best
3 property -- the testing is completed. The
4 Chorba property is the best. It's right --
5 there's several routes and highways for the
6 salt trucks. Everything's right there. The
7 utilities are there. It actually would be
8 cheaper. I'm not saying that that 48 acres
9 can't be developed with even starting with a
10 walking track right now. Nothing saying
11 that. So I'm going to be voting against this
12 and voting for that property up there.

13 MS. MENICHETTI: I'm sorry, what did
14 you say, Mr. Barnick, that last statement?

15 MR. LUKASEWICZ: Walking track.

16 MR. BARNICK: Walking track.
17 Starting with something small. It wouldn't
18 take nothing.

19 MR. LUKASEWICZ: We put so much work
20 into it.

21 MRS. SHORTZ: My comment to this is
22 that I've been watching this process for
23 several years before I came on council. I've
24 been on council two years. I have heard
25 repeatedly that everybody wants this DPW

1 garage. Every time a suggestion -- at one
2 point they wanted that property over there.
3 At one point we actually had advertised
4 already to buy Rinaldi. Every time
5 something's come through it's been knocked
6 out. Then you turn around and you blame --
7 well, a few minutes ago you blamed me, and Mr.
8 Barnick, as being one of the persons
9 responsible for this not going about.

10 The same problems that you're going
11 to have on the 48 acres are the same problems
12 you have on the Chorba property. It's the
13 same type of soil. It does not sustain a
14 building. It's going to need some sort of
15 restructuring to provide support.

16 You're saying you need lots of
17 land. I don't agree that you need that much
18 land for the DPW, what would fit over here,
19 but it certainly will fit on the 48 acres.
20 Everybody has been concerned over and over.
21 We've had public hearings as to the use of
22 that 48 acres. In the past nobody had any
23 complaints about any of these issues that were
24 brought up as concerns. Now today all of them
25 are concerns again. If you really want to see

1 this DPW garage go up, here's your
2 opportunity. The salt can be up there this
3 year. And who knows, if we work hard enough
4 maybe we can even get a building up so that
5 the new garbage truck goes in something this
6 year, or at least as a shelter. So, I mean,
7 you vote your conscience.

8 MS. MENICHETTI: Ever if you put a
9 walking track there you have to put utilities
10 up there. It's still going to take --

11 MRS. SHORTZ: We put a gate up there
12 and there's nothing up there. A gate to no
13 place. Now we have an opportunity to develop
14 it.

15 MR. LUKASEWICZ: Should the DPW
16 complex go in that much of a residential
17 area? You know --

18 MRS. SHORTZ: All of these are
19 residential areas. Every one.

20 MR. LUKASEWICZ: Not so much the
21 area up there. That area would be bounded on
22 two sides by commercial areas. That's the
23 most commercial area out of all the areas we
24 looked at over the last several years. You
25 know, going up to that 48 acres with a salt

truck and equipment is going to be more of a burden on the residents than it will be in that area. That area there is less of a burden than the 48 acres and over here on the Rinaldi area.

And that's the point we have to take into account when we vote, where do the people of Throop want it to go. I've been told by people of Throop they would rather see it there.

MS. MENICHETTI: Anyone else on the question?

MR. BARONE: I'll say one thing. You talk about buying the land, what it's going to cost for the land. \$160,000, the utilities are there. They want \$155,000 for this over here?

MRS. SHORTZ: That's cleared and prepared for building.

MR. BARNICK: Hundred and 80.

MR. BARONE: We got that for that a dollar, 48 acres. But you people never stop to send somebody up there to see what it's going to cost to put this in there. You keep ignoring that. You do that and I'll bet you

three-three. It's a tie again. We never could seem to agree where to put this. I don't -- well, maybe in January you can decide.

Motion number 17, to settle the lawsuit between the Borough of Throop and John and Agnes Snell to save the borough any further costs. Motion, please?

MS. JOHNSON: I'll make the motion.

MS. MENICHETTI: Motion by Ms. Johnson.

MS. SHORTZ: I'll second it.

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

MRS. HARTSHORN: Ms. Johnson?

MS. JOHNSON: For.

MRS. HARTSHORN: Mrs. Shortz?

MRS. SHORTZ: For.

MRS. HARTSHORN: Mr. Barone?

MR. BARONE: Against.

MRS. HARTSHORN: Mr. Barnick?

MR. BARNICK: Against.

MRS. HARTSHORN: Mr. Lukasewicz?

MR. LUKASEWICZ: Against.

MRS. HARTSHORN: Ms. Menichetti?

it would be cheaper than the Chorba property. Like Larry said, it will cost a bundle up there. What are you going to do, just put the service in for one building and let everything else go?

MR. LUKASEWICZ: The estimated cost was \$200,000 for utilities up there.

MR. BARONE: I asked Robbie one time and he told me it will cost a million dollars for top soil. That's two years ago. Larry had the right idea. That's all I have.

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

MRS. HARTSHORN: Mrs. Shortz?

MRS. SHORTZ: For.

MRS. HARTSHORN: Ms. Johnson?

MS. JOHNSON: For.

MRS. HARTSHORN: Mr. Barone?

MR. BARONE: Against.

MRS. HARTSHORN: Mr. Barnick?

MR. BARNICK: Against.

MRS. HARTSHORN: Mr. Lukasewicz?

MR. LUKASEWICZ: Against.

MRS. HARTSHORN: Ms. Menichetti?

MS. MENICHETTI: For. So it's

MS. MENICHETTI: For. It's also a tie, three-three.

Motion number 18, to obtain bids to repair the crushed sewer line on Cypress Street and repair the manhole at the intersection of Cypress and Goodman streets. These were discussed at the work session.

MR. LUKASEWICZ: I'll make the motion.

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

MR. BARNICK: I'll second it.

MS. MENICHETTI: Seconded by Mr. Barnick. On the question? Roll call, please.

MRS. HARTSHORN: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MRS. HARTSHORN: Mr. Barnick?

MR. BARNICK: For.

MRS. HARTSHORN: Mr. Barone?

MR. BARONE: For.

MRS. HARTSHORN: Mrs. Shortz?

MRS. SHORTZ: For.

MRS. HARTSHORN: Ms. Johnson?

MS. JOHNSON: For.

1 MRS. HARTSHORN: Ms. Menichetti?
 2 MS. MENICHETTI: For. All in
 3 favor. Motion carried.
 4 Motion number 19, to authorize the
 5 borough engineer to repair the Franko, Eddy,
 6 Delaware Street project to go out for bid.
 7 Motion, please?
 8 MR. LUKASEWICZ: I'll make that
 9 motion.
 10 MS. MENICHETTI: Second, please?
 11 MRS. SHORTZ: I'll second.
 12 MR. BARNICK: I'll second it.
 13 MS. MENICHETTI: Motion by
 14 Mr. Lukasewicz. I'm not sure who second it.
 15 Was it you, Sue? All right, on the question?
 16 MR. BARONE: Who second that,
 17 Susan?
 18 MS. MENICHETTI: I believe so. On
 19 the question?
 20 MR. LUKASEWICZ: On the question,
 21 did they give a time frame of approximately
 22 when it would go out for bid?
 23 MR. BRAZIL: They indicated by the
 24 next meeting that they should have the bids.
 25 MR. LUKASEWICZ: The next meeting

1 MRS. HARTSHORN: Ms. Menichetti?
 2 MS. MENICHETTI: For. All in
 3 favor. Motion carried.
 4 Motion number 20, to authorize
 5 Robert Kalinoski to secure prices for five
 6 Welcome to Throop signs.
 7 MR. LUKASEWICZ: I'll make the
 8 motion.
 9 MS. MENICHETTI: Motion by
 10 Mr. Lukasewicz.
 11 MRS. SHORTZ: I'll second.
 12 MS. MENICHETTI: Second?
 13 MR. BARNICK: I'll second.
 14 MS. MENICHETTI: Seconded by
 15 Mr. Barnick. On the question? Roll call,
 16 please.
 17 MRS. HARTSHORN: Mr. Lukasewicz?
 18 MR. LUKASEWICZ: For.
 19 MRS. HARTSHORN: Mr. Barnick?
 20 MR. BARNICK: For.
 21 MRS. HARTSHORN: Mr. Barone?
 22 MR. BARONE: For.
 23 MRS. HARTSHORN: Mrs. Shortz?
 24 MRS. SHORTZ: For.
 25 MRS. HARTSHORN: Ms. Johnson?

1 they should have the bids. So evidently it's
 2 posted. So this would authorize it to be put
 3 out for bid in the next week or so?
 4 MR. BRAZIL: Right. At the staff
 5 meeting I thought she indicated by the end of
 6 July.
 7 MR. LUKASEWICZ: I was just
 8 wondering the time frame because it's good
 9 news if it's going to go out that fast.
 10 MS. MENICHETTI: I have a question.
 11 If we're not paying Mr. Brazil are we allowed
 12 to ask him questions?
 13 MR. BRAZIL: Yes.
 14 MS. MENICHETTI: All right. Anyone
 15 else on the question? Roll call, please.
 16 MRS. HARTSHORN: Mr. Lukasewicz?
 17 MR. LUKASEWICZ: For.
 18 MRS. HARTSHORN: Mrs. Shortz?
 19 MRS. SHORTZ: For.
 20 MRS. HARTSHORN: Mr. Barone?
 21 MR. BARONE: For.
 22 MRS. HARTSHORN: Mr. Barnick?
 23 MR. BARNICK: For.
 24 MRS. HARTSHORN: Ms. Johnson?
 25 MS. JOHNSON: For.

1 MS. JOHNSON: For.
 2 MRS. HARTSHORN: Ms. Menichetti?
 3 MS. MENICHETTI: For. All in
 4 favor. Motion carried.
 5 Motion number --
 6 MR. LUKASEWICZ: Madam Chairman,
 7 motion number 21, I don't know if there's even
 8 a need to redo it because, like I stated
 9 earlier, on February 10, 2005 there was a
 10 motion. This is on a rough draft only, the
 11 minutes. There was a motion to advertise to
 12 purchase the Chorba property and it did pass
 13 by a vote of five to two: Menichetti,
 14 Johnson, Barone, Barnick and Lukasewicz in
 15 favor and Marushock and Shortz against.
 16 Are we going to do away with that
 17 motion first or are we just going to leave
 18 that motion stand and just tell Mr. Novack to
 19 advertise tomorrow, like it should have been
 20 done?
 21 MS. MENICHETTI: It has never been
 22 advertised.
 23 MR. LUKASEWICZ: I have asked
 24 repeatedly. I even came to one of the
 25 meetings on Tuesday, and nobody really knew --

MS. MENICHETTI: What meeting was this motion?

MR. LUKASEWICZ: Motion number nine. Nobody really knew if it was or not but I remember making the motion. And that's why I asked Christine to make these rough drafts of the minutes. That is the only way we have an idea of what did pass.

MS. MENICHETTI: It says once the test results come back, so there was a stipulation. That's why it wasn't advertised.

MR. LUKASEWICZ: Well, the test results are back. Once they did come back I came in and I asked Mr. Brazil, and I believe Betsy was at the meeting. None of us really knew for sure. I remember doing it. It has been done. Just have the borough manager advertise so we can vote on it next week. I don't see a need to vote unless people want to change their votes.

MS. MENICHETTI: What do we need to do, John?

MR. BRAZIL: You know, you're going to vote on it with a full board anyway, so if you want to put it on for the next meeting

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other information that had been received.

MR. LUKASEWICZ: We agreed that we would get additional information and that was it. You know, it never came to a vote. That's why once the information did come in I was trying to get it advertised, and no one will advertise for me because no one remembers it. Here we have proof that it actually did happen, so all I need to know is that Mr. Novack, tomorrow, or Mr. Brazil, someone will advertise this property so the next meeting I can have a vote on it.

MS. MENICHETTI: Do we have the tape of this meeting?

MRS. HARTSHORN: I believe so.

MR. LUKASEWICZ: This is right off your minutes.

MS. MENICHETTI: Do you think you could listen to it just to make sure that there wasn't any stipulation that you didn't jot down or whatever? Just to be on the safe side. Then we'll just do away with this motion.

MR. BRAZIL: Tommy, I don't have the advertisements are done here from the office,

that's fine.

I don't recall, Tommy, but I know there was one meeting where it was -- I thought it was voted on and was tabled or something.

MRS. SHORTZ: There was a motion at one point to advertise just like we had one for the Rinaldi property. And I thought it was advertised that when the vote was put on to purchase --

MR. LUKASEWICZ: That was never advertise.

MRS. SHORTZ: -- that was tabled because I wanted all this additional information like we requested on the other property. So once it's been advertised, does it have to be advertised again if there's changes?

MR. LUKASEWICZ: It has never been advertised. It has never been advertised. If it was advertised I would have put it to the floor for a vote.

MRS. SHORTZ: I thought you did. That was my point. I thought it was put to a vote and then it got tabled to look at the

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so, I mean, I'll talk to Ken on that.

MR. LUKASEWICZ: If Ken was in. Can someone please advertise it for me? That's all I'm asking. Because I can't put it to a vote if it doesn't get advertised.

MS. MENICHETTI: We're doing away with motion 21?

MR. LUKASEWICZ: Delete motion 21.

MS. MENICHETTI: Motion 22, to authorize Robert Kalinoski to secure bids and remove a tree limb on Meade Street which represents a hazardous situation. Motion, please?

MR. LUKASEWICZ: I'll make that motion.

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

MR. BARONE: I'll second.

MS. MENICHETTI: Seconded by Mr. Barone. On the question? Roll call, please.

MRS. HARTSHORN: Mr. Lukasewicz?

MR. LUKASEWICZ: For.

MRS. HARTSHORN: Mr. Barone?

MR. BARONE: For.

MRS. HARTSHORN: Mr. Barnick?

1 MR. BARNICK: For.
 2 MRS. HARTSHORN: Mrs. Shortz?
 3 MRS. SHORTZ: For.
 4 MRS. HARTSHORN: Ms. Johnson?
 5 MS. JOHNSON: For.
 6 MRS. HARTSHORN: Ms. Menichetti?
 7 MS. MENICHETTI: For. All in
 8 favor. Motion carried.
 9 Motion number 23, to approve the
 10 lighting at School Side Estates if approved by
 11 the planning agency. Motion, please?
 12 MS. JOHNSON: I'll make the motion.
 13 MS. MENICHETTI: Motion by Ms.
 14 Johnson.
 15 MR. LUKASEWICZ: I'll second that.
 16 MS. MENICHETTI: Seconded by Mr.
 17 Lukasewicz. On the question? Roll call,
 18 please.
 19 MRS. HARTSHORN: Ms. Johnson?
 20 MS. JOHNSON: For.
 21 MRS. HARTSHORN: Mr. Lukasewicz?
 22 MR. LUKASEWICZ: For.
 23 MRS. HARTSHORN: Mr. Barone?
 24 MR. BARONE: For.
 25 MRS. HARTSHORN: Mr. Barnick?

1 possible.
 2 MR. LUKASEWICZ: Possibly by the end
 3 of next --
 4 MS. MENICHETTI: Is that okay with
 5 you, Cindy?
 6 MS. JOHNSON: Of course.
 7 MR. LUKASEWICZ: We discussed it at
 8 length at the work session. It's something
 9 that has to be done.
 10 MS. MENICHETTI: Anybody else on the
 11 question? Roll call, please.
 12 MRS. HARTSHORN: Ms. Johnson?
 13 MS. JOHNSON: For.
 14 MRS. HARTSHORN: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: For.
 16 MRS. HARTSHORN: Mr. Barone?
 17 MR. BARONE: For.
 18 MRS. HARTSHORN: Mr. Barnick?
 19 MR. BARNICK: For.
 20 MRS. HARTSHORN: Mrs. Shortz?
 21 MRS. SHORTZ: For.
 22 MRS. HARTSHORN: Ms. Menichetti?
 23 MS. MENICHETTI: For. All in
 24 favor. Motion carried.
 25 Motion number 25, to authorize

1 MR. BARNICK: For.
 2 MRS. HARTSHORN: Mrs. Shortz?
 3 MRS. SHORTZ: For.
 4 MRS. HARTSHORN: Ms. Menichetti?
 5 MS. MENICHETTI: For. All in
 6 favor. Motion carried.
 7 Motion number 24, to design new
 8 curbing on Meade Street and to include paving
 9 the street.
 10 MS. JOHNSON: I'll make that motion.
 11 MR. LUKASEWICZ: I'll second it, and
 12 if we could include in there that that would
 13 be for our engineering firm Spott and
 14 Associates to do the work.
 15 MS. MENICHETTI: Well, yeah, to
 16 design it.
 17 MR. LUKASEWICZ: We didn't say who.
 18 I want to make sure it specifies who would do
 19 the work. Can we include in there to make
 20 this a priority, as soon as possible? Because
 21 I know the people on that street have been --
 22 MS. MENICHETTI: Yeah, we can do
 23 that.
 24 MR. LUKASEWICZ: -- living with --
 25 MS. MENICHETTI: As soon as

1 payment to Chorba Demolition in the amount of
 2 \$14,307 for the Lackawanna River levy
 3 project. Motion, please?
 4 MR. BARNICK: I'll make it.
 5 MR. BARONE: I'll second.
 6 MS. MENICHETTI: Motion by Mr.
 7 Barnick, seconded by Mr. Barone. On the
 8 question? Roll call.
 9 MRS. HARTSHORN: Mr. Barnick?
 10 MR. BARNICK: For.
 11 MRS. HARTSHORN: Mr. Barone?
 12 MR. BARONE: For.
 13 MRS. HARTSHORN: Mr. Lukasewicz?
 14 MR. LUKASEWICZ: For.
 15 MRS. HARTSHORN: Mrs. Shortz?
 16 MRS. SHORTZ: For.
 17 MRS. HARTSHORN: Ms. Johnson?
 18 MS. JOHNSON: For.
 19 MRS. HARTSHORN: Ms. Menichetti?
 20 MS. MENICHETTI: For. All in
 21 favor. Motion carried.
 22 Motion number 26, to authorize
 23 payment to Jerry's Sports Center in the amount
 24 of \$1,365.37 for ammunition for the annual
 25 qualifications of the police department.

MR. LUKASEWICZ: Can I say something on it before we do? We do have two sports shops in Throop that sell ammunition. We have J&G, plus we have Zeller's boy who just opened up a shop several months ago. And what I would like to do is give them the opportunity at least to match the price. Truly, I'd rather see it go to somebody in Throop.

MS. MENICHETTI: Has this already been purchased?

MR. LUKASEWICZ: Do you know if it's been purchased? There's two places from Throop.

MS. JOHNSON: Write them a letter.

MS. MENICHETTI: Has it been purchased, do you know, Officer Reed?

MR. LUKASEWICZ: If it hasn't, if we could see if it could come from one of these businesses in Throop.

MS. MENICHETTI: It says authorize payment.

MS. JOHNSON: I thought there was a check.

MR. LUKASEWICZ: There is a check cut already?

1 Mr. Lukasewicz. Second?
 2 MR. BARNICK: I'll second.
 3 MS. MENICHETTI: Second by Mr.
 4 Barnick. On the question? Roll call, please.
 5 MRS. HARTSHORN: Mr. Lukasewicz?
 6 MR. LUKASEWICZ: For.
 7 MRS. HARTSHORN: Mr. Barnick?
 8 MR. BARNICK: For.
 9 MRS. HARTSHORN: Mr. Barone?
 10 MR. BARONE: For.
 11 MRS. HARTSHORN: Mrs. Shortz?
 12 MRS. SHORTZ: For.
 13 MRS. HARTSHORN: Ms. Johnson?
 14 MS. JOHNSON: For.
 15 MRS. HARTSHORN: Ms. Menichetti?
 16 MS. MENICHETTI: For. All in
 17 favor. Motion carried.
 18 MR. LUKASEWICZ: Someone could bid
 19 on it very easily.
 20 MS. MENICHETTI: Motion number 27,
 21 to reimburse the borough petty cash in the
 22 amount of \$64.67.
 23 MR. LUKASEWICZ: I'll make that
 24 motion.
 25 MS. MENICHETTI: Motion by Mr.

MS. JOHNSON: I'm not sure.

MR. LUKASEWICZ: I never thought about it before until the point was made earlier in the evening. Like I said, you have two businesses in town. Check and see, because if not we can get -- it should be pretty easy to get prices. It's all standard ammunition.

MS. JOHNSON: For some reason I'm thinking there's a check for that.

MR. LUKASEWICZ: Check later and just make a motion on it.

MS. MENICHETTI: I can't seem to put my finger on it right now.

MR. LUKASEWICZ: Just include it in there that if it hasn't been paid we can get quotes from the two participants in Throop and award it accordingly.

MS. JOHNSON: One is Zeller and one is J&G.

MS. MENICHETTI: Would someone like to put that motion on the floor?

MR. LUKASEWICZ: I'd make the motion.

MS. MENICHETTI: Motion by

1 Lukasewicz. Second?
 2 MS. JOHNSON: I'll second.
 3 MS. MENICHETTI: Second by
 4 Ms. Johnson. On the question? Roll call,
 5 please.
 6 MRS. HARTSHORN: Mr. Lukasewicz?
 7 MR. LUKASEWICZ: For.
 8 MRS. HARTSHORN: Ms. Johnson?
 9 MS. JOHNSON: For.
 10 MRS. HARTSHORN: Mr. Barone?
 11 MR. BARONE: For.
 12 MRS. HARTSHORN: Mr. Barnick?
 13 MR. BARNICK: For.
 14 MRS. HARTSHORN: Mrs. Shortz?
 15 MRS. SHORTZ: For.
 16 MRS. HARTSHORN: Ms. Menichetti?
 17 MS. MENICHETTI: For. All in
 18 favor. Motion carried.
 19 Motion number 28, to reimburse the
 20 civic center petty cash in the amount of
 21 \$39.40.
 22 MR. LUKASEWICZ: I'll make the
 23 motion.
 24 MS. MENICHETTI: Motion by Mr.
 25 Lukasewicz. Second?

1 MRS. HARTSHORN: Ms. Johnson?
 2 MS. JOHNSON: For.
 3 MRS. HARTSHORN: Mr. Barone?
 4 MR. BARONE: For.
 5 MRS. HARTSHORN: Mr. Barnick?
 6 MR. BARNICK: For.
 7 MRS. HARTSHORN: Mr. Lukasewicz?
 8 MR. LUKASEWICZ: For.
 9 MRS. HARTSHORN: Ms. Menichetti?
 10 MS. MENICHETTI: For. All in
 11 favor. Motion carried.
 12 Next is to hire Michael Tomchak as
 13 Washington Street Park summer help.
 14 MR. LUKASEWICZ: I'll make that
 15 motion.
 16 MS. MENICHETTI: At \$6.50 an hour.
 17 MR. BARNICK: I'll second it.
 18 MS. MENICHETTI: Motion by
 19 Mr. Lukasewicz, seconded by Mr. Barnick. On
 20 the question? Roll call, please.
 21 MRS. HARTSHORN: Mr. Lukasewicz?
 22 MR. LUKASEWICZ: For.
 23 MRS. HARTSHORN: Mr. Barnick?
 24 MR. BARNICK: For.
 25 MRS. HARTSHORN: Mr. Barone?

1 MR. BARONE: For.
 2 MRS. HARTSHORN: Mrs. Shortz?
 3 MRS. SHORTZ: For.
 4 MRS. HARTSHORN: Ms. Johnson.
 5 MS. JOHNSON: For.
 6 MRS. HARTSHORN: Ms. Menichetti?
 7 MS. MENICHETTI: For. All in
 8 favor. Motion carried.
 9 Next, to hire Kim Rybnick as civic
 10 center monitor at \$7.66 an hour. Motion,
 11 please?
 12 MRS. SHORTZ: I'll make that motion.
 13 MS. MENICHETTI: Motion by
 14 Mrs. Shortz. Second?
 15 MS. JOHNSON: I'll second it.
 16 MS. MENICHETTI: Seconded by
 17 Ms. Johnson. On the question?
 18 MR. BARNICK: Yeah, on the question,
 19 she's working already, too?
 20 MS. MENICHETTI: Evidently.
 21 MRS. HARTSHORN: No, she's not.
 22 MR. LUKASEWICZ: All these people
 23 had their clearances?
 24 MS. MENICHETTI: I thought they were
 25 starting on Tuesday.

1 MRS. HARTSHORN: She may be starting
 2 this week.
 3 MS. MENICHETTI: You better be sure,
 4 Christine. She might be working.
 5 MRS. HARTSHORN: I didn't get any
 6 hours for her last week, so maybe she started
 7 today.
 8 MS. MENICHETTI: I thought she
 9 started on Tuesday.
 10 MRS. HARTSHORN: I did payroll
 11 today. I didn't have any hours for her.
 12 MR. LUKASEWICZ: It's a little funny
 13 that we don't know who is working.
 14 MS. MENICHETTI: Our borough manager
 15 is not here today. He's the one who hired
 16 them.
 17 MR. LUKASEWICZ: The thing is, when
 18 someone gets hired, I think just out of
 19 respect for the office of the councilmen I
 20 think he should at least notify the seven of
 21 us that someone was being hired. Why should I
 22 come to a meeting and find out there's people
 23 that have been hired and I didn't even have a
 24 say in it, which is not right. You wouldn't
 25 like it.

1 MS. MENICHETTI: I know, you're
 2 right. But he's just not here. Otherwise we
 3 would probably know this.
 4 Anyone else on the question? Roll
 5 call, please.
 6 MRS. HARTSHORN: Mrs. Shortz?
 7 MRS. SHORTZ: For.
 8 MRS. HARTSHORN: Ms. Johnson?
 9 MS. JOHNSON: For.
 10 MRS. HARTSHORN: Mr. Barone?
 11 MR. BARONE: Against.
 12 MRS. HARTSHORN: Mr. Barnick?
 13 MR. BARNICK: Against.
 14 MRS. HARTSHORN: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: Against.
 16 MRS. HARTSHORN: Ms. Menichetti?
 17 MS. MENICHETTI: For. It's a tie.
 18 So I have go to over there tomorrow and tell
 19 this girl she can't work and they're short
 20 staffed. All right.
 21 Number 32, motion to pay Pioneer
 22 Construction \$15,868. I received the bill
 23 this evening. It's for the Dudley Street
 24 sanitary sewer project.
 25 MR. BARNICK: I'll make the motion.

1 MS. JOHNSON: I'll second.
 2 MS. MENICHETTI: Seconded by
 3 Ms. Johnson. On the question? Roll call,
 4 please.
 5 MRS. HARTSHORN: Mr. Lukasewicz?
 6 MR. LUKASEWICZ: For.
 7 MRS. HARTSHORN: Ms. Johnson?
 8 MS. JOHNSON: For.
 9 MRS. HARTSHORN: Mr. Barone?
 0 MR. BARONE: For.
 1 MRS. HARTSHORN: Mr. Barnick?
 2 MR. BARNICK: For.
 3 MRS. HARTSHORN: Mrs. Shortz?
 4 MRS. SHORTZ: For.
 5 MRS. HARTSHORN: Ms. Menichetti?
 6 MS. MENICHETTI: For. All in
 7 favor. Motion carried.
 8 Motion number 29, to authorize
 9 payment to Pitney Bowes in the amount of \$444
 0 for the lease of our postage machine.
 1 MRS. SHORTZ: I'll make the motion.
 2 MS. MENICHETTI: Motion by Mrs.
 3 Shortz. Second?
 4 MR. LUKASEWICZ: I'll second.
 5 MS. MENICHETTI: Second by Mr.

1 MS. MENICHETTI: Are you placing
 2 that motion on the floor?
 3 MR. LUKASEWICZ: I'll put it on the
 4 floor, if you want. I just want to make a
 5 point that it was more than one person.
 6 MS. MENICHETTI: It was always
 7 referred to that way. Second, please?
 8 MR. BARNICK: I'll second it.
 9 MS. MENICHETTI: A motion has been
 10 placed on the floor by Mr. Lukasewicz. It was
 11 seconded by Mr. Barnick. On the question?
 12 MR. LUKASEWICZ: Yes, on the
 13 question, for two or three meetings back I've
 14 been asking that it should come to the floor
 15 or whatever. I believe Mr. Brazil researched
 16 it and it's your opinion that it should be
 17 voted on. Is that correct?
 18 MR. BRAZIL: The initial problem
 19 that we have here is whether it requires the
 20 consent of council. When the insurance
 21 company sent in their request they sent in the
 22 coverage under the general liability, which
 23 required the consent of council. Okay?
 24 Then I sent them a follow-up letter
 25 saying that what you sent me indicated that

1 Lukasewicz. On the question? Roll call,
 2 please.
 3 MRS. HARTSHORN: Mrs. Shortz?
 4 MRS. SHORTZ: For.
 5 MRS. HARTSHORN: Mr. Lukasewicz?
 6 MR. LUKASEWICZ: For.
 7 MRS. HARTSHORN: Mr. Barone?
 8 MR. BARONE: For.
 9 MRS. HARTSHORN: Mr. Barnick?
 10 MR. BARNICK: For.
 11 MRS. HARTSHORN: Ms. Johnson?
 12 MS. JOHNSON: For.
 13 MRS. HARTSHORN: Ms. Menichetti?
 14 MS. MENICHETTI: For. All in
 15 favor. Motion carried.
 16 Motion number 30, to authorize the
 17 payment in the amount of \$25,000 to JWF
 18 Specialty Company, the borough's insurance
 19 company. This represents the deductible
 20 regarding the Gongliwski lawsuit.
 21 MR. LUKASEWICZ: I believe that's
 22 the Gongliwski and Dolan lawsuit.
 23 MS. MENICHETTI: And Berkowski.
 24 MR. LUKASEWICZ: And Berkowski, just
 25 to be specific.

1 council had to consent. Then they sent an
 2 additional letter indicating it came under the
 3 employee liability policy, which had a
 4 provision that it did not require the consent
 5 of council. That was the issue all along.
 6 And my determination was, after
 7 reviewing that, that settlement did not
 8 require the consent of council.
 9 MR. LUKASEWICZ: I might have
 10 misunderstood you, but at Thursday's work
 11 session you said that you recommended that
 12 this be paid this evening.
 13 MR. BRAZIL: Right. That's what I'm
 14 saying.
 15 MR. LUKASEWICZ: That's all I want
 16 on the record.
 17 MR. BRAZIL: The issue was whether
 18 they needed our consent, and my determination
 19 was that they didn't need our consent to
 20 settle it. So it clearly is an obligation of
 21 the borough.
 22 MS. MENICHETTI: Anyone else on the
 23 question? Roll call, please.
 24 MRS. HARTSHORN: Mr. Lukasewicz?
 25 MR. LUKASEWICZ: For.

1 MRS. HARTSHORN: Mr. Barnick?
 2 MR. BARNICK: I'm going to vote for
 3 because I don't want to put our insurance at
 4 risk. But I'm totally against it and the
 5 people that are involved in it were warned
 6 that they were going to be sued.
 7 MRS. HARTSHORN: Mr. Barone?
 8 MR. BARONE: For.
 9 MRS. HARTSHORN: Mrs. Shortz?
 10 MRS. SHORTZ: For.
 11 MRS. HARTSHORN: Ms. Johnson?
 12 MS. JOHNSON: Against.
 13 MRS. HARTSHORN: Ms. Menichetti?
 14 MS. MENICHETTI: Abstain. So we
 15 have four for, one against, and one
 16 abstaining.
 17 MR. BARNICK: What's the reason for
 18 abstaining?
 19 MS. MENICHETTI: Because I was
 20 placed on that lawsuit and I'm not voting for
 21 it. I won't agree with it. I didn't have
 22 anything to say about the outcome and I didn't
 23 agree with it so I'm abstaining.
 24 MR. LUKASEWICZ: But it has passed.
 25 MS. MENICHETTI: I don't care.

1 MR. LUKASEWICZ: It's going to be
 2 paid and over with.
 3 MS. MENICHETTI: Motion number 31,
 4 to ratify the hiring of Kalyn Rakauskas,
 5 Christine Gerrity and Michael Tomchak as
 6 Washington Street Park summer help at \$6.50 an
 7 hour, and to hire Larry Armbruster and Kim
 8 Rybnick as civic center monitors at \$7.66 an
 9 hour. This motion supersedes motion number 24
 10 from the May 26, 2005 monthly meeting. These
 11 people are already working there.
 12 MR. LUKASEWICZ: What I'd like to
 13 do, as I stated at the earlier meeting, that
 14 I'd like to include on this list for the civic
 15 center monitors --
 16 MS. MENICHETTI: Yeah, but that's
 17 motion number 35.
 18 MR. LUKASEWICZ: I did it as a
 19 separate motion.
 20 MS. MENICHETTI: Yes, it's
 21 ratified. These people are already working
 22 there.
 23 MR. LUKASEWICZ: These are all hired
 24 already?
 25 MS. MENICHETTI: Yes.

1 MR. BARNICK: That ain't right.
 2 MS. MENICHETTI: Well, they needed
 3 them.
 4 MR. BARNICK: That ain't right.
 5 MS. MENICHETTI: Well, I'm sorry,
 6 but they needed them.
 7 MR. BARNICK: That ain't right.
 8 MS. MENICHETTI: They have to have
 9 help over there. You cannot run the civic
 10 center without employees.
 11 MR. BARNICK: Should have had
 12 another meeting in between.
 13 MS. MENICHETTI: This is to ratify.
 14 Motion, please?
 15 MR. LUKASEWICZ: I believe
 16 Armbruster was hired at that meeting.
 17 MRS. SHORTZ: We had hired a group
 18 of people to work and then some of them turned
 19 it down after hire, so then additional people
 20 were hired to replace them.
 21 MR. BARNICK: Larry was hired at a
 22 previous meeting.
 23 MR. LUKASEWICZ: He was hired at a
 24 meeting. I know that for a fact.
 25 MR. BARNICK: Tomchak was, too.

1 MR. LUKASEWICZ: Tomchak wasn't
 2 hired at a meeting. I know that.
 3 MRS. HARTSHORN: It supersedes the
 4 other motion --
 5 MS. MENICHETTI: It says here to
 6 supersede motion number 24. Do I have a
 7 motion? Did you say you were making this
 8 motion?
 9 MRS. SHORTZ: I'll make it.
 10 MS. JOHNSON: I'll second it.
 11 MS. MENICHETTI: Motion by Mrs.
 12 Shortz, seconded by Ms. Johnson. Anyone else
 13 on the question, please? Roll call, please.
 14 MRS. HARTSHORN: Mrs. Shortz?
 15 MRS. SHORTZ: I'm for.
 16 MRS. HARTSHORN: Ms. Johnson?
 17 MS. JOHNSON: For.
 18 MRS. HARTSHORN: Mr. Barone?
 19 MR. BARONE: Against.
 20 MRS. HARTSHORN: Mr. Barnick?
 21 MR. BARNICK: Against.
 22 MR. HARTSHORN: Mr. Lukasewicz?
 23 MR. LUKASEWICZ: I think we have to
 24 relook this and hire individually, by the
 25 person's name, not just as a group. You can't

1 hire groups of individuals. It's just not
2 proper. We should hire each individual
3 person.

4 MS. MENICHETTI: They're already
5 working over there. Are you going to go
6 over --

7 MR. LUKASEWICZ: Irregardless of
8 whether they're working over there, I should
9 have had a say if these people should have
10 been hired.

11 MR. BARNICK: That's the authority
12 of council.

13 MR. LUKASEWICZ: Before somebody is
14 hired by the borough of Throop there has to be
15 a vote by council. There's nothing in the
16 borough code or anyplace out there that says
17 you or Kenny or anybody can hire somebody.

18 MS. MENICHETTI: We have ratified
19 motions as long as I sat on this council.

20 MR. LUKASEWICZ: Not for hiring.

21 MS. MENICHETTI: Oh, for
22 everything. Everything.

23 MR. BARNICK: No, you're wrong,
24 Daryl.

25 MRS. SHORTZ: People were hired in

1 monitor.

2 MR. BARNICK: He was already hired.

3 MR. LUKASEWICZ: I remember Larry
4 being hired.

5 MS. MENICHETTI: And Christine
6 Gerrity was already hired.

7 MRS. SHORTZ: In the first motion we
8 hired Lynn Wilmarth, Christine Gerrity and
9 Janice Bauman to work in the park. Then in
10 the next motion we hired Larry Armbruster as a
11 monitor.

12 MR. LUKASEWICZ: What were the votes
13 on it, Susan?

14 MRS. SHORTZ: On the first one?

15 MR. LUKASEWICZ: For the three.

16 MS. MENICHETTI: But they didn't
17 take those jobs. Isn't that correct?

18 MRS. SHORTZ: There were four in
19 favor.

20 MR. LUKASEWICZ: Three against.

21 MRS. SHORTZ: Three against for the
22 first one. Then the next one was for Larry
23 Armbruster.

24 MR. LUKASEWICZ: Three votes
25 against.

1 that motion. I don't have those minutes with
2 me but they were hired in that motion. Then
3 two or possibly three -- I know definitely two
4 turned it down, so then the additional people
5 were hired. So some of these may have been in
6 that original, but if this is superseding the
7 original motion, then that's why. We hired, I
8 think, three for the summer program and two
9 monitors, but then some of them turned it down
10 after we voted for them.

11 MS. MENICHETTI: Motion number 24.

12 MRS. HARTSHORN: The motions that
13 were added on.

14 MS. MENICHETTI: It would be towards
15 the end, Sue.

16 MR. LUKASEWICZ: I'm ready to vote.
17 There were two votes taken. I'll vote against
18 and then we can put the motion on to hire
19 individually because it's going to be
20 three-three. We'll vote the proper way. I
21 vote against.

22 MRS. SHORTZ: On that motion we
23 hired Lynn Wilmarth, Christine Gerrity and
24 Janice Bauman to work in the park, and Larry
25 Armbruster, it says, will be hired as a

1 MRS. SHORTZ: And that was all in
2 favor for Armbruster.

3 MR. LUKASEWICZ: I remember that
4 one.

5 MS. MENICHETTI: He's already there.

6 MRS. SHORTZ: He was already hired.

7 MRS. HARTSHORN: He was the only one
8 on the list hired.

9 MRS. SHORTZ: Christine Gerrity was
10 also hired.

11 MR. LUKASEWICZ: Delete Gerrity and
12 delete Armbruster and make separate motions on
13 the other names on there.

14 MS. MENICHETTI: All right. Motion
15 to hire Kalyn Rakauskas for the Washington
16 Street Park summer help at \$6.50 an hour.
17 Motion, please?

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

19 MS. MENICHETTI: Motion by
20 Mr. Shortz. Second?

21 MS. JOHNSON: I'll second.

22 MS. MENICHETTI: Second by Cindy
23 Johnson. On the question? Roll call, please.

24 MRS. HARTSHORN: Mrs. Shortz?

25 MRS. SHORTZ: For.

1 MS. MENICHETTI: Motion by
 2 Mr. Barnick. Second?
 3 MR. BARONE: I'll second.
 4 MS. MENICHETTI: Seconded by
 5 Mr. Barone. On the question?
 6 MR. BARNICK: On the question,
 7 that's certified by an engineer?
 8 MS. MENICHETTI: She said yes. She
 9 gave it to me. Anyone else on the question?
 10 Roll call, please.
 11 MRS. HARTSHORN: Mr. Barnick?
 12 MR. BARNICK: For.
 13 MRS. HARTSHORN: Mr. Barone?
 14 MR. BARONE: For.
 15 MRS. HARTSHORN: Mr. Lukasewicz?
 16 MR. LUKASEWICZ: For.
 17 MRS. HARTSHORN: Mrs. Shortz?
 18 MRS. SHORTZ: For.
 19 MRS. HARTSHORN: Ms. Johnson?
 20 MS. JOHNSON: For.
 21 MRS. HARTSHORN: Ms. Menichetti?
 22 MS. MENICHETTI: For. All in
 23 favor. Motion carried.
 24 Motion number 33, to reimburse
 25 Patrolman Chris Granza and Officer Charles

1 motion.
 2 MS. MENICHETTI: Motion by Mr.
 3 Lukasewicz. Second?
 4 MR. BARNICK: I'll second.
 5 MS. MENICHETTI: Seconded by
 6 Mr. Barnick. On the question?
 7 MR. BARNICK: On the question, this
 8 does not involve any money or anything, it's
 9 just for him to do inspections and keep
 10 certification for landfill inspector. It
 11 involves no money from the borough or
 12 anything.
 13 MS. MENICHETTI: Roll call, please.
 14 MRS. HARTSHORN: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: For.
 16 MRS. HARTSHORN: Mr. Barnick?
 17 MR. BARNICK: For.
 18 MRS. HARTSHORN: Mr. Barone?
 19 MR. BARONE: For.
 20 MRS. HARTSHORN: Mrs. Shortz?
 21 MRS. SHORTZ: Against.
 22 MRS. HARTSHORN: Ms. Johnson?
 23 MS. JOHNSON: Against.
 24 MRS. HARTSHORN: Ms. Menichetti?
 25 MS. MENICHETTI: For. Four for,

1 Reed \$250 each for Spanish lessons.
 2 MS. JOHNSON: I'll make the motion.
 3 MS. MENICHETTI: Motion by
 4 Ms. Johnson. Second?
 5 MRS. SHORTZ: I'll second it.
 6 MS. MENICHETTI: Seconded by Mrs.
 7 Shortz. On the question? Roll call, please.
 8 MRS. HARTSHORN: Ms. Johnson?
 9 MS. JOHNSON: For.
 10 MRS. HARTSHORN: Mrs. Shortz?
 11 MRS. SHORTZ: For.
 12 MRS. HARTSHORN: Mr. Barone?
 13 MR. BARONE: For.
 14 MRS. HARTSHORN: Mr. Barnick?
 15 MR. BARNICK: For.
 16 MRS. HARTSHORN: Mr. Lukasewicz?
 17 MR. LUKASEWICZ: For.
 18 MRS. HARTSHORN: Ms. Menichetti?
 19 MS. MENICHETTI: For. All in
 20 favor. Motion carried.
 21 Motion number 34, to send Dave
 22 Morrell to become recertified for annual
 23 inspection at the landfill as the landfill
 24 inspector for one year.
 25 MR. LUKASEWICZ: I'll make the

1 motion carried.
 2 Number 35, to hire Bob Ganly?? As a
 3 monitor at the civic center. This does not
 4 come as a recommendation from the civic
 5 center.
 6 MR. BARNICK: I'll make that motion
 7 at the rate of \$7.66.
 8 MS. MENICHETTI: Motion by Mr.
 9 Barnick. Second?
 10 MR. BARONE: I'll second.
 11 MS. MENICHETTI: Second by Mr.
 12 Barone. On the question?
 13 MR. BARNICK: Yeah, just on the
 14 question, the same rate up there, \$7.66, I
 15 think, is starting.
 16 MR. LUKASEWICZ: On the question,
 17 maybe what this will do is free up some time
 18 of people that are more qualified so they can
 19 work the day care. This way it would be just
 20 your basic monitors overseeing the kids during
 21 the evening.
 22 MS. MENICHETTI: I don't think
 23 that's going to free people, but go right
 24 ahead. Anyone else on the question?
 25 MR. BARNICK: On the question,

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does not
include pgs
109-112:
missing

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 10 Roll call, please.
 11 MRS. HARTSHORN: Mr. Barnick?
 12 MR. BARNICK: For.
 13 MRS. HARTSHORN: Mr. Barone?
 14 MR. BARONE: For.
 15 MRS. HARTSHORN: Mr. Lukasewicz?
 16 MR. LUKASEWICZ: For.
 17 MRS. HARTSHORN: Mrs. Shortz?
 18 MRS. SHORTZ: For.
 19 MRS. HARTSHORN: Ms. Johnson?
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 10 certification for landfill inspector. It
 11 involves no money from the borough or
 12 anything.
 13 MS. MENICHETTI: Roll call, please.
 14 MRS. HARTSHORN: Mr. Lukasewicz?
 15 MR. LUKASEWICZ: For.
 16 MRS. HARTSHORN: Mr. Barnick?
 17 MR. BARNICK: For.
 18 MRS. HARTSHORN: Mr. Barone?
 19 MR. BARONE: For.
 20 MRS. HARTSHORN: Mrs. Shortz?
 21 MRS. SHORTZ: Against.
 22 MRS. HARTSHORN: Ms. Johnson?
 23 MS. JOHNSON: Against.
 24 MRS. HARTSHORN: Ms. Menichetti?
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 4 Ms. Johnson. Second?
 5 MRS. SHORTZ: I'll second it.
 6 MS. MENICHETTI: Seconded by Mrs.
 7 Shortz. On the question? Roll call, please.
 8 MRS. HARTSHORN: Ms. Johnson?
 9 MS. JOHNSON: For.
 10 MRS. HARTSHORN: Mrs. Shortz?
 11 MRS. SHORTZ: For.
 12 MRS. HARTSHORN: Mr. Barone?
 13 MR. BARONE: For.
 14 MRS. HARTSHORN: Mr. Barnick?
 15 MR. BARNICK: For.
 16 MRS. HARTSHORN: Mr. Lukasewicz?
 17 MR. LUKASEWICZ: For.
 18 MRS. HARTSHORN: Ms. Menichetti?
 19 MS. MENICHETTI: For. All in
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 3 monitor at the civic center. This does not
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 5 center.
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 14 question, the same rate up there, \$7.66, I
 15 think, is starting.
 16 MR. LUKASEWICZ: On the question,
 17 maybe what this will do is free up some time
 18 of people that are more qualified so they can
 19 work the day care. This way it would be just
 20 your basic monitors overseeing the kids during
 21 the evening.
 22 MS. MENICHETTI: I don't think
 23 that's going to free people, but go right
 24 ahead. Anyone else on the question?
 25 MR. BARNICK: On the question,

1 whether they recommend it or not, it doesn't
 2 mean that council has to appoint what they
 3 recommend. The final authority is the council
 4 and that's the way it is in the borough code
 5 and that's the way it should be. We're not
 6 here just to appoint people just because for
 7 whatever reason. It's wrong.

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

10 MRS. HARTSHORN: Mr. Barnick?

11 MR. BARNICK: For.

12 MRS. HARTSHORN: Mr. Barone.

13 MR. BARONE: For.

14 MRS. HARTSHORN: Mr. Lukasewicz?

15 MR. LUKASEWICZ: For.

16 MRS. HARTSHORN: Mrs. Shortz?

17 MRS. SHORTZ: Against.

18 MRS. HARTSHORN: Ms. Johnson?

19 MS. JOHNSON: Against.

20 MRS. HARTSHORN: Ms. Menichetti?

21 MS. MENICHETTI: Against.

22 MR. BARONE: There goes another
 23 Throop boy down the drain.

24 MR. BARNICK: Always Throop
 25 residents. They were worried about the other

1 MS. JOHNSON: His application has
 2 been in.

3 MS. MENICHETTI: Nicholas Ganz as a
 4 part-time --

5 MS. JOHNSON: Police officer, 709
 6 George Street.

7 MS. MENICHETTI: 709 George Street.

8 MS. JOHNSON: He has an application
 9 in.

10 MS. MENICHETTI: At \$12.50 an hour.

11 MS. JOHNSON: Yes.

12 MS. MENICHETTI: And you're making
 13 that motion?

14 MS. JOHNSON: Yes.

15 MS. MENICHETTI: Is there a second?

16 MRS. SHORTZ: I have a question. If
 17 we hire somebody today will they be under the
 18 borough policy that we're looking at for --

19 MR. BRAZIL: I think -- the request
 20 was to make that retroactive. So that the
 21 policy is that the chief needs somebody to
 22 work five shifts a month? Am I getting that
 23 right?

24 MRS. SHORTZ: Two nights, two
 25 evenings and a day.

1 person not working over there.

2 MS. MENICHETTI: That completes
 3 our --

4 MR. BARONE: Live in Throop, pay
 5 taxes --

6 MS. JOHNSON: I want to put this
 7 on. I don't know if I have to do anything
 8 different. I want to hire Nicholas Ganz of
 9 709 George Street as a part-time police
 10 officer. His application is already in.

11 MS. MENICHETTI: We're going to
 12 advertise for part-time police.

13 MS. JOHNSON: Does it need to be
 14 advertised for us to vote on?

15 MR. BARNICK: Give everybody a fair
 16 shot.

17 MS. MENICHETTI: I thought we did.

18 MS. JOHNSON: Does it need to be
 19 advertised to vote on?

20 MR. BRAZIL: It doesn't need to be
 21 advertised but --

22 MS. JOHNSON: Then I want to put it
 23 on.

24 MS. MENICHETTI: I don't even know
 25 this young man. I don't have an application.

1 MR. BRAZIL: Because he has a lot of
 2 part-timers who aren't working.

3 MS. MENICHETTI: I need a second.

4 MR. LUKASEWICZ: I'll second the
 5 motion.

6 MS. MENICHETTI: On the question?

7 MR. BARNICK: Yeah, just on the
 8 question, I think you're putting the cart
 9 before the horse here. I mean, it's not like
 10 you're going to put it to a vote. You just
 11 voted to hire two guys at 32 hours apiece.
 12 You didn't vote to advertise, give everybody a
 13 fair shot. Now you're going to hire somebody
 14 before we even advertise. Why advertise and
 15 waste the money, then? I don't understand
 16 where you're going.

17 MS. MENICHETTI: Well, you're crying
 18 that we should be hiring people from Throop.

19 MR. BARNICK: Come on, think about
 20 it. Quit being an idiot already with the
 21 town's money. You blew this town away for a
 22 year and a half.

23 MS. MENICHETTI: I'm not an idiot,
 24 Mr. Barnick.

25 MR. LUKASEWICZ: On the question, I

1 think we did hire two part-time plus officers,
 2 and with the additional officers, if we hire
 3 Mr. Ganz this evening I think the police
 4 department will be more than functional and I
 5 think we'll be okay. Hopefully the chief will
 6 schedule everyone properly and we won't have
 7 any problems in the future. It's good to see
 8 a young man from Throop get on as a
 9 policeman. You need to start somewhere. Even
 10 if we did have to wait two weeks or three
 11 weeks or whatever he would still be on the top
 12 of my list.

13 MS. MENICHETTI: All right, anyone
 14 else on the question?

15 MR. BARONE: He does need these
 16 part-timers. Correct?

17 MS. MENICHETTI: Yes. That's why
 18 we're advertising, Joe. We're voting to set
 19 up part-time police policy that they're going
 20 to have to adhere to.

21 MR. BARONE: All right.

22 MS. MENICHETTI: Anyone else on the
 23 question? Roll call, release.

24 MRS. HARTSHORN: Ms. Johnson?

25 MS. JOHNSON: For.

1 MRS. HARTSHORN: Mr. Lukasewicz?

2 MR. LUKASEWICZ: For.

3 MRS. HARTSHORN: Mr. Barone?

4 MR. BARONE: For.

5 MRS. HARTSHORN: Mr. Barnick?

6 MR. BARNICK: For.

7 MRS. HARTSHORN: Mrs. Shortz?

8 MRS. SHORTZ: For.

9 MRS. HARTSHORN: Ms. Menichetti?

10 MS. MENICHETTI: For. All in
 11 favor. Motion carried. Anyone else?

12 MR. ROCCO: All in favor?

13 MR. LUKASEWICZ: That's the way it
 14 came out. If the mayor was here we could have
 15 had him sworn in.

16 MS. MENICHETTI: All right. Does
 17 anyone have any objection to us hiring this
 18 young man?

19 MR. ROCCO: No. I'm glad you did.

20 MS. MENICHETTI: Anyone else? We'll
 21 go to audience comments.

22 MR. ROCCO: Dominick Rocco, 110
 23 Sanderson Street. I only have one short
 24 question just to clear the air. I'd like to
 25 ask Cindy something. Is it true that you

1 moved out of town?

2 MS. JOHNSON: No. Come on over and
 3 have tea if you want.

4 MS. MENICHETTI: Next, please?

5 MR. GANZ:?? Nicholas Ganz??, 709
 6 George Street. I'd just like to thank all of
 7 you for giving me an opportunity to work in
 8 the borough.

9 MR. LUKASEWICZ: Good luck.

10 MS. MENICHETTI: Anyone else?

11 Mr. Bolus.

12 MR. BOLUS: Bob Bolus, Sanderson
 13 Street, Throop. Still on the 48 acres, I
 14 listened to Larry talk about real estate. I
 15 do a lot of developing. I'm in the middle of
 16 several major projects. And if I were to
 17 develop anywhere it would be the 48 acres.

18 First of all, accessibility is not a
 19 real issue. There's methods of cindering, let
 20 PennDOT in each of these areas. PennDOT has
 21 to cinder where it's considered inaccessible,
 22 yet they do it. You leave here and you have
 23 to plow or you have to plow uphill, the
 24 cinders are behind the truck anyway. It's all
 25 uphill. You can precinder, there's a lot of

1 things you can do.

2 But if you look at putting in sewer
 3 and water at today's costs as opposed to what
 4 it will be when you are ready to develop up
 5 there it's going to cost you considerably
 6 more. Just watch the price of oil and
 7 blacktopping.

8 Over here where Chorba's is, I mean,
 9 I've been up here 30-some years. We've had
 10 two mine caves in our backyard already. It's
 11 a mined area through the whole valley. If
 12 it's properly designed and built for what
 13 you're going to put up there it will last for
 14 ever.

15 As far as being against the
 16 residential area, you have more residential
 17 area here than you do up there. This would be
 18 -- anything should be put on the tax rolls as
 19 a commercial property, then, so it's going to
 20 bring money into the borough, not take it off
 21 the tax rolls and still have something that
 22 you already own and still not collecting any
 23 money on it. For the minor residential area
 24 up there, there's nothing commercially next to
 25 it. That would be the start of the future

there. You have to put them in sooner or later. Now would be the time to get the shed built and stop pushing this ball all over the table.

The other thing I have -- and I read an article, and Mr. Barnick had made it. And I guess he's so well schooled as a student of the law that he should know that that statement he made to the press that the DA and the AG have exonerated the misuse of funds in question by some members of the -- and the president, John Musevich, from the Throop Booster Club is wrong. This issue has not been decided by a court of law on its merits because the DA --

MR. BARNICK: Why don't you leave.

MR. BOLUS: Excuse me, I'm speaking.

MR. BARNICK: Why don't you leave Throop. Go back to Scranton where you belong. All you want to do is pick on the kids.

MR. LUKASEWICZ: Did you attend the cow flop yesterday?

MR. BOLUS: Yes, I was. I bought seven tickets.

MR. LUKASEWICZ: It was a wonderful day for the people of Throop. Stop badgering --

MR. BOLUS: I'm speaking. I'm speaking, Mr. Barnick.

MR. BARNICK: Your opinion means nothing to nobody.

MR. BOLUS: If I may continue. Mr. Barnick, please be quiet. This issue has not been decided by a court of law on its merits and is subject to civil litigation that can be brought by the borough or any citizen or taxpayer.

MR. BARNICK: They were cleared, Bob. I have to give everybody a good clap for Throop cow flop.

MR. BOLUS: The cow flop was great, Mr. Barnick. Maybe you were a part of it. That's why you want everybody to shut up. Mr. Barnick, shut up, will you, please? I really don't want to listen to you.

MR. BARNICK: No, Bob, you shut up.

MR. BOLUS: We pay you.

MR. BARNICK: You never --

MS. MENICHETTI: Mr. Barnick, please

1 act --

2 MR. BOLUS: You're about as ignorant
3 and degrading an individual as I have ever
4 seen.

5 MS. MENICHETTI: Let them go.

6 MR. BOLUS: Anyhow, this lawsuit is
7 still alive.

8 (Unintelligible outburst).

9 MR. BOLUS: We're voting for it, Mr.
10 Barnick. Maybe you should pay attention. Big
11 mouth, have a good day.

12 MR. BARNICK: You're the problem.
13 Bob Bolus TV.

14 MS. MENICHETTI: Anyone else?

15 MR. BOLUS: I get done what I say,
16 big mouth.

17 MR. BARNICK: You don't like it,
18 Mrs. Shortz? Then go home.

19 MRS. SHORTZ: No, I don't like your
20 behavior.

21 MS. MENICHETTI: Mr. Barnick you act
22 like a savage.

23 MR. BARNICK: You don't like it.

24 Did you watch yourself on TV last time?

25 MS. MENICHETTI: If you'd shut your

1 mouth I wouldn't have to do that. If you'd
2 shut your mouth I wouldn't have to do that.

3 MR. LUKASEWICZ: Can with proceed
4 with the audience comment?

5 MR. BARNICK: She can't take it.

6 MS. MENICHETTI: Is there anyone
7 else who has anything to say? Mr. Hartshorn,
8 would you stand up to the podium, please, so
9 we can shut up Mr. Barnick.

10 MR. BARNICK: Six more months and
11 you'll be gone. Thank God.

12 MR. HARTSHORN: I just have a couple
13 questions you can answer for me. I understand
14 at the work session it was brought up to
15 buy -- the truck with the ladders on. What's
16 wrong with ours?

17 MS. MENICHETTI: I don't understand
18 what you're talking about.

19 MR. ROCCO: The cherry picker?

20 MR. HARTSHORN: Yeah, the cherry
21 picker.

22 MS. MENICHETTI: It's broke.

23 There's something that cannot be repaired.
24 I'm not sure exactly what the part is but --

25 MR. HARTSHORN: All right. Could it

1 be because it's used for everything else
2 except for what it's supposed to be used?

3 MR. MENICHETTI: Well, I'm really
4 not sure what they use it for. I'm assuming
5 that they use to --

6 MR. HARTSHORN: They're using it for
7 towing around the grass cutters and mowers and
8 everything else and you got two pickups with
9 four of your borough employees riding around
10 doing nothing.

11 MS. MENICHETTI: Do you want
12 Mr. Kalinoski to answer your questions?
13 Because he is here.

14 MR. HARTSHORN: I don't care who
15 answers it. But, I mean, it's just the thing
16 here. You're going to pay somebody to put
17 flags up on the pole. You have your own truck
18 to do this.

19 MS. MENICHETTI: Robert, do you want
20 to explain why the cherry picker is not in
21 operation and what it is used for?

22 MR. KALINOSKI: The only thing we're
23 using it for right now it to haul the park
24 equipment back and forth and for the
25 generator. The bucket itself, from what I

1 two guys in each truck and everybody's all
2 around here. They can't get the patching
3 done, they can't do this, they can't do that.
4 They're awful busy. Too much work. We got to
5 hire more guys. We got to get summer help.
6 Me and Mr. Hughes used to take care of the
7 whole town, and Frank.

8 MS. MENICHETTI: Are you asking a
9 question, Mr. Hartshorn, or can I help you
10 with -- do you have a question or are you just
11 making a statement?

12 MR. HARTSHORN: Yeah. I mean,
13 why -- if we're going to go out and pay to
14 have flags put on the pole why don't you get
15 the truck fixed?

16 MS. MENICHETTI: How much did we pay
17 for that truck? We didn't pay much.

18 MR. LUKASEWICZ: \$6,500.

19 MS. MENICHETTI: How many years do
20 we have it?

21 MR. KALINOSKI: I would say maybe
22 five or six.

23 MS. MENICHETTI: So we really got
24 our money's worth out of it.

25 MR. KALINOSKI: And the reason we

1 understand, the estimate that we got appears
2 to be anywhere from \$6,000 to about \$10,000 to
3 repair it. There's chutes that are bad in it,
4 pulleys that are bad in it, cables bad in it,
5 and the emergency lowering pump is bad, the O
6 ring pump is bad in it.

7 MS. MENICHETTI: Does that answer
8 your question, Mr. Hartshorn?

9 MR. HARTSHORN: Not really. Six
10 thousand dollars, I can buy a lot of ladders
11 for that.

12 Now, you're going to go up and
13 you're going to pay -- I don't know what
14 you're going to pay to have a guy come in and
15 put the flags up and change the flags on the
16 poles and do all this stuff, which could be
17 done with ours.

18 On Monday -- and there's nothing
19 happening in the borough on Monday. Where
20 does all the -- how many men you got working
21 for you, Rob?

22 MR. KALINOSKI: Seven plus two
23 summer help.

24 MR. HARTSHORN: Okay, that's nine.
25 Monday two pickup trucks riding around with

1 purchased that is because the amount of money
2 that we were spending to have a vendor put
3 banners and flags up for us. We started off
4 with approximately 20 flags. Now I believe
5 we're probably close to a hundred. There were
6 just the 50 that were just purchased. Between
7 banners and Christmas decorations, when
8 Mr. Hartshorn was here, when I first started,
9 there were 22 Christmas decorations. Now I
10 believe there are 87, if I'm not mistaken.

11 MR. HARTSHORN: Yeah, but we put
12 them up with a ladder in the back of a dump
13 truck.

14 MR. KALINOSKI: Then we were also
15 notified by the Department of Labor and
16 Industry that you cannot do that.

17 MS. MENICHETTI: Didn't you tell me
18 you were looking to see if you could find
19 another used cherry picker?

20 MR. KALINOSKI: Yes. I did look at
21 some up in Carbondale with high mileage. They
22 were brought in from out of state that were
23 used by some of these fleets and power
24 companies. I think they're too high priced
25 for what you're getting.

MS. MENICHETTI: What about those inspections in New York that Bob Bolus is always talking about?

MR. KALINOSKI: There is a gentleman whose name that I have, that I have not contacted, who will look for stuff throughout the country.

MS. MENICHETTI: It may be worth our while --

MR. KALINOSKI: If we get the price range.

MS. MENICHETTI: It might be worth our while because we're going to pay a high price to put those flags and everything and the Christmas decorations up.

MR. LUKASEWICZ: They utilize it for cutting trees and so many things that they utilize it for.

MS. MENICHETTI: Tell him that he should probably look for something else.

MR. KALINOSKI: If council could give me an idea of a price range.

MR. LUKASEWICZ: Find something good.

MR. KALINOSKI: Give me an idea.

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MR. LUKASEWICZ: Check on the internet and see if they have anything down there.

MR. KALINOSKI: If they do have anything it will probably be a bigger piece of equipment.

MR. LUKASEWICZ: Then we'll know.

MS. MENICHETTI: Anything else, Mr. Hartshorn?

MR. HARTSHORN: Yes. I don't know, a few months ago it was brought up about maintenance of the vehicles. Has anything been done?

MS. MENICHETTI: Has that been done? The maintenance on the vehicles, are you keeping the logs?

MR. KALINOSKI: We do have the logs. The maintenance, there was no inspections during our cleanup because of all the trucks back and forth. So for a one-month period during cleanup there weren't any done.

MR. LUKASEWICZ: You're going to start doing them?

MR. KALINOSKI: Yes.

MR. LUKASEWICZ: Just like you did

That way I can have somebody look --

MS. MENICHETTI: I don't know how much these trucks are.

MR. LUKASEWICZ: We're going to have to spend \$15,000, \$20,000 for something halfway decent. That was five years ago we found something for \$6,5000, and we were lucky at the time because that was in real good shape.

MR. KALINOSKI: The only reason we found that one was up in a park lot, I believe, right when you pull in the mall, when they were expanding the mall. It was sitting outside with a for sale sign on it.

MS. MENICHETTI: Well, see what you can come up with.

MR. LUKASEWICZ: It's a valuable tool.

MR. HARTSHORN: How about the government?

MR. LUKASEWICZ: Fifteen, \$20,000.

MR. HARTSHORN: Do they have those down in Harrisburg?

MR. KALINOSKI: I haven't been to Harrisburg in about two years.

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in the past, keep official records.

MR. KALINOSKI: Yes.

MR. LUKASEWICZ: If somebody wants to see it, it's there.

MS. MENICHETTI: Anything else, Mr. Hartshorn?

MR. HARTSHORN: No, I'm not picking on him.

MS. MENICHETTI: I know.

MR. HARTSHORN: I'm just saying look at these things here. I don't know how many years I worked in a truck and I didn't have nothing wrong with it. I wore the back out. Nothing like the rear end, stuff like that. Does every one of them guys got a CDL license to drive that truck?

MR. KALINOSKI: The only one that doesn't have a CDL license is Doug and Dave.

MR. HARTSHORN: They got all good air brakes, too.

MR. KALINOSKI: Yes.

MR. HARTSHORN: I'd like to see them. Can I see them.

MR. KALINOSKI: I don't see why not.

MR. HARTSHORN: All right, that's

1 all.

2 MS. MENICHETTI: Thank you, Mr.
3 Hartshorn.

4 Robert, before you leave, I was
5 exiting the borough building this morning and
6 I fell on the street. There's a good hole and
7 my foot went in the hole and I turned and I
8 fell. And I wish you'd go out there and see
9 if there's maybe some cold patch or something
10 you could put in there. Right outside, right
11 by that sign. God forbid someone else should
12 fall. I really hurt myself, too. My two
13 wrists are hurting, my knee, my shoulder. I
14 really went down. So maybe you can do
15 something about that.

16 MR. KALINOSKI: We'll take care of
17 it first thing in the morning.

18 MS. MENICHETTI: Anyone else? If
19 not, motion to adjourn?

20 MR. LUKASEWICZ: Motion to adjourn.

21 MS. MENICHETTI: Meeting adjourned.
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1
2 CERTIFICATE
3

4 I hereby certify that I attended the foregoing
5 proceeding, took stenographic notes of the same, that
6 the foregoing, consisting of 137 pages, is a true and
7 correct copy, done to the best of my ability, of same
8 and the whole thereof.
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Mark Wozniak

Official Court Reporter