

**Minutes
Throop Borough Council
Monthly Meeting
Monday, July 26, 2004
7:00 p.m.**

Pledge of Allegiance.

“God Bless Our Troops and the Coalition”

ROLL CALL:

Members of Council:

Joseph Barone - P

Vice President - Susan Shortz - P

Thomas Lukasewicz - P

President - George Marushock - P

Cindy Blanchard - P

Daryl Menichetti - P

James Barnick - P

Solicitor - Louis A. Cimini - A

Mayor - Stanley Lukowski - P

Treasurer - Amy Hebden - P

Manager - Ken Novack - A

Administrator/Secretary - Elaine Morrell - P

MAYOR’S VETO of Ordinance # 8 of 2004 (July 1, 2004)

(Motion #11)

To adopt Throop Borough Ordinance #8 of 2004, an ordinance amending Ordinance #19 of 1994, prohibiting parking on the northwesterly side of George Street, (300 block) from Sanderson St. to Clinton Ct.

Approved by Throop Borough Council on Monday, June 28, 2004

To preclude massive indignation by an overwhelming number of citizens of Throop Borough, which resulted in a widespread petition, plus the threat of pending legal action, the constant surveillance of the Borough Police Department to ensure “no parking” is being adhered to, and the possible loss of nearby businesses, who contend such action will unduly have a negative effect on their day-to-day operation, the undersigned, as Mayor of the Borough of Throop, hereby vetoes Ordinance #8 of 2004, Motion No. 11, approved by Throop Borough Council on Monday, June 28, 2004, which prohibits parking on the northwesterly side of George Street, 300 block, from Sanderson Street to Clinton Court.

Stanley J. Lukowski
Mayor of Throop Borough

Blanchard: Could I have comments on this? Marushock: Yes. Blanchard: Mayor, I'd like to comment on this. That was your right to veto it but could I, I'd like to say something please? Out of no disrespect, I just would like to comment on it. The parking problem I feel was a problem. Mr Hegedus came here in March of 2001 at a public meeting and I feel that the council members at that time did not live up to what was said at the meeting. Luckily there's never been a serious accident. He is a businessman in this town too for 28 years, and a resident. I feel they wouldn't help Mr. Hegedus. His daughter has a business in this town since '86. His son opened a new business and the mayor, you, were invited. You did not attend. I don't mean this out of disrespect either. This problem I feel, from looking at records, started about 2000. There has been a problem existing near Clinton Court for well over 2 years is what, from me looking at records. Residents living in the 500 block of Sanderson Ave. have to use Clinton Court to park in their yards and Junior's Tobacco customers use this also. There is a letter from Penn DOT regarding visibility coming out of Clinton Court. There was 475+ signatures regarding this traffic hazard. I felt this parking ban would help clean the problem that exists and in my opinion it was safety. It would not have cost the borough 1 dime. My intentions were never to hurt any businesses in town. Never to hurt any businesses. In my opinion this problem exists because of, in partly, the zoning officer okaying people to open without off-street parking. This was in the zoning book. Now there was a minor accident coming out of Clinton Court on Friday. It wasn't serious. I ask through motion, mayor with no disrespect, that if anything happens that you are held responsible and not the Throop Borough and I would like to have the signatures that Mr. Hegedus acquired entered into the book. Furthermore, looking through past minutes and audience comments of at least 2 years ago, there were people of this town saying that there was speeding through Clinton Court and it was a hazard. Now in the end I hope that it doesn't backfire on us, that Mr. Hegedus doesn't have a lawsuit. He was told to tear down buildings for parking, etc. And I mean no disrespect mayor. I just had to say my peace and you had yours with the veto and that's how I feel about it.

Lukowski: Let's put it this way. In short there's been parking there all those years and all of a sudden we want to ban parking. There's no, there's no rhyme or reason for that. Blanchard: It's, I don't think...Lukowski: And the police were just kept busy constantly... Blanchard: I know they were. Lukowski: ...with calls. And how many times I went by there, there's a car parked on the wrong side of the street, ran into the store and there was another hazard. And we had here, I don't know, you weren't on council then. They packed the council chambers, the people that were opposed to it. I don't know where you got the 400 and some...Blanchard: I have a copy of them though. I'll put them in your...Lukowski: I'd like to scrutinize them and see how many live in Throop. Blanchard: Well I, I don't know if they all live in Throop but they are all customers of the store. Unidentified: They don't live here. Menichetti: Those petitions that were submitted were all from Throop either. Half of those people were dead on there. Blanchard: And I mean no disrespect mayor. I just felt like if, you know, you had your right to veto it and....Lukowski: Well, and sure. You see it your way and I see it mine. Blanchard: No, that's fine. That's fine. I'm O.K. with that. Lukowski: And in this case I think the majority of citizens in Throop would like it the way it has been for years and years. Blanchard: O.K. O.K. Lukowski: Thank you. Barone: I'd like to say something..... Did you say you would hold him responsible if something happens down there, like an accident? If there's an accident down there it's not his responsibility it's the person involved in the accident. What are you blaming him for? Blanchard: There, Mr. Barone, there just was a minor accident on Friday though. Barone: I don't care if there was a head on crash. It's not his fault it's the drivers of the cars. Blanchard: O.K. that's your opinion Mr. Barone. Marushock:

O.K. Under announcements....

Announcements:

Throop Borough Annual "Night Out" - Tuesday, August 5th

Washington Street Park - 6:00 p.m. until 10:00 p.m.

Parade at 7:00 p.m.

Co-ordinator - Officer K.C. Jones

Volunteers are needed.

Marushock: Also, a blood lead screening is to be conducted this Tuesday and Thursday evening at the Throop Civic Center between the hours of 6:30 and 8:30 p.m. The blood lead screening will also be conducted on Saturday, this coming Saturday, from 12:30 to 2:30. That's something I, we just realized the blood screening was omitted from the announcements. I'm sorry about that but I'm making the announcement here.

Marushock: Also, under announcements something we forgot to put in. The **Throop Borough Golf Tournament** will be conducted on Sunday, August 29, 2004. Contact Wayne Williams for additional information. Before I get into audience comments...

Lukasewicz: Can I make 1 announcement? Marushock: Yes. Lukasewicz: The girls ASA Missy Softball Team from Throop, they won the championship this past weekend. So it's just good to know that the girls are continuing their winning ways and I believe they're gonna go further in the playoffs *inaudible*. Lukowski: Another thing - the night out. Boy anybody in this community that wants to see a lot of fun that's the place to go on that evening. And you know what - you get free food- best in the world. It's great. It's a great, great time had by all and just be there. We've had, this is the 3rd or 4th year in a row and it's just a terrific event. Thank you.

Marushock: Before we get into audience comments on tonight's agenda Mr. Ken Naugle from building inspectors underwriters is here this evening to give us some information regarding UCC code for which we are now operating under. Mr. Naugle I believe you could give the borough council and also members of the audience some highlights as to how this is gonna effect all of us. Naugle: I hope so. Good evening. The UCC codes of course was passed by the state *inaudible* and there was a change recently on some of the codes. They downsized, I guess you could say, a few things. Before previous to this, and this was one of the big things whenever I had *inaudible* meeting is - do I really need a hot water heater inspected? Well now you don't. And that was one of the big things. And there's a few other things. Anything that doesn't, any minor repairs that doesn't go into the structure of the house now is no longer required for inspections nor is a roof on residential which, my own personal opinion, I think should be inspected. Also they took unattached buildings to a single family residential dwelling was 500 sq. ft. that didn't need inspection and now they raised that to 1000. But they also gave, along with that, the municipalities the right to pass an ordinance to require an inspection on this. So that's one of the changes. And as far as the codes go they're really no different then they are in any other state. A lot of, in town most of the people in your larger cities and towns, most of the people are kind of used to the codes. But you go in the rural areas and they want to shoot me because they're not

used to it and they don't want to hear about it. They don't like to change. But what I'll do is I'll just go over what's required as far as coming into the municipality to apply for a permit. And basically our, our company has been doing this in 5 states. This is not new for us. We, were doing this in Delaware, Maryland, New Jersey, New York, and also Pennsylvania so we already have a system we think is pretty good. And what happens, when you come in for a permit the first thing that happens is you have to address the zoning, which you always had to do for, if the zoning was pertinent to what you were doing. And that would go on your application. All the zoning would be taken care of. You'd fill out your name, address, what you wanted to do, and then if you were going to build say build, putting an extension on a house or build a house. Let's look at that. That's probably the most involved thing. The first thing you'd have to do is submit a plan after the zoning is addressed. And the plan would have to be 2 detailed drawings to scale including the plumbing, the mechanical, the electrical, and of course the building. Now these don't, do not have to be approved by an architect or an engineer but they do have to be draw to scale and they do have to include all of this. Most, most homeowners per say or residents can't really do this but you can buy plans off the Internet or from different various companies that would address all this. Or if you have a good contractor a good contractor can draw all this. Again, like I said, it does not have to be approved by an architect or an engineer but it must be to scale. Once that's done those plans would be submitted to the municipality. Our company would come in and do a plan review. If their approved both sets of plans would be stamped and you would fill out 4 applications: 1 for building, 1 for mechanical, 1 for plumbing, and 1 for electrical. We would fee these off the plans, the municipality wouldn't have to do that, we do all that. And from there on you would pay your fees and you would be given a copy of how we inspect the inspections to go, when you call us. And of course the first time you would call would be when you dug your footer you would have to do a soil inspection and of course make sure the footer is done properly to the set of plans. 1 set of plans would have to be on the job at all times, *inaudible* approved plans, and of course your plaque, which would have your permit number on it. And from there on we would do 2 things; we'd do roving inspections so your contractor or yourself would not be held up and also when you call us for inspections. We would come until the entire thing is done. Once it's done we put it back into the townships hands by means of a certificate of occupancy. We would do that, we would make up the certificate of occupancy, we would take it to the municipality, we would not sign it. The reason for that is if the municipality had anything they want to look over as far as zoning. If they'd like to make a driveway permit in order to see how the driveways put in. If there is grading involved where they wouldn't want water to go on someone else's property or the drain *inaudible* properly. Things that they would want to address to zoning. Once they would be happy with all of that they would call us, they sign their certificate of authenticity and it's all done. I went over the real fast...*laughter*...but I'm opened for questions. Marushock: Does anyone in the audience or up here on council? Shortz: At the last meeting with the zoning officer *inaudible* and it had to do with this technical assistant person... Naugle: Well...Shortz: ...and it was his interpretation that the borough would need a full-time person to keep up with all the proper...Naugle: Well, I'm also a township supervisor. Our secretary does this in our township. Shortz: Well what is involved coming from that person. Naugle: Actually not, not very much at all. It depends who, who gave that plan to you. I try to make it as simple as possible when I give the plan because it really is simple. The zoning, your zoning officer always does the zoning. The only difference is is he would record it on this folder that you would keep forever. He would record all that. When it'd come to, like if there would be a plan review, he

would give them a couple sheets of paper that tells them exactly what the plan review would be. They would bring that in and you'd call us. We would fee everything. He doesn't have to worry about that. All he has to do after we do that is to call them back and say, "Come get it". Then he would not be involved until the very end when we would give the certificate of authenticity and that would have to be filed away. It's, it's a relatively simple....Shortz: So in other words all this, like there's all this mechanical, electrical, etc. *inaudible*...Naugle: Now the electrical....Shortz: Do you guys handle it? Naugle: The electrical he could actually make a permit out to hand to him. All it is is a matter of them, again they still have to fill out, you still have to create a folder and permit number - that you would have to do. He, they would fill out just the electrical part. He'd put the fee down, collect the fee and good-bye, they're gone. And the fees do have to be posted. And any administrative fees they do have over and above the fees it has to be posted too. And how we usually suggest that is that you could *inaudible* the bottom of our fees. But it does have to be posted. And all you have to do is look at that, here put the fee down, it's gone, it's over. Another thing we do, if, if he should have a question, all he has to do is make a phone call. Because we're, I mean answer phone calls all day long even from, from people...I am an inspector in Montour County and in Back Mountain, that's, that's, that's where I'm the primary but I set up townships clear up in Scott Township, in Wayne county and Strucca - there's a whole cog up there I set up. And I, I set it up and it's a very simple operation. And I tell them you know, you got a problem - call. You know I, I can walk someone through something over the phone. It's not a difficult thing. I know that a couple of townships, as soon as we brought this in the, the zoning officer right off the bat he said, "Oh, oh gotta to have a raise, you know". And because they look at it and they say, "Oh, this, this is a really a big thing". But it isn't, you know. Yes..Lukasewicz: The actual inspections. Who would set up the time that the homeowners wouldNaugle: O.K. once, the actual inspections, once this is turned over for inspection and they, they call up our office and within, usually within 24 hours we'll make that inspection but we guarantee it within 48 hours. Lukasewicz: All right, so everything is handled through your office. Naugle: In the office. Lukasewicz: Right. Our secretary doesn't have to call the people or make any calls whatsoever. Naugle: Nope, nope, nope. Once, once that permit is issued all the inspections are...see if, if we did it through the township or the municipality we wouldn't be able to get our inspections straightened out. I mean that, this, it would, it would be too much of a turnaround. This way the people, once they have their permit and they're ready they call us right in the office. Every morning between 8:00 and 9:00 every inspector is in that office picking up their, all their inspections for their territory. And they're making phone calls. If, if the people say called into the office and say, "Hey, we need an inspection on such and such a day but call us first because we can only be there a certain time". It's noted in the office and when the inspector gets it that's what he does. I mean he carries a phone with him all the time. And we made it as simple as possible. And, and as far as you getting involved in the inspection it would be too detailed and we just don't want to do that. Menichetti: So you're saying that the secretary is very capable of filling out these forms. Naugle: Yeah, the secretary is capable. Most, most townships down my way don't have zoning. In Luzerne county, Luzerne county doesn't zone so they don't even have to do the zoning. All they do is the permits. They still have to, the people still have to bring all their papers into us and then what we do is we make a copy, approve and just slide it into the folder. And then the secretary just makes that out and...When they, initially when they first start with inspections we get quite a few calls not because they can't do it but they're a little apprehensive. You know when they call they, they don't want to make a mistake. Hey, everybody makes a mistakes you know? If

you don't make mistakes you're not doing anything. So we don't really worry about that too much. We can correct mistakes. Barone: If you're remodeling a house...Naugle: Yes...Barone: Permit fees. Let's say you have 4 different items, do you have to have a permit fee for each item or is it 1 permit for the whole works? Naugle: Yeah, if you're remodeling a house you need a substantial...Barone: No, like electrical, plumbing, heating, carpentry work, whatever you're doing. Naugle: Yeah if you're, yes. There, not 4 permits there's only 1 permit is generated but there might be 4 applications because the electrical is addressed as electrical, the plumbing is addressed as plumbing..Barone: Now you say 4 applications, is that 4 separate fees? Naugle: Yeah. Yeah, there's 4 separate fees, yes. Barone: 4. Naugle: Yes, there's 4 separate fees. Every fee is per what you're doing in the inspection. If you have blanket fees and this guy over here is puttin' on 1000 sq. ft. extension on that's gonna be a bedroom well it wouldn't be right to charge him for plumbing and electrical. Well, he'd still have some electrical but plumbing, like you're not putting a bathroom in. But if this guy over here is putting 1000 sq. ft. place in and he's puttin' a bathroom in there and puttin' central air and everything like that naturally his inspection is going to be more involved and it would cost more than, than the one that's just building the bedroom. So it wouldn't be fair to charge both people the same price so everything is broken down separately. Barone: You're not, you're not charging the guy that's just putting the room on. You ain't charging *inaudible* electrical, you're not charging him for plumbing. Naugle: That's right. That's why I'm saying. That's why you have 4...Barone: Yeah, but you're, the way you're talkin' about you're worried about the guy that's puttin' the room on compared to the guy with the 4 additions. Naugle: *Laughter*..all right...Barone: You know, that's the way I'm understanding it. Naugle:...let me see if I can clarify it. Barone: What do you mean, no? Naugle: When I say 4 applications there's a mechanical application, a plumbing application, an electrical application, and a building application. Barone: Right. Naugle: If this guy over here with the bedroom is just doing a building and electrical he only has 2 applications. Barone: Right. Naugle: So, his price consequently is cheaper than the person over here that's doing the 1000 sq. ft. with the bathroom because he now has plumbing. Barone: Right. Naugle: So his, he has 3 applications and if he puts central air possibly 4 applications so his cost would be higher than the one that just...Barone: I understand that but the way it sounded to meNaugle: Well I, I'm sorry I didn't do a good job...*Inaudible, laughter*. Naugle: So, so to keep everything fair that's why we have separate applications. That's why they're priced...Barone: And how much does a permit fee go for, according to how much the jobs cost? Naugle: They go by, in some cases, but in most cases it's square footage on your building. And like electrical, now most of your services are cheaper now than they used to be. Our, most of our services are, are under \$50.00, for service, which is a lot cheaper than it used to be. Of course there's, might be administrative cost. Unidentified: Who gets the permit money? Naugle: The permit money - part goes to the inspectors and part goes to the municipality. Unidentified: 50-50? Naugle: Yeah. I don't know how they set theirs, their fees up so I really can't answer that. Barone: How 'bout 15-85? *Inaudible*. Naugle: Our, our personal inspection, just our inspection fee not the administration fee, I believe there it's \$85.15. I believe that's what it is but I'm not sure on that. But there could be an administrative fee on top of that that would go to the, to the municipality for their record keeping. Marushock: Does anyone have further questions for Mr. Naugle? Unidentified: What is the thing that needs permits? Like just structural, mechanical, electrical, plumbing, heating, things like that? Like if you were going to tear out plaster walls and put up dry wall? Naugle: All right. If you were, depending on what type of codes or, or ordinances they had in effect before 1999. Right now, as far as the codes are

concerned, if you were to change kitchen cabinets there's no inspection. If you were to change a window without changing the size of it there's no inspection. There's no inspection to put shingles on a roof right now unless of course they have existing ordinances before 1999 then they would take effect. Now I don't know what they have here but I'm sure they do. If you were to change devices in a house like put a receptacle in or a switch in or anything like that there's no inspection on that. If you were to put tile in or change carpeting, minor repairs on your walls. Anything that doesn't go into the structure of the house there's no inspection but once you go into the structure definitely there's inspections or, or make your, make your electrical or make your plumbing...Marushock: Is that it? Down through the rows, across the back any questions for Mr. Naugle? Stoffey: Yes. As far as sidewalks, I'm in the precast step business, as far as steps go, is there a 3/8 tolerance if you're coming out a door and steps are 7-1/4, 7-1/4, 7-1/4. That first step coming out the door can't be more than 3/8, is that correct? Naugle: The difference, the difference between the steps can be no more than 3/8. Stoffey: 3/8, that's what I'm saying. Naugle: The step can't be no higher than 8...Stoffey: 8", right. Naugle: 8-1/4". Stoffey: Well O.K., now another thing. If you're doing new construction or older construction around the towns the railing has to be 36 high, pickets 4" on center, you can't just sphere it to the side? Naugle: Right, 4" sphere, can't go through it. Right. Stoffey: That's any remodeling job that you do? Naugle: And any, on anything yeah. And your steps have to be, you can't have to have a 4" step down the bottom...Stoffey: Well the step on the bottom I think you could get away with because the reason...Naugle: Well, I mean you're not really supposed to get away with it. Stoffey: No, but if you're coming down a 7-1/4 drop and it's 7-1/4, 7-1/4 when they put their modified in front the inspectors up here said the bottom step doesn't have to be 7-1/4, it could be 4 it could be 5, it doesn't matter. Naugle: Well...Stoffey: That's what they said...Naugle: *Inaudible* but they, but they might have let you go. Stoffey: No, I understand...Naugle: Also a deck without a roof on under 30" requires no inspection but if it has railings on the railings require inspection. Stoffey: The railings got to be 36 side pickets, 4" on the center. Naugle: Right. Stoffey: Every wooden railing that you're doing. Naugle: Right. Stoffey: I know, I know, we've been doing it for a couple years. Naugle: And most, most always *inaudible*...Stoffey: Yeah. Interior rail also's gotta be 36...Naugle: Same thing. That's right. That's right exactly. Stoffey: Now we can, I, I want to pour sidewalks at my house, I can do that. I don't have to get, well I'm probably gonna get a...Naugle: The only way you have to worry about a sidewalk is if it's over 30" above grade or if it's over 1/4 *inaudible*. Other than that you don't. Or unless it's under commercial and under commercial if it's an access way then you have to *inaudible*...Stoffey: Now the newer homes down here that are being built, do you have to inspect all them when they're laying the block, electrical, that has to be inspected also, correct? Naugle: Yeah, anything, any contract that was signed before the OPT in date goes under the old rules. Stoffey: Right. Naugle: Anything after that goes under the new...Cabets: How extensive are they on, when you're pouring a footer or a floor do they have to take a slump test too? Naugle: No. No and in residential construction no *inaudible* is required. Cabets: Thank you. Marushock: O.K. Does anyone else up here have any further questions for Mr. Naugle? O.K. Mr. Naugle, we thank you for your time. Naugle: Thank you.

Marushock: Continuing on I'd like to read the highlights here of a fax that was received at 2 minutes after 5 this evening. It's from Pennsylvania Techtronics regarding the salt contamination of the temporary storage area at the Little League. What we're gonna do is this fax that we

received we will forward to the solicitor for his review and his comments and it will be addressed in the future regarding those comments. Barnick: Which solicitor? Marushock: That is to be determined. Barnick: Why, why...Lukasewicz: I have a question - what happened with Atty. Cimini? Barnick: They told him to go home. Marushock: I didn't tell him...Lukasewicz: Now wait a minute, are you changing solicitors this evening? Barnick: Yes. Marushock: That may be done. There may be a motion on to replace him. Rocco: Well, it should be done first. Lukasewicz: It should be done first because if...Barone: What happens if *inaudible*...Lukasewicz: If we're gonna have a meeting that you could discuss with the solicitor if there's any questions here this evening. Barnick: Yep. Marushock: I'm sure *inaudible* solicitors not here this evening that I know of. Lukasewicz: Any you're gonna hire someone but we have no one here this evening. Marushock: Not this evening. Rocco: Brother. Marushock: But it will, he will be available as far as I know tomorrow morning so if there are any comments or questions...Barnick: Who? Marushock:...that can be handled tomorrow morning. Barnick: Who? Who's gonna be the solicitor? Marushock: I'm waiting for the motion. Barnick: Well I mean everybody needs to know. I'm sittin' on council. I'm supposed to be represented. I'd like to know who the solicitor's gonna be. Lukasewicz: Can I ask a question. Mr. Marushock, may I ask a question. Marushock: Yes. Lukasewicz: We have a printed agenda. Marushock: Correct. Lukasewicz: Are there any other motions that will be coming before council this evening? Could they please give themselves now so we can have audience comments? Menichetti: I have one. I have, I have one Mr. Chairman. Marushock: O.K. now wait a minute. If I do it this way we're gonna ask for all additional motions at this time after which I will get audience comments and then there will be no motions added this evening other than whatever we bring up now 'cause we're not gonna bounce back and forth for audience comments. If anyone at this time has any motion that they wish to bring forward this evening, other than what is on the printed agenda, please do so. But I am gonna add one myself, that will be motion #27, there was 26 on the printed agenda. Motion #27....(see #27 below)...Marushock: Does anybody else have any motions to add? Blanchard: I do. Marushock: We will start with #28. Blanchard: I'll go. I would like to make a motion to abolish the position of administrative secretary. This is why we hired a business manager. Barnick: Wow. Blanchard: Mr. Novack will take over. Barnick: Wow. They're getting rid of Elaine Morrell now. This is sad. It really is sad. *Many audience members begin to comment.* Barnick: Elaine, I'm glad you got the lawyer...Barone: I thought you never had anything against her. Blanchard: I don't. Barone: You don't...*inaudible*. Barnick: Constant vendetta. Constant bitterness. Constant. Unidentified: Oh my God. Marushock: Everyone here, please...*gavel heard*. I'm gonna ask. Barone: You know you 4 people should do something to *inaudible*... Barnick: This woman devoted her life to this borough. She devoted her life to this borough and all you 4 people did was destroy it since January 1st. *Gavel heard*. Barnick: Destroy it. Marushock: Does anyone else here on council have anything to add to this evenings motions? Ms. Blanchard, is that all you wanted to add? Blanchard: Yes. Marushock: Mrs. Menichetti, did you want to add? Menichetti: I, well you took, I wanted the one for the sign. Marushock: O.K. Barnick: What about a solicitor. Wait. We don't have a solicitor. Marushock: O.K., I'll put that on. Barnick: We're gonna go through a meeting without a solicitor now. Shortz: He... We have no legal representation right now. Shortz: Well nobody asked him to leave. Barnick: What did you tell him? Barone: ...he was here you're gonna fire him, why should he stay? Barnick: He told me you told him to leave. Shortz: No, that, then he mis...*Few begin speaking*..Barnick: Then who's gonna be the solicitor. Barone: Oh yeah, yeah go blame him now. You people are always right. Barnick: I asked him where he's going, he says that they were

replacing him. So who's he getting replaced with or are you gonna do this under the table.
Unidentified: Boy oh boy. Barnick: You gonna do this up at Dunkin Donuts or where you gonna do this. I'd like to know who I'm gonna be represented by. I ain't sittin' on council until we have representation. Marushock: I'm putting it together, I'm putting it together right now. However this goes it goes. Marushock: I'm gonna ask that a motion be put on the floor to replace Atty. Cimini, borough solicitor, with Atty. John Brazil effective 7/27...*Many in the crowd reacting. "Oh"...* Barnick: There was a lawsuit against us. Ho....There was a lawsuit against and that's a conflict of ethics right there. There was a lawsuit against me and several other council members in here. Unidentified: Yeah! Yeah! Barnick: Several other council members. Marushock: No outbursts from the audience please. I am trying to maintain order here. This is being discussed by members up here of council right now what additional motions we wish to put on this evening's agenda. Barnick: That is a conflict. They had a lawsuit against several council members here in this borough, Mr. Brazil. Unidentified: Yeah. Marushock: That is who I'm recommending. How ever it goes for a vote it goes. Barnick: Well. However you worked out a deal. And what is, what is his pay? What is his pay? Marushock: Same as what's in existence now. We have \$35,000.00 in the budget. Barnick: At what, how many hours? Marushock: Based on what is on.....Barnick: You're gonna ask me to call this lawyer, right? Marushock: Yes. Barnick: You are doing everything so deceitful, the 4 of you people have disgraced this town....Marushock: It's not deceitful. Barnick: ...embarrassed this town continuously. *Unidentified audience members heard yelling "yeah", beginning to clap.* Barnick: You continue daily....Marushock: I am going to ask for...Shortz: You made your point Mr. Barnick. Barnick: Don't worry about when I make my point there Ms. Shortz...Marushock: ...order Mr. Barnick...Barnick: I could make all the points I want. I'm sittin' here on council representing people. *Gavel heard.* Marushock: Mr. Barnick. Shortz:I'm not gonna be here 'till 1:00 till you....Barnick: I don't really care. Leave. Leave. *Gavel heard.* Marushock: I am asking for...Barnick: Good-bye. Good-bye. Good-bye. Marushock: I am asking for order. Barnick: Don't let the door hit ya. Marushock: If we do not have order this meeting will be adjourned. That goes for everyone up here on council and everyone...Barnick: Oh. Oh. Adjourn it. Adjourn it. Then you won't get your solicitor, will ya? Marushock: I cannot conduct ...Barnick: Adjourn it. Marushock: ...a totally disorderly meeting. Does anyone up here have any other motions to add to this evening's agenda. That's plain and simple. Barone: Yes. Marushock: Mr. Barone. Barone: I wanna to send a letter to the DEP about lifting the restrictions on the 48 acres announcement to sent the DEP an appraisal for the 48 if that's what he wants. Marushock: Can you please read that again? To send letters to DEP...Barone: To send a letter to the DEP about lifting the restrictions on the 48 acres. I want that appraisal of the 48 acres. Marushock: All right. Barone: They, they want that. Barnick: I cannot believe this. I'm filing Supreme Court disciplinary action on the lawyer, the hell with it. Barone: I also found another one here. I'd like to have a motion. Why don't we have our minutes done in this building? I'm still looking for the March 11, 29, April 13 and 15. Marushock: This is being currently done by Mrs. Egan....Barone: I know. Why isn't it being done in here. Why can't our secretary do it? That's her job. Marushock: Because we, I believe at a meeting that's what we agreed to do it. Unidentified: Because she doesn't have time to do it....Barone: She doesn't have time to do it. I'm talking about Christine. Isn't that her job? Shortz: When those meetings were taken...Barone: Isn't that her job? Shortz: But when those meetings were taking place...Barone: I want an answer to my question - is that her job? Marushock: Not at this time. Barone: Oh, not at this time... Marushock: We asked, we asked Mrs. Egan...Barone: ...but we're running out of

money like *inaudible*...Shortz: We asked that all minutes would be done by the transcriptionist. Marushock: Correct. It was approved at a meeting. Barone: Let's get a petition up, do something, get these 4 people to resign already....Shortz: #22, I'd like to.... Barnick: Gotta get them outta here. Barone: Huh? Barnick: Gotta get these 4 outta here. They're destroying this town. Marushock: Mr. Barone, did you have anymore that you wish to add at this time? Barone: Uh, take her, go ahead...*Gavel heard*...Barnick: They have created more turmoil within this borough than I've ever seen in my life. Marushock: Please, could I have order. Shortz: I would like to put a name in there, in that motion, to appoint Melissa Casey as Civic Center Director. Marushock: What was that number? Shortz: #22. Barnick: Ands who's this? Shortz: She was the person of all those people that applied and that were interviewed that I feel was most qualified for the position. Actually she was the only one *inaudible* qualified. Barnick: Where's she from? *Others heard asking "where's she from"?* Barone: Scranton. Barnick: Do you like anyone in Throop? Rocco: There's nobody in Throop? Nobody in Throop? Barone: I think what they should do, excuse me, is table that motion. Wait for about 2 weeks in case Michelle doesn't get that job at the school...Marushock: We advertised. Shortz: This was done, we advertised...Marushock: We advertised whatever is on, well see how it...Barone: You shoulda went to Michelle and asked her if she wanted it or Maria Pesavanto, the one's that are qualified with, from Throop. Shortz: Before we put, went through all this we asked *inaudible* Michelle said that she wanted a teaching job, she didn't want a full-time job and...Barone: If she doesn't get the teaching job she'll take it. Marushock: Mr. Lukasewicz? Shortz: In the meantime we did it by the book, there were interviews, there was advertisements....Barnick: Nothing you people did yet is by the book yet. Nothing. Marushock: It, it was done by the book. Unidentified: What book? Marushock: It was advertised, the interviews were conducted, am I correct Mrs. Shortz? Shortz: Yes they were. Marushock: Mrs. Shortz, would you like to add anything else to this evening's agenda? Shortz: That's all I have. Marushock: Mr. Lukasewicz: Would you like to add anything? Lukasewicz: No, I have no surprises. Marushock: Ms. Blanchard, would you like to add anything further? Blanchard: No. Marushock: Mrs. Menichetti? Mr. Barnick: No. Barone: I'd like to...Barnick: Yes, yes, I do. Wait. Wait. Yes I do. I'd like to, I'd like to create an easement for the people on Pendall Street, the ones that have the property's behind that was originally started, have the engineer review this for at least a 10 to 15 foot easement for, so that they can get into their properties for the congestion on Pendall . Marushock: So we're gonna give borough property away? Barnick: Huh? Something that you promised the Wrabel's that they told me that once you got the majority you're gonna make sure you take care of this. Marushock: That is not what I told them. There was an original agreement in place with the corner property, that all fell through. Barnick: You said you were gonna take care of them once you got the majority. Marushock: I, I am not in favor of giving borough property away but Mr. Barnick, how would you like that motion to read? Barnick: We're not giving it away, you gotta give them some access. Barone: That girl on the top of the hill wanted to buy that property. Marushock: Mr. Barnick, what would you like that motion to read? Barnick: Have the engineer design a cart-way for the property owners on Pendall Street through our playground. Not through the Center but through the, I don't know what would it be called, the northern, southerly side. Marushock: O.K. Mr. Barone, did wanna add one more? Barone: Yeah. The police are having a lot of problems with crimes so they, they want to know if we'd consider puttin' a curfew up. Do you want to discuss it with them first? Marushock: I would say, why don't we get their recommendation, to maybe we can have a motion to have the police do a study regarding a curfew in the borough? Barone: Right. Menichetti: I

think that's an excellent idea. Barone: 1 thing Jim, Jim 1 thing they do good they, they follow you around. You must be popular. Barnick: Yeah, I know, them and they're friends. Pictures, all that stuff. They follow me all over the place. Barone: Yeah. You should be getting' paid for all that notoriety or whatever it is. Barone: Drive around, here, here's a picture of you. Barone: Yeah. Yeah. Marushock: O.K., there's 2 more that I need to add. 1 would be a motion to rescind purchase of the Chorba property for our borough DPW complex and salt shed. Lukasewicz: We never purchased it. Marushock: But there was a motion I think to, but to close that door. And then next would be a motion to purchase the Rinaldi property. *Many begin commenting at once.* Barnick: Oh, what kind of deal is going on here? Unidentified: I don't know but I think we're gonna find out. Lukasewicz: Wow. Barnick: I'm gonna tell you, I wanna, I wanna tell you what happened. Last year, between the 4 of them they committed, I'm gonna tell you, this, this is my opinion of what happened. They committed in verbal, in a verbal ...Lukasewicz: Contract. Barnick: ...contract. So what happened was we got a better deal up here. Now they're committed because that man wants to sue this borough for breach of contract, I'll guarantee that's what the problem is and they're trying to cover it up now. Marushock: There's no cover up. Barnick: Bull. Marushock: That's a false accusation. Barnick: Why would you buy a mountain of junk? Marushock: That is a false accusation Mr. Barnick. I understand...Barnick: You got a column dump you're buying. That's worth...Marushock: Is that it? Anyone else? Barnick: 3 acres - less than 3 acres is worth \$180,000.00 but our 48 acres is worth \$192,000.00. Think about that now. Think about that. Undeveloped land here, undeveloped land here. Menichetti: What is the purchase...Barnick: 48 acres is \$192,000.00...Menichetti: What is the purchase...Barnick: ...certified appraisal and this one over here is going to be \$180,000.00. Shortz: And there's only 4 acres over here. Barnick: Yeah. Think about it. That's undeveloped and that's undeveloped. Menichetti: One hundred and he's giving twenty-five back to the borough? Blanchard: Twenty-five back. Barnick: Kinda tells you somethin' doesn't it? You're getting' ripped off. Shortz: There's more land down there and it's not that much more...Barnick: You got 48 acres for \$192,000.00. Shortz: 48, well...Barnick: Yeah, how 'bout that? Wake up. Wow. Lukasewicz: What's the purchase price? Marushock: \$100,000.00, this is before the \$25,000.00 comes back to the Throop Borough. Barnick: These people need to be investigated. *Many speaking at once.* Lukasewicz: We're paying \$100,000.00? What are we paying for it? Marushock: We're paying \$100,000.00. Lukasewicz: And he's gonna give \$25,000.00 back? Marushock: ...so...Lukasewicz: So why did he give somebody something to pay you back? I don't understand that. Marushock: That was his request. That, that's was what was in the original...Lukasewicz: 'cause it's a tax write-off for him. It's a *inaudible* write-off. Marushock: That, that's...Lukasewicz: It's a tax write-off. Barnick: Unbelievable. Oh, I can't even...Lukasewicz: It's a tax write-off. Barnick: They are blowing this borough away. Barone: He was supposed to improve that when he bought it. It's his responsibility. Marushock: O.K., he would have to solicit *inaudible* for preparation. *Gavel heard.* Marushock: O.K., we're gonna get into audience comments on tonight's agenda, which right now is the printed agenda and as everyone heard the additional motions that were brought out this evening. I will start with the front row for audience comments.

Audience comments on tonight's agenda:

Bob Bolus - On 28, that motion was made to eliminate that position. What's the basis for it other than something *inaudible*. Is there any other basis for that? Eliminate Elaine's, secretary or whatever. Blanchard: Because when we hired the borough manager, that's my understanding why

we hired him. *Many speaking at once, inaudible.* Blanchard: That's why we hired the borough manager. She had an application in. Barone: Mr. Bolus...Rocco: You had no intentions, you said, to get rid of her. Barnick: What a liar. Barone: Mr. Bolus...Barnick: Continue...*Gavel heard.* Marushock: Hand on. Barone: This is my opinion. This lady right here voted against Hegedus, fine, at *inaudible*, right. Her, she got to her by saying, "Oh, if you vote for Hegedus I'm gonna vote for, get her to vote for Mr. Novack and knock this lady out." That's what they're doin'. Bolus: Now wait a minute now. Marushock: That's...Bolus: Is that hearsay or just an opinion? Barone: That's my opinion. Bolus: O.K., I'm not interested in...Barone: Well I don't care if you're interested or not. That's my opinion. You're gonna find out I'm right. Bolus: Well if you're right or wrong I'm simply asking a straightforward question. I don't like to listen to opinions because...Barone: Go ahead. Bolus:...that's an assumption and you know what that spells for all of us O.K., so? Barone: You won't get a straight forward answer from them *inaudible*...Bolus: Well, I'm asking for a simple, because this has gone back and forth in the many times I've been around. Marushock: Mr. Bolus in regards to your question and what Mr. Barone's comments were, that's wrong. Bolus: If that was the question, is that you believe that...Blanchard: Yes. Bolus: ...you want it eliminated because you hired a borough manager...Blanchard: Correct. Bolus:...and he should be able to do the job. Blanchard: Correct. Bolus: That's your reason why you would be eliminating the position. Blanchard: Correct. Bolus: No other reason? Blanchard: No. Barnick: Huh. Bolus: O.K. Barone: Plus he's from Dickson. Bolus: I'm not concerned where he's from. Barone: Well he should be from Throop. Bolus: If somebody does their job I don't care where they come from as long as they put this borough back on an even keel. *Many begin commenting, speaking at once. Gavel heard.* Barnick: You gotta be kiddin'. Marushock: Mr. Rocco, Mr. Bolus has the floor...*Inaudible*...Marushock: Mr. Bolus, is there anything you wish to add? Bolus: Yeah, if he'd keep quiet maybe you could keep your train of thought around here *inaudible* want to open his mouth. And I really don't like his insults about what I've done here in 35 years, O.K.? I contributed a lot to the area, more so than a lot of other big mouths, O.K.? And we're in the process of doing something else with the property that's gonna enhance this borough. What I'm looking at is whoever could do a job should have the job to do what's best for the borough. I listen to Mr. Barnick yapping and everybody screaming about this council doing this. Well what happened when they were in the administration and they were in charge and Tony Chrzan was here? Guess what - it was a whole new set of rules. *Clapping heard.* Bolus: Landfill *inaudible* hire fee and *inaudible* got away with nothing and we're broke in the town because of the way they ran it before hand. Barnick: Are we? Mr. Bolus, please don't try to make yourself known. You're well known enough with that pit you got up there. Bolus: Hey, don't you worry about my pit...Barnick: Because it looks a mess. Bolus: Is it really? Barnick: Yes. Bolus: Well if you had a problem how come it was O.K. when you guys used to come around all the time - you and Chrzan - until we had a little falling out, it's a pit now. Barnick: Is that right? It was never O.K. Bolus: Oh really? Barnick: It's been that way for years. Bolus: How many years Mr. Barnick? Barnick: And how much did we spend here? Bolus: Wait Mr. Barnick...Barnick: How much did we spend? Bolus: Huh? Barnick: Who's blowing the money Mr. Bolus? Bolus: Well you guys...Barnick: You come here, you just want your name out there like Scranton. Oh, I'm Mr. Bolus, I'm gonna run for election. You're just such a great person. Everybody values your opinion. Your opinion is so great. *Gavel heard.* Marushock: Mr. Barnick. Bolus: My opinion is being a property owner in this town and I have as much say here as you do with your big mouth ranting and raving about everybody. Barnick: You don't like it, too bad.

Bolus: That's what I'm telling you sir, too bad....*inaudible*. Barnick: Too bad. Too bad. Go to Scranton and they'll listen to you maybe. Bolus: I have a Throop property, sport. Barnick: So do I. Bolus: I could go to Scranton, I got other properties other....Barnick: Good. I hope you pay your taxes on all of them too. I hope you do. *Laughter heard*. Bolus: Mr. Barnick, would you like to match me dollar for dollar? Barnick: I said I hope you pay your taxes on all of them. Bolus: Don't you worry about them, they're all taken care of. Barnick: Yeah. Bolus: That's right Mr. Barnick. Barnick: Yes they are. Bolus: Hey Mr. Barnick, don't throw stones. Barnick: Please, please Mr. Bolus. Don't, don't start with pickin' on me or nothin'. Bolus: *Inaudible* because your mouth rambles on about stuff. I raised an issue...Barnick: Because your mouth rambles on about stuff. Your constantly rambling on Mr. Bolus. Bolus: I don't have...I'm speaking, just answering a question. I live here Mr. Barnick when you guys ran this town...*Gavel heard*. Bolus: ...and you *inaudible* do nothing about getting more money in it. Marushock: Mr. Bolus..Barnick: We ran it good, oh yeah. Mr. Bolus wanted \$10.00 a ton and he was gonna get it too. Marushock: Mr. Bolus...Shortz: It's supposed to be on the agenda. Marushock: Please stick to what's on the agenda. Bolus: Hey Mr. Barnick, if I got \$10.00 a ton we wouldn't be broke today but then again I don't get special favors outta Keystone. Barnick: Oh...Marushock: Mr. Bolus, would you like to add anything else regarding tonight's agenda? Bolus: Yes I'm trying to but *inaudible* on here because it gets personal with some people. Marushock: O.K., please stay on the agenda. Bolus: On the other one between Chorba and Rinaldi, you know that's the borough's decision to decide what saves them the most money and where you're gonna get the best deal here. And you know that's a decision council should make when you examine all the facts here. If it's closer to the borough building then it makes more sense to be closer sometimes then further away and separating your assets. Marushock: That's *inaudible* Mr. Bolus is why I put that on. In my part where a lot of thought that went into this, that it would be for the betterment of Throop to have the borough DPW complex and salt shed over at that site. Bolus: Thank you.

Dominick Rocco - ...anybody that's qualified for that job (*ref. #22 - no one from Throop?*). Marushock: Just to inform everyone this position was advertised, there were interviews conducted, there are requirements in place that are mandated by the state regarding the qualifications of our director. The interviews were conducted and if this is the recommendation of Mrs. Shortz I'm going by her recommendation. I'm sure that she had studied it and interviewed the candidates and I will stay by her recommendation. Rocco: Well you don't have nobody working over there now that's qualified for director? Marushock: Evidently Mr. Rocco, to the best that I am knowledgeable of, no because the stringent regulations that are in place by the state regarding the day care center, #1. Barone: How could you say no when you appointed Michelle? Marushock: As acting, as acting. Barone: She was qualified. I'm asking him a question. Marushock: She was qualified. Barone: Well she still is. Marushock: She did not apply for the position. Barone: Oh, did you offer her the job? Marushock: As far as I know it was advertised in the paper. I did not... Barone: You could offer her the job. Marushock: ...I did not solicit any particular....Barone: I don't know what it is. You people hate people from Throop. Barnick: They just hate...Rocco: Excuse me, do you know that a couple years ago there was a motion made as long as they had somebody qualified from Throop they would be given the job first before you go on the outside. Now it seems like every job that comes up now you're going on the outside. Unidentified: That's right. Rocco: Hanky-panky. Lukowski: Mr. Marushock, who was part of the selection committee? Who comprised it? Marushock: The interview, the interview committee

consists of Mrs. Shortz, Mrs. Menichetti, and Mr. Barone. Barone: I didn't go there because I, I'm not qualified to be in a, interview people. Marushock: It's a committee of 3... Barone: Because what these people *inaudible* anyway. Barnick: Your right Joe. Your right Joe. Barone: You're wasting my time. Lukowski: Thank you. Menichetti: Ged, the borough manager interviewed first and then we did.... Marushock: Pardon? Menichetti: He made the recommendations and we...Marushock: The borough manager was also involved in the interview. Rocco: And another thing I'm totally against getting rid of our solicitor and Elaine. Now Cindy you said that once you know you hired Mr. Novack....Blanchard: Yeah. Rocco:...when that was all brought up in the beginning it wasn't your intentions of getting rid of Elaine, none of you. Everyone has said up there, "I will not, we will not get rid of her". Blanchard: I never said that. Barnick: The hell you did. *Many begin speaking at once*. Barone: I'd like to listen to that tape. Rocco: It was right on the...Barnick: But they said they were eliminating the assistant secretary, which was Christine Sullivan, and gave her a 30 day notice sittin' right here. Rocco: That's right. Barnick: Mr. Marushock did that. Marushock: Mr. Rocco has the floor at this time. Unidentified: So that's a lie. Unidentified: Yes. Barnick: Constant lies. Barone: You were such good friends with Elaine....Morrell: I, I was never friends with Cindy....Rocco: Was it 11, no 18, not that I have anything against Cathy but is it really necessary to pay \$553.00 a month after going years without that position? Is it really necessary? Marushock: I believe, Mr. Rocco, if you also look at motion #25 on the printed agenda we're trying to revise the minutes. I believe the 1 meeting it was 84 pages...Rocco: Yeah. Marushock:... of transcription work. The last meeting I think we 58 pages. *Many begin speaking at once, inaudible*. Rocco: O.K., and also Thursday at the work session you brought up that you're going to do away with audience comments on that. That's illegal. Marushock: It will be on the tape and it's. Rocco: No, you, on the scripts too. Marushock: This is *inaudible* legal. Rocco: No it's not. It's illegal. Marushock: O.K., that's your opinion. Rocco: If you're gonna do it you have to put the audience comments down. Marushock: Before this could be final we would have to confirm that this could be done legally. Barnick: Audience comments must be entered into the record. Must be. *Few begin speaking*. Rocco: If you're gonna do it, it has to be on there. Shortz: I had no problem with *inaudible*. It was Tom that said Thursday, "We should only hear motions. That's all you have to have". Lukasewicz: I said that we should do something because we're spending a lot of funds needlessly. Shortz: And I....Rocco: It's a lot of your bitchin' back and forth that you could do without. Lukasewicz: We're paying somebody full-time to do a job that somebody in town can do. Rocco: That's right. Shortz: Well we weren't getting our, we had 2 secretaries, we were not getting minutes... Marushock: Right. Mr. Barone just brought out there was 4 meetings that minutes were missing....Shortz: ...and then when we did get minutes there were given 2 sets of minutes and it didn't match. Marushock: Here it is *inaudible*, we still don't have the minutes. Rocco: Well if that's the case you have somebody that's no doing their job get rid of them. Shortz: Are we getting minutes?...Well. Rocco: Get rid of them if they're not doing their job. Why hire somebody else? Barnick: They're getting rid of people that's doin' their job. Rocco: *Inaudible* hire somebody else because somebody's not doing their job? Marushock: A transcriptionist was hired *inaudible* minutes at a public meeting. Shortz: *Inaudible*... Unidentified: What's that? Barone: From who? Shortz: They were the secretaries when we were not receiving the minutes. Marushock: Correct. Barone: From who? Shortz: Mrs. Morrell and Miss Sullivan were the secretaries when we were not getting out minutes so we went to this...*few begin speaking at once*. Barone: They were the 2 best people you had. Lukasewicz: Susan, Elaine Morrell didn't do minutes. We had a secretary that did minutes. Shortz: All right,

then it was Miss Sullivan. Barnick: For all them years everything was going fine. *Many speaking at once.* Barone: They're always right, we're always wrong. Barnick: All them years everything was fine, minutes were fine, all them years. All of a sudden they got in January 1st and everything's gone to hell. Marushock: Let me try to get back to audience comments. Shortz: Why would, why would, what changed since January that we never get minutes? Barnick: Your attitude. Your attitude. Shortz: What does that have to...Marushock: What does that have to do with the minutes? Shortz: What does that have to do with minutes? Barnick: Think about it. The turmoil you created here. Shortz: What does that have to do with minutes? If it's your job to do minutes what does that *inaudible*. Barnick: You're sitting here, we have to argue back and forth. Here you go, here you go with your mouth. Shortz: No, that's you. Barnick: What does that have to do with minutes? What does that have to do with minutes? Marushock: We hired...Shortz: I'm asking a question...*inaudible*. Barnick: Here we go. What does that have to do with minutes? I'm asking a question. Gotta keep goin' and goin' and goin' and goin' and goin'. *Gavel heard.* Shortz: I'm asking you a question. Mr. Barnick, I want an answer. I want an answer to my question. Barnick: Are you demanding an answer from me? Shortz: I'm asking for one. Barnick: Really? Shortz: Yes. Barnick: You're not getting one. Unidentified: This is what's *inaudible* transcriptionist. Marushock: For a matter of record...*Gavel heard.* Barnick: Just because it's you. How 'bout that? Shortz: That's what you said in December and November of last year. *Gavel heard.* Barnick: We shall see. Marushock: Please, order. A transcriptionist was hired to do the minutes because Mr. Barone brought out there were several meetings for which the minutes were missing. We hired a transcriptionist...Barnick: Mr. Barone? You guys were are ones that have been on it for all this time. He just brought it out now. Barone: I just asked, "Where are these minutes". That's all. Barnick: Wow. Barone: She's doing them, isn't she? Marushock: Yes, but we asked her to stay on the current and most recent. Barnick: She's *inaudible*, transfer the blame to you Joe. Barone: Huh? Barnick: They're transferring the blame. Quite the manipulator. Marushock: We asked Mrs. Egan to do the minutes in the most recent order and she is trying to compromise and get everything done for the other minutes that were not done yet, am I correct Mrs. Egan? Barone: How many, how many more do you have to go? Egan: Well actually there's on from 3/11 that I'll probably be done by Wednesday. That's was the, that was a short one, March 11th. Then there's another one, it's one meeting but it's spread over 3 dates because the meeting was disbanded. That was started on 3/29, they continued on 4/1 then they continued again on 4/13. So that's 3 different nights, probably 5 tapes, but 1 meeting - you know what I mean. And then there's the last one which is April 15th. Marushock: Am I correct now that the meeting I think before the last one it was 84 page? The transcription work of that meeting was 84 pages in length? Egan: 85 pages and then the last one was 62. Now May, the March 11th isn't that long because it was a special meeting and, and then I did notice that there was 1 that I submitted dated 6/22, that was a special landfill inspectors meeting. That isn't listed on here. Marushock: Correct. That was a short meeting. Egan: Yeah, but I noticed on motion 18 it's not listed on there but I did, I did submit that to you. I think it was probably only maybe a dozen pages or so. Morrell: Well that should be in the first motion to accept minutes. Should we write it in? Egan: But anyway there's 1,2 - there's 5 different nights but it's only 3 meetings but that 1 meeting was spread out over 3 different dates. Barone: When do you think you'll have them done? Egan: I, it's, it's really hard to put a time limit on it because to be honest with you it's impossible to gauge. I mean I look at the time that a tape takes. Normally you'd say that 1-hour of transcription equals 4 hours of dictation. I found that 1-hour of transcription in an arena like this might take 7 hours to

transcribe. I mean I keep, you keep having to go back and forth and back and forth. And I know the content really turns out to be nothing, you know, because it's almost impossible to try and follow it through 'till the end because..And, and if you take audience comments out of it, and I don't maybe I'm premature and it's not until you get into the discussion of that but because council speaks and then audience members participate how would you, would you just disregard what the audience is contributing to the councils conversation? *Few begin to respond. Some heard saying, "No". "You can't".* Menichetti: They're not supposed to be speaking. Marushock: Can I add to Mrs. Egan's comments, the reason we ask that 1 person speak at a time is to make Mrs. Egan's life easier and have an accurate reporting of the meeting and then she could have a voice associated with a name. Correct. That's why we ask that the individual give their name and address when they speak and let that individual have the floor at that time. And we will go through and make their comments known. And she can do that in an orderly fashion. Where the problems lead up is where there's multiple people speaking at one time. We've relocated her there that she could try to isolate some of the background noises, the feedback, and the other comments. We're trying to *inaudible* the best possible...Barone: What you're saying, what you're saying Elaine didn't do her job before *inaudible*. We need her. Marushock: Someone didn't do it Mr. Barone because as you just pointed out, Mr. Barone, we are missing minutes from back in March. Morrell: I think Cathy gave an excellent explanation of why the minutes aren't done. Barnick: Exactly. Morrell: It may take 7 hours to do 1 hour of listening and that's the absolute truth. I did the minutes for, for probably 9 years or so and it takes hours and hours and hours. Barnick: But they couldn't understand that when Christine was trying to explain that. Egan: It's also something that is almost impossible to sit, do at 1 sitting. If you had someone trying to do this and sit in 1 spot for 8 hours... I, I mean more power to them. I, personally and I've been transcribing minutes since 1998 for a multitude of things but you I mean, it's something that you really have to walk away from and try and come back to and then try and see if you could make some audible sense out of it. Shortz: Cathy, what was that meeting that you said should also be included in our...*inaudible*. Egan: It was 6/22 - June 22nd, the landfill inspectors. Marushock: Lets see if from this point on we can have 1 person speaking speak at a time and that will be helpful and hopefully make Mrs. Egan's job easier and cut down on the expense. Mr. Rocco, did you...Rocco: I want to ask Cindy something. I don't know if I heard you right Cindy. Blanchard: Yes. Rocco: But you said a couple years ago that people up here, residents up here complained they wanted no parking over there. Blanchard: No, not no parking that there was just complaints of Clinton Court. That there was people speeding, they want speed bumps. I guess there was problems in the alley. Rocco: Well, what does that have to do with no parking? Blanchard: Nothing, I was just associating Clinton Court with the corner there. Rocco: Because I don't remember that meeting, that being said. Blanchard: I could copy them for you and have them out on the, for the next meeting, the members that said it if you want. Marushock: Is that it Mr. Rocco? Rocco: O.K., now you guys represent the people of Throop, right? Unidentified: No. Rocco: Right Geddy? Marushock: I, I am as an elected official not as a solicitor. Barnick: What? Rocco: You represent the people, right? That's why you're put there. Marushock: Yes. Yes. Rocco: Now if you hear of any fighting or what their, what they have, their needs are, what they want, but yet you ignore them. You don't care. You just do what you want. Your mind is made up and that's it. Marushock: That is, that is the people here in chambers and believe me there are many people that approach me away from this borough building with comments. Barone: About what? Rocco: Well how come we never hear them? Barnick: I'd like to hear them. Barone: What

comments? Barnick: About 1 little group. I wish they'd follow me around. Marushock: *Inaudible*. Barone: We just want the comments. I'm only asking for 1. Rocco: What you're saying is hearsay. I hear what, what the people here are say. Marushock: I understand that, so do I, but I also hear it away from here. Rocco: *Inaudible* because I think you're here to represent us. Marushock: My job does not exist and I don't think any council member's job exists exclusively in this room. It is borough-wide. Rocco: Yeah but how do we know you're getting someplace with *inaudible*. Marushock: I'm tell, I'm telling you what, I know what I base my decisions on what I hear from here and also elsewhere. Barone: You base your decisions from what the 2 ladies tell you. Marushock: No Mr. Barone that's wrong. Barone: You wanted to join us 2 weeks ago, you told me you wanted to join us because they were driving you crazy. *Laughter heard*. Marushock: That's a lie also Mr. Barone. That's a lie. Barone: You said it right in front of her, right in your office. Marushock: That's a lie. That's a lie. Barone: Everything's a lie right? Marushock: Yeah. That's a lie. Rocco: That's all, thank you. Barone: You're right, nobody else. Marushock: Anybody else? Barnick: Excuse me Mr. Chairman, just real quick. It's something I forgot about and it happened Sunday, I believe it was Sunday. Jennifer Gongliewski called me. She said she tried to contact everyone here on council and couldn't get a hold of nobody. The assistant director was sick, couldn't make it in, and she, she was gonna go over her hours or she had to close the Center so she asked me if she could stay the extra hours and I did. Marushock: She didn't. She did get in touch with me and then they closed the facility, that was done on Saturday, and it was done at 4:30. Backed-up here a little bit, the employee who was scheduled for that day called off sick. Barnick: Sick, very sick. Marushock: And that's what caused the gap. Jennifer did come in and fill in and she did call and tell me that by doing so I think she went over approximately an hour and a half so I think her timecard for this week is gonna be a total of about 33, 33-1/2 hours maybe but I did not see her timecard yet but I know it was capped at 32 hours. In the meantime there was I believe a shower, some kind of activity underway at that time... Barnick: Yes. Marushock: ...and we just cannot through all of the people out of the building and that... Barnick: Well I'm just saying so you don't rip her off 'cause she already got ripped off on hours already. Marushock: She, she is going to be paid for whatever she put in on Saturday. O.K., next with audience comments.

Denise Brown, Hill Street - I would also like to confer with you. I transcribe, it's part of my job, and all this shouting from council has got to drive you nuts so God bless you. And council you keep turning the tables and saying it's the audience comments that is holding all this up and it's not. It's you guys fighting amongst each other, like that little 3-minute temper tantrum back there, you know? Shortz: I agree wholeheartedly. Brown: I don't know enough about this town, I got a *inaudible* I'm a transplant here. I don't know enough about the town to decide who's right and who's wrong but when I sit in a council meeting and I listen to the audience tell you what they want and 4 out of 3 of you decide pffff it doesn't matter I have to question what's going wrong. Bukowski: Very good. *Clapping heard*. Marushock: Miss Brown just to add to that if I... I have to listen to the people here and I also have to listen to the people out on the street. And there are many, many people... Brown: Well I'm going to suggest that everybody here bring a friend next meeting. Bukowski: Yeah, good idea. Marushock: That would be a great idea. I wish there would be... Bukowski: Why don't we pass an ordinance that everybody in the borough has to attend a council meeting? *Gavel heard*. Marushock: Please Miss Bukowski Miss Brown has the floor. Her and I are currently having a conversation. Please wait your turn. Marushock: Miss Brown, as I

said I, I try to weigh both sides *inaudible*. Brown: I could respect that but I have yet to sit at a meeting where anybody has shown up and supported the 4 of you in a position and I don't understand that. If there's somebody in this town that's supporting your position then I would think they'd be here. Marushock: Evidently there is somebody that support us here...Brown: Somebody? Marushock:...we're trying to listen to everyone comments here and out on the streets. Barnick: Now you lie to them too 'cause you pass the fliers around with lies on them. Marushock: ...and just as you're saying many people don't want to come here for fear of harassment. You have to listen to that also. Barnick: Oh, listen to this one. Marushock: I'm just telling you the facts. Barnick: Look at the watch *inaudible*...Marushock: Miss Brown, is there anything else? Brown: Yes, I attended the work session on Thursday and I'm just kind of surprised now that we're getting these shocks 3 days later but there was no mention of eliminating the position during the work session. There was no mention of replacing the attorney. I don't understand why there was a work session and these things should have been worked out then...*laughter heard*...and all of a sudden it's this shock at this meeting ...*inaudible*. Marushock: Believe it or not, Miss Brown, this has been going on for 5,6,7 maybe 8 years now that we always had a printed agenda whatever the numbers would be. And if you went through the minutes from years and years back there were always motions added. Brown: I understand that but these are major motions. These aren't things that fell on your ears between Thursday and Monday. This just didn't just say *inaudible* - let's do this. It's a big decision. Marushock: Like I say it's almost like past practice because it's been done this way for years and the minutes recap....Brown: I understand that. Adding a motion would be like - lets put up a sign announcing the golf tournament *inaudible*. Marushock: I, I wish I could control everything as the President up here and have the printed agenda available for each and every member of council on Friday afternoon and say, "O.K. everybody guess what? This is what we're voting on on Monday, the printed agenda and the printed agenda only however I have to open the floor and I have to allow these other people to allow comments and motions. Brown: All right, I understand that. Again, can you give me an honest answer when it became a decision to put these motions on for tonight's meeting. Marushock: What I put on it was thought about over the weekend. And if you were here you know I had to leave early from the work session on Thursday evening...Brown: Yes. Marushock:... and I did not get a chance to...Lukowski: Why did Atty. Cimini have to arrive here and be told he was fired? Is that right? That's heartless. That makes a grown man want to cry. *Clapping heard*. Marushock: To clarify your statement I contacted Mr. Cimini this evening and left a message and it was done on my phone, cell phone of the borough. There will be a record that I contacted him. Lukowski: This evening though. This evening. Barnick: This evening. Lukasewicz: What rights do you have? Marushock: I extended him the curtesy...Lukowski: It is not right. Barone: Because they made that decision, which is a violation of the Sunshine Law. They already made that decision. I gotta get a copy of that tape. I hope it's on Louie Cimini's phone, which is a violation of the sunshine law. *Many speaking at once, inaudible. Gavel heard*. Marushock: O.K., can I please add. I told him the possibility existed, which I don't have any control of the vote. A vote has not been taken. *Many audience members reacting*. Barone: Dunkin Donuts? Marushock: Back to audience comments. Miss Brown is there anything else you would like to add? Barnick: Yeah, yeah, yeah. Lie, lie, lie. Brown: I'm hearing from the audience and I'm thinking to myself why did you feel the right to make that decision a secret when it should have been a vote. Menichetti: It's not made. *Clapping heard, few speaking, inaudible*. Marushock: That's being done. Shortz: Mr. Cimini *inaudible* prior to waking out tonight and said,

"If a motion came up to replace me as solicitor would you vote for it?" And I said, "Yes". I didn't know at that time if there was a motion coming up or not. I did not... *crowd reacts, many speaking at once*... Barnick: No, he just admitted he called him. You're a liar. You're a liar. You're a pure, simple liar. You, you make me sick. You are, you are sickening. What a disgrace. *Crowd continues to react*. Shortz: I've been waiting since April for an ordinance from him. He's been reminded 3 times, it's not there. I just Marushock: I'm sure that it's reasons for my decision, maybe other people, I don't, I can't speak for other people. I'm speaking for myself. There are reasons for which I am basing my opinion and I will, my votes are based on those decisions. Rocco: You had no rights doing that. Brown: You know, I would just like to challenge once again everybody in this room to bring a friend to the next meeting and the next meeting bring another friend and really get involved in the community because something weird is going on here. *Clapping heard*. Menichetti: Just a minute, I, I'd like to respond to that... It's been going on for a long time. Brown: Oh I'm sure it has. *Many reacting at once, inaudible*. Menichetti: This is always the way it's, it's always been this way. Barnick: So that's a good excuse to continue. Continue. Menichetti: The chairs are just different, that's all. Barnick: It just got 100% worse that's all. Marushock: O.K., Miss Brown are you done with this?

John Clifford, Phillips Street - I, I know it's no secret right now but there's 4 people, I'm not gonna name names there, but you see that there's 4 individuals who he felt would vote him out and he thought maybe he had a chance when he asked Mrs. Shortz, when he asked her, "Would you vote me out?". And when she said yes maybe that's why he left because he knew the majority was gonna vote him out already. Unidentified: Yep, you're right. Marushock: He asked me also. Barnick: Well he told me they told him to leave. Marushock: I did not tell him to leave. Barnick: Why did you call him prior? Marushock: He was... Barnick: Why did you leave a message prior? Marushock: I had... Barnick: Why did you leave a message prior on his phone? Marushock: I informed him that a possibility exists. *Crowd reacts, "Ohhhhhh"*... Marushock: *Inaudible* his phone conversation. Barnick: Like a rug. You're like a rug. Lie like a rug. Marushock: No you're, that's a lie Mr. Barnick. You wrote the book on it. Barnick: Wow. Like a rug. Marushock: Continuing in that row. Barone: You should've said, what you should've said was it happened really would have 7 calls for the day for him to talk about it. *Gavel heard*. Marushock: Mrs. Veltri has the floor. Mrs. Veltri please.

Ann Veltri, 318 George Street - I want to thank the mayor for his comments and his veto. We lost our tenant because with the - if he, not - if he, not - she left. The accident that happened Friday wasn't an accident. A Jefferson Township truck didn't make the corner and he ripped the pole. Thank you.

Joseph C. Wargo, 436 Cypress Street - Did I hear you say at the beginning of the meeting that you're gonna put on the agenda on the Rinaldi property? Marushock: The purchase? Yes sir. Wargo: To purchase the Rinaldi property. Marushock: Yes sir. Wargo: In place of the 40 acres. Marushock: In place of the Chorba property. Wargo: There was a meeting here one night, the audience had their comments, I also spoke. And if I'm right Miss Menichetti says nobody ever told her about the rock, how much it could cost. How much would it cost to put the building on the 40 acres? Marushock: Basically the cost of the building remains the same no matter where you put it. It all boils down to.... Barnick: No. Not *inaudible* it's all rock. *Few speaking*.

Lukasewicz:...stripping of rock. Wargo: All right. You're gonna tell me if there's no rock that's on the 40 acres it's gonna cost you as much to put a building up there as it would here when you have to drill holes and tap rock....Marushock: My opinion Mr. Wargo is base on the report, if you're very familiar with this, years ago at the Mid-Valley School. When the Mid-Valley School was gonna be constructed on that site. Barnick: Awe, here we go...Marushock: They had a study done on that, which was approximately 3/4" thick - I have a copy of that. To construct a building on that site was gonna take much, much, much sub-based stabilization to support a building. That's all documented in a public report. Wargo: Now how 'bout Mr. Chroba's land up here where the coal company used to be. Marushock: Correct. Wargo: How 'bout that one? How much would it be to build on that one? Marushock: Again, the cost of the building is about the same no matter where you put it. It's the site preparation that is going to vary. Wargo: I can't see....Barnick: Well...we got a column dump. We got, we got a column dump on a garbage dump. Wargo:...with the preparation *inaudible*. Barnick: What a guy. Wargo: There's rock, solid rock out here that you're gonna have to pay and I gave a figure of approximately \$800,000.00 after you're finished with the building, which we paid for the ambulance \$225,00.00, I can't see when you're gonna pay more for each. Marushock: Well there was also a study that we received I think on Wednesday or Thursday regarding the site of the Rinaldi property. Lukasewicz: What about it? So what about it? It didn't say anything. Marushock: It's, there's nothing very negative against it. There are questions....Barnick: You said you were gonna have bore holes. Where's the bore holes? Lukasewicz: You said you were gonna have extensive bore holes because there's a lot of rock there. Marushock: Right that, we'll explain, there are preliminary findings of the water table stuff such as that. Lukasewicz: There's no water table there. Which site was that? Marushock: It's the Logan....*inaudible*. Wargo: You've been talkin' about this building for how many years? Unidentified: That's right. Wargo: The building still isn't up and when are you gonna be completed? And the vehicles that we have, the salt that we have, whatever we have, is destroying people's property such as the Little League with the salt and I've seen pictures. And the vehicles are being destroyed with rust. When are we gonna wise up and get the building and save something instead of trying to balance the budget and spending more money and so something right for a change. Marushock: Well as a matter of public record Mr. Wargo all borough salt was to be removed from the DPW, I'm sorry from the Little League complex, and stored up at the PennDOT shed this past winter. That is on record. Wargo: Right. Marushock: That was never done as of recently. Wargo: Well what I, what I'm asking is how 'bout the destruction that's been done down there with the salt and the grass and the property. Marushock: That is being looked into. Wargo: All right, who's gonna fix that? Marushock: Evidently the borough. That, there's a study that has been done in part. We're gonna forward that to our solicitor for his opinion and his review...*Unidentified: We don't have a solicitor. Laughter heard.* Barone: Joe, Joe... Wargo: Yes. Barone: I want to say something. He's telling you if we put the shed up it's gonna cost the same no matter where you put it. He's right as far as the building. It was designed the same. Barone: He's not tellin' you that it's gonna cost \$100,000.00 to buy that land, it's gonna cost maybe another \$100,000.00 to put the utilities down there and up here we got the land for nothing. Marushock: No matter....Barone: It costs us \$100,000.00 up there we're still saving \$100,000.00. Wargo: And Mr. Barone that is why I said that you're gonna have to remove the rock. You don't have no rock up there. I understand why the school is built up there, on account of the fire and different other things. That's why the school is build up there. All right, if they give you the O.K. that there's no fire there, nothing else there why don't they build it there and save

yourself \$800,000.00 possibly? Barone: Joe, if there was still a fire they wouldn't have sold it back to us for \$1.00. They wouldn't have gave it to use for \$1.00. Wargo: That's what I'm trying to say. This is what I'm saying. I mean we're, everybody's arguing, arguing, nothings being done. It's never gonna happen. Barone: Not only that, another thing. You said we're gonna buy Rinaldi's back for \$100,000.00. There gonna puttin' the dump out for bid to get rid of it. That's gonna be another \$80,000.00, which Mr. Rinaldi should've moved over the years, not Throop Borough. Barone: That's all I hadda say. Barnick: Joe, Joe I got 1 thing, comment on that. Just so the residents understand where this property is. Wargo: Yes. Barnick: You look right over in the left-hand corner, like caddy-corner from this building here, and you look at that big mound of coal - that's what they're buying. Wargo: I understand that. Barnick: Understand that. I want you to understand it. That big mound of coal plus a garbage dump behind it that Mr. Hartshorn said that they dumped they're many, many years ago. That's what they're buying, the dump. Wargo: As a matter, as a matter or fact....Barnick: With no core samples for rock, which they just hit right at the end here. Wargo: As a matter of fact right were this mine shaft is going behind it from that alley, that was *inaudible*...Menichetti: Geddy, Geddy *inaudible* O.K., come on...Marushock: O.K., Mr. *Inaudible* can I move on please. Can I move on...

Paul Legos, 513 Cypress Street - With this Rinaldi property back here - if that land was so good Mr. Rinaldi woulda had a housing project there or something already. He wanted to get rid of that land so you could take it over little by little because that land is a piece of junk. You got Chorba's up there, you should think about it. No you want to spend money. All we hear is, "Oh we're gonna save the taxpayers money". Where? Marushock: Hopefully Mr. Legos this is gonna be more cost feasible...Legos: How? Barnick: Hopefully. Hopefully. Legos: When you gotta move all that stuff. I work on construction I know what it is to move rock and all that other stuff and it's not gonna save no money. You got a piece of land up there that's pretty good, do it already. Marushock: Neither site, neither of the 3 sites is ready for construction. Legos: Well what are you waiting for? Marushock: Like I said my decision is made, however everybody else votes that will go. Legos: Oh, it's just the 4 of you based on it. Are you gonna listen to me or are you gonna listen to her now? The 4 of you are starting to wind me up already. Just like you just got rid, want to get rid of Elaine and all this other...If people work together maybe we'll get something done in this town but no, you can't work together. Marushock: That's your opinion, Mr. Legos. Legos: I know it's my opinion, it's the rest of these people here too, huh? Rocco: *Inaudible* is fact. It's fact. Marushock: Mr. Rocco, please. We're trying to continue with audience comments. I'll go across the back row. Anyone across the back row under audience comments. Unidentified: Ged? Marushock: Yes.

Charlene Tomasovitch, Sanderson Street - I want council to reconsider what she mentioned about Elaine. Elaine's been in this town for years....Unidentified: Longer than her. Tomasovitch: She was born and raised in Throop and back in 1980 there was a vendetta between the Halloran's and the Hegedus's. She rents off the Hegedus's. This is bull what's going on between Elaine and her. It gotta stop, It gotta stop. It's ridiculous already. Elaine's a good person. She knows about Throop and she's been here and she's been running this place for how long? All of a sudden because of a vendetta, because she rents off Hegedus's. Marushock: O.K., thank you. Barone: She's open-minded though. Barnick: Hum. Tomasovitch: That's my opinion. Marushock: O.K. Continuing with audience comments. Menichetti: Mr. Chairman, I have another motion...

Marushock: Mr. Piekanski. Piekanski: I guess you know who I am. I grew up with these wonderful....Marushock: Please give your name and address for the record.

Theodore Piekanski - Right next door, your wonderful neighbor. I put up with all these vehicles that have been getting rusty for the past I don't know how long. And I'll tell you there's a travesty of injustice here and I'll tell you what I...*clapping*...the next time I'm gonna go, and, and I know the ones who are gonna be off the council the next time if I have to go and spend \$1,000.00 or \$10,000.00 to get each one of you off here. I can't understand why you're not puttin' it up there. You're gonna, go and look at the ambulance building. I listen to pounding there from DeNaples pounding, there's rock there and did you ever go down the basement up there at the ambulance? Marushock: No I did not. Piekanski: It's not done, finished yet. They pounded there for I don't know how long and it's...Barnick: We need stories here, for the people. Piekanski:...spend over a hundred and some thousand dollars for pounding and there's rock there. On my property when I built my home I hit solid rock. I had to stop. And I'll tell you what, there's funny stuff going on in Denmark but not in Denmark, right in Throop and it better change. Unidentified: You're right Teddy. Piekanski: I don't know why you're throwing money away. I'm tellin' you listen to the people. You're supposed to represent us? And the click that's not representing us is there now and I'm tellin' you right to your face. Marushock: All right. Audience comments continuing.

John Stoffey - Yeah, I remember when you hired a borough administrator you said you wouldn't get rid of Elaine and now you're getting rid of Elaine. And then another thing, how if you had a work session on Thursday, which I couldn't make I was sick, anyway how could you yourself hire a lawyer without going in front of council and bring it up at a work session, at a meeting. You did that over the weekend yourself. Marushock: This is being considered....Stoffey: *Inaudible* this is being done by who? By who? Tell me by who? Marushock: I cannot hire, I cannot hire by myself. Stoffey: Well you just got rid of him. What you shoulda did, if you were a gentleman, you shoulda left Louie here for tonight to go through this meeting *inaudible*. You told him go home, which is wrong. Marushock: I did not tell him to go home, see that's wrong. Stoffey: Well where is he now? Marushock: I, I told him...Barnick: Now you're calling the lawyer a liar. Now you're calling him a liar. Everybody's a liar but him. Marushock:I'm not gonna repeat it. Stoffey: He went over I seen you whispering. Marushock: Yes I did. Stoffey: As soon as you whispered to him he went over, went over to him and he's gone so what happened? Marushock: And he said he did not get my message. There was a message...Stoffey: Well maybe he didn't get your message. Marushock: He told me no. Barnick: I gotta get a copy of that message. I gotta get a copy of that one boy. *Many begin speaking at once, inaudible*. Stoffey: Elaine, that's a big mistake. And I gotta tell you something about your borough administrator, O.K.? Friday at quarter after 5 in the morning I got a call up my house right? My wife answered the phone. The Civic Centers, a girl called in sick she couldn't make it. She had 104 fever. She called my wife. My wife had to get on the phone at 5:15 a.m., Mrs. Blanchard knows I told her about it, right? Blanchard: Yeah, outside you told me. Stoffey: To find who was working over there to go there at 6:30 to make sure somebody's there to open that door for them kids, O.K.? She called Lauren, Lauren says she would be there, fine. But now Lauren was there another person, they're understaffed over there because of the amount of kids they have. That was first. #2 - I came to talk to your borough administrator. Elaine was in the office. I talked to him and guess what he said to me - not one word when I told him this. He did not say, "Hiya John. I'll solve your problem". None of the ladies

over there have his phone number. I was gonna call Daryl Menichetti 5:15 in the morning. I should've because I have your numbers, I should've. Menichetti: Why didn't you? Why didn't you? Stoffey: My wife had 32 hours, she couldn't work anymore. They says, "Could you go in and work". My wife says, "Who am I gonna call 5:15 in the morning to say I gotta work extra hours? Who's she gonna call? Menichetti: Why did you have to call anybody? There was 2 girls scheduled to come in. They both had keys. Stoffey: Yeah, 2 girls are scheduled to come in 1 girl wasn't there, she was sick. So what, now what are you gonna do, there's 3 girls supposed to work. You only had 2. Menichetti: There were 2 girls there. Well how did they get there? Stoffey: You were supposed to have 3, 3. Menichetti: All right, so there were 2. I mean it's not like no one was there. *Crowd begins to react.* Stoffey: Yeah, but you were understaffed. So now the girl had... Barnick: She doesn't care. Stoffey: The girl who was working there had... Marushock: She was so worried about the Civic Center before. Menichetti: So were you. You were too, right? Barnick: Oh yeah, yeah. Menichetti: You didn't shut up about it one minute. Until you got rid of Gail. Barnick: Wow. *Many speaking at once. Gavel heard.* Marushock: Please, please let Mr. Stoffey continue. Stoffey: And then, with this land you had you were supposed to do bore tests first. The last meeting I was here you were supposed to do this. Marushock: Both times. Stoffey: Did you do it? Did you do it? Marushock: In my opinion now it would be needless. *Many begin speaking at once.* Barnick: Passed the motion for bore tests. Stoffey: Now wait a minute. Was it about 2 months ago? Was it 2 months ago or a month ago or something you were supposed to have that done? Lukasewicz: John, you've been in construction how long, your whole life right? Stoffey: My whole life. Lukasewicz: Isn't it prudent to do test boring before you buy a property? Stoffey: No. Stoffey: Have you ever heard of anybody not doing it? Stoffey: No. They're gonna buy this property down here. I'll tell you what this property is; You're gonna, you're gonna have to put blacktop rolls in there, you're gonna have to do the underground utilities for electrical you gotta do. You have, you have a pile of rock going from, from there down to Pancoast, there's no way you're gonna make a ... Marushock: We're not purchasing all the way to Pancoast... Stoffey: You're not, oh, well what, you're not purchasing *inaudible*. Well what are you paying a hundred grand for, 2 acres? Barnick: 3. Unidentified: 3? *Many begin speaking...* Barnick: Two point something. Marushock: 3 acres. Which actually, actually Mr. Stoffey, per acre the cost to purchase Rinaldi's is less than the Chorba property. Stoffey: Listen, I'm in construction. I know Mr. Rinaldi a long time when he built *inaudible* West down in Taylor. He built all them houses, did all new work for him, O.K.?. If that was build-able there would have been houses... Unidentified: You're right. Stoffey: And believe me when let me tell you, I'm in construction. There would have been houses there and you would have never been able to buy that. Believe me when I tell you. And the reason why he's sellin' it to you, cause he can't dump, he can't build on it. Menichetti: That's not true. Stoffey: It's gonna cost too much. The *inaudible* gonna be, cost too much. Menichetti: That's not true. That's not true. Stoffey: That's why he can't build on it. Unidentified: He got the land for nothing. Stoffey: It's like when you're jerking around with this land, this 20 acres down here, with this land down here. How many times that he supposed to build on it that he didn't build on it. The plans, he came in front of the planning commission when I was on it, I told him you can't build on it you gotta get different plans. He yelled at me, he says, "No, I'm not getting different plans. I'm gonna build 'cause council says I don't need different plans" and all, you know what I mean. I mean you people, you're here to serve the people and what you're doing you're finding - there's a lot of vendetta's you're finding... When we come to this meeting like we're trying to talk and you're all screaming at one

another. I mean, we have the floor here to talk and you're all yelling at one another. You can't do things on your own. I mean, you gotta, I mean you gotta break out and say well listen, maybe there's a majority and a minority - that's always gonna happen, that's never gonna change. People are gonna hire their friends to get jobs, that's never gonna change. They do it in big politics like they do it in small politics. That happens. You got your friends all over the Civic Center - you got rid of all the last council members friends. That happens. I know that's gonna happen. That happens in politics. It's done all over in these small towns, it's even done in your government. New president comes in gets rid of all, everybody else's *inaudible* puts his friends in. That's normal. That's what happens. But your borough administrator, when I went to talk to him this is *inaudible*. If he was here I'm gonna tell him. Elaine am I right. Did he say I work to me? He didn't say, "Well John, I could see if I could help you" or "John"...I said, "You know what, I'm pissed". That's exactly what I told him. I says, "I get up at quarter to, I work 12 hours a day and I gotta get my sleep". And I, people call me quarter after five and my wife, she didn't have to do what she had to do. She didn't have to call. She coulda let them kids sit out 'till 6:30 if nobody opened the damn Civic Center. That's what she should have done. I told her too. She said, "No, they'll fire me". No, they won't fire you because you're always *inaudible*. They set the rules over here. If you're not supposed to work. If the kids, the door isn't opened and nobody's over there let the kids stay. Marushock: O.K. Mr. Stoffey, I will contact Mr. Novack concerning...Stoffey: Take your time because I was in to talk to him. He didn't say a word. Marushock: O.K., I will touch base with him. Stoffey: He's like, you know like a dummy, you know...Marushock: O.K. Mr. Jarosh. Barnick: Excuse me, Mr. Chairman. Just in reference to your majority/minority, John. Let me tell you, Elaine went through many majorities, many...Unidentified: Right, she did. Barnick: ..and I'm gonna tell you I was, I was in the majority - I thought she did great work. *Clapping heard*. Barnick: We had our bouts, she did great work. *Clapping*. Stoffey: I really feel sorry for her. You know what, see the people, the council don't realize you have the power to fire and to hire. But you gotta realize that you're firing a lady that that's her income. Marushock: Mr. Stoffey, could I get on with Mr. Jarosh's comments, please? Stoffey: That's, wait a minute, that's, that's, that's her income. I mean you're firing a lady, that's her income. I mean how 'bout if I fire you at your job? Unidentified: Yeah, how 'bout it? Marushock: Mr. Jarosh. Stoffey: No, I'm not done. I'm trying...*many begin speaking at once*. Barnick: I was just finishing...Marushock: I'm trying...Barnick: I was responding to him. Marushock: ...in an orderly manner. Unidentified: He has a right to speak. Stoffey: I am, I have a right to speak. I'm not done. He asked me a question. Marushock: I understand. We established a 3 minute time limit. I was gracious, I gave you... *Many react*...Barnick: Oh, wait a minute. Stoffey: You'll never hold me to 3 minutes. Marushock: I didn't hold anybody...Barnick: *Inaudible*. Stoffey: You'll never hold, you pass an ordinance that we can't talk here I'll sue everybody on council. Every one I'll sue you individually. Every one...*inaudible*. Menichetti: We have a 3 minute limit. Stoffey: If I can't speak in this...Barnick: Yeah, who's watching the clock. Oh yeah, your watching. Stoffey: That's my right. My taxes pay your salary. *Clapping heard. Gavel heard*. Marushock: Mr. Jarosh. Audience comments continuing with Mr. Jarosh please.

Ray Jarosh - I just wanted to re-echo the patrons. I believe it's a grave mistake letting her go. I believe you're doing this town a dis-injustice by letting her go. She's been here so long, she knows everything that's going on. She's been a continuity among the different councils. *Clapping heard*. Unidentified: Yeah. Unidentified: The people want her. Marushock: Mr. Jarosh has the floor at

this time, please. Jarosh: Earlier in the meeting I believe someone asked if there's no one from Throop qualified, I believe it was motion #22 for the Civic Center director, and we were told that this Melissa was the only one that had all the current qualifications. Was there anyone from Throop that was close? Because the state has permission in there that you could file a waiver as long as you have a plan for them to come up to the qualifications. Barnick: Hum. Shortz: There was nobody *inaudible* pick. Michele Mazzucca is qualified but she chose not to take it as a full-time job because she hopes to be teaching in the fall. Unidentified: How 'bout the other one? Shortz: That was the only person that was qualified from Throop that actually....Jarosh: Right. Shortz: She didn't actually send in an application...Unidentified: How 'bout Maria? How 'bout Jamie...Shortz: ... when we posted it because she didn't want it as a full-time job. Nobody else had... Jarosh: Right. Was there any was close that had...Shortz: Not to my knowledge, no. Barone: How 'bout Mr. Chylak? Jarosh: It's 30 credits. I believe Mr. Chylak was close on credits. Shortz: Of all the ones that came through Mr. Novack looked at them. Of the ones that were at least considered partially or close to being O.K. and he went my Mr. *Inaudible*, which is the department of education, the one that's in charge of the programs from the state...Jarosh: O.K. Shortz:...to see who were actually met. And out of those we interviewed 3 people that interviewed with the committee and then we made the decision, well actually only 2 showed up for the interview so we interviewed 2. There were 3 that were supposed to be interviewed and we chose Melissa out of that. She was the most qualified. Lukowski: Chylak by the way, his credentials were superb and you know, he's the son of the American League umpire who is known in the baseball hall of fame. The only one from around here. Unidentified: He is. *Clapping heard*. Lukowski: Superb. Shortz: You have to keep in mind they have a day care program there that there are mandated requirements by the state....Lukowski: He's done that. He's done all that. Barnick: They're worried, they're worried about paperwork. Marushock: O.K. Mr. Jarosh, any further comments? Jarosh: Yes but it's not on the menu or an item on here. Marushock: O.K. this is, right now it's just on tonight's agenda. Jarosh: It's, it's on what occurred during this meeting. I don't know how the rest of the people in Throop are but I'm really tired of hearing the excuse - they did it before us, we're doing it now. When are we gonna grow up and just start doing it right? *Clapping heard*.

1. Motion by Shortz

Seconded by Blanchard

To accept the zoning report, landfill inspector reports and the minutes of the June 28, 2004 council meeting.

All in favor

Motion carried

TREASURER'S REPORTS:

Amy Hebden, Treasurer will read the treasurer's reports and the totals of the paid and unpaid monthly bills.

2. Motion by Barone

Seconded by Shortz

To accept the treasurer's reports as read or posted and to pay the monthly bills against the borough.

Unpaid bills: "Items for Payment"	\$39,331.58
Paid bills:	\$250,355.50
Revenue Report Includes temporary transfer of Sunny Day CD's \$512,284.53	\$1,264,794.14
Keystone Landfill Credit	\$6,888.32

All in favor*

Motion carried

* Lukasewicz: To pay all except to abstain from Mr. *inaudible*.

3. Motion by Barone

Seconded by Shortz

To pay all the employees of Throop Borough.

Marushock: On the question; I will be against the monthly maintenance fee for the Washington Street ball field. Barnick: O.K., on the question; I will be against the landfill inspectors 53 hours each a week, which is 13 hours overtime, the borough manager and assistant secretary at both places. I think it's wrong what you're doing. Marushock: Anyone else on the question?

Lukasewicz: I have to agree with Mr. Barnick on the 4 items that he's highlighted. We vote in the same light. Barone: So will I.

All in favor*

Motion carried

*Except as noted above.

4. Motion by Blanchard

Seconded by Shortz

To accept the correspondence as read or posted.

All in favor

Motion carried

ADMINISTRATOR'S FINANCIAL REPORTS:

5. Motion by Menichetti

Seconded by Blanchard

To accept the Fund Statement, Budgeted Revenue & Expense Statement and Loan Balance for the month of June 2004.

Fund Balances	June 2004
General Fund Checking Account	\$452,620.10
General Fund Petty Cash	200.00
Payroll Checking Account	11,338.42
Tax Escrow Account	1,804.51
Civic Center Account	482.98
Civic Center Petty Cash	250.00
FNCB Escrow Acct. Throop vs. Gould	203,713.40
Sunny Day Fund CD's	2,599,117.68
Capital Projects Account	1,552,410.66
Civic Center After School Program	819.29
South Valley Ave. Grant	20,920.73
Warsaw Playground	28,656.54
Liquid Fuels Account	68,908.78
Fund Statement Grand Total:	\$4,941,243.09

LOANS	June 2004
(Interest Free) LOAN Keystone Sanitary Landfill, Inc.	Balance \$1,166,000.00
FNCB - LOAN (Plus interest)	\$1,550,000.00

All in favor

Motion carried

Barone: Excuse me Mr. President, could I say somethin' here? Marushock: Yes. Barone: We're supposed to have a policeman here. Where's Mr. Novack, is he supposed to be here? Marushock: He's sick. Barone: He's sick? Unidentified: Oh, he's sick. Marushock: And he was sick, I'm sure you people *inaudible* today are aware of that. Barnick: One other thing, is his phone number listed for everybody? Marushock: I don't have his phone number. His home phone number I know I think it's the book. Morrell: He has a cell. Unidentified: Does he have a cell? Morrell: Yes. Marushock: I was never given his cell number. And it should be available to all the council and everyone else.

6. Motion by Shortz

Seconded by Blanchard

To direct all borough employees to sign their time cards.

Marushock: On the question. Barnick: What's the reasoning behind it? Shortz: You sign your time card and that acknowledges that what you put down there is correct and accurate so that there's no discrepancies down the road. Barnick: When you gonna straighten out the other 3 employees? Unidentified: Who are they? Barnick: From the Civic Center. Barone: We owe them hours and they didn't want to pay them. Marushock: Some owe us money too. Shortz: According to the audit....Barnick: What's that? Shortz: According to Rainey/Rainey audit that was presented to the borough when they review that there were 2 employees I think that were owed an hour and there were 2 that were overpaid. And at the work session when we were all talking about it the concensus at the work session was that we would just let it ride as is. Barone: Can't let it ride. Shortz: There...Barone: In other words what you're trying to say these people were right. Shortz: The audit does not show that. Barone: The audit doesn't show it. So in other words these girls were right, they haven't been tampering with time cards. *Many speaking at once, inaudible.* Shortz: Well the auditor...Rocco: You're gonna spend a hundred grand for the land. What are you worried about...*Gavel heard.* Marushock: The meeting is currently up here between the council please. Anyone else on the question? Barone: Those, yeah, those hours for those girls were taken off there by Gail before you got Rainey in here. And those hours have never been paid. Carol has about 11 hours. Unidentified: 11-3/4 hours. Marushock: The auditors, Mr. Barone, is she has...Barone: The auditors wasn't here. In other words if the auditors right then those girls are right and you can't accuse them of tampering with time cards like you did. Marushock: I am going by the auditors recommendation which is about all that we have to do. We hired an independent auditor. Barnick: Did you ever talk to the auditors? Unidentified: No. Unidentified: No. Barnick: You never talked to the auditors. Whatever happened to the special auditor on this? Marushock: It was conducted, Mr. Barnick. Barnick: What happened to them meeting with the auditors? Marushock: They reviewed the time cards. Barnick: What does that have to do with anything? He needed to talk to these employees. Marushock: He reviewed the time cards and he...Barnick: You, I swear to God, *inaudible.* Barone: You people ruined your names practically. *Many speaking at once, inaudible.* Marushock: Anyone else on motion #6? Roll call. The questions been called. Roll call on #6 please.

6 in favor - Shortz, Lukasewicz, Blanchard, Menichetti, Barnick, Marushock

1 against - Barone

Motion carried

7. Motion by Shortz

Seconded by Menichetti

To accept the 2003 Annual Audit and Financial Statements prepared by Rainey & Rainey, CPA.

Marushock: On the question. Barnick: Yeah, on the question, apparently they didn't complete the audit. Unidentified: That's right. Barnick: Because they didn't speak to the individuals that were involved. They didn't do a proper audit. I would like that noted for the record. They should not be

paid for this audit and it shouldn't be accepted at this point until their discrepancies are resolved. Shortz: Excuse me. This audit....Barnick: Period. Period. I'm not finished, O.K.? Shortz: This audit...Barone: Would you please, cuttin' me off. You constantly do this. You just wanna run your jaws. Marushock: Don't you talk about that Mr. Barnick. You're the one big prime example of that. Shortz: She just tried to cut me right off all the time so I'll just keep doing it back to her. Menichetti: Is he finished? Barnick: Now you're gonna cut me off too? Yeah....Marushock: Mr. Barnick, Mr. Barnick, we agreed to hire an independent auditor...*many commenting, inaudible*. Barnick: I can't help it if my voice is very loud. Marushock: Mr. Barnick, the time cards regarding the discrepancies in the pay - we did hire Rainey and Rainey, which we did so at a public meeting. Their findings are now in our packets that is available for our *inaudible*. I believe we are basing our comments on *inaudible* by an independent auditor. Barnick: Woe. If they do an audit they need to speak with the individuals that have a discrepancy with their pay. Marushock: To the best of my knowledge....Barnick: They did not. They just admitted that they did not speak with them. Marushock: To the best of my knowledge the employees, the employees submitted time cards. We pay all employees of the borough on their time cards unless they are salary personnel....Barnick: Can't deal with it. The audit wasn't done right you understand. Marushock: That is your opinion. Barnick: It wasn't done right and you're rippin' these employees off. Menichetti: Do you want me to call Rainey and Rainey tomorrow and tell them that the audit was not done right? Barnick: Yes I would. You call them all the time anyway so what's the difference. Menichetti: As per Mr. Barnick. *Few begin speaking*. Marushock: Mrs. Shortz would like to say something. Shortz: I believe this motion is to accept the 2003 annual audit and financial statements. That's the audit that's done annually of the past records. That's not specifically what you're talkin'. That was a separate audit that was done on the time card issue. Barnick: Well where is it? Lukasewicz: Where is it? Menichetti: It's in your packet. Shortz: It's in your packet. Barnick: They didn't speak to the individuals. Shortz: Well, could I say this motion isn't *inaudible...Many begin speaking again, inaudible*. Morrell: It is included on the, on the last bill that's in here, yeah. Marushock: O.K. *Gavel heard*. Morrell: It's a separate line item on the last bill. Marushock: On motion #7. O.K., roll call please on motion #7. *Gavel heard*. Morrell: It's 425. It was a separate report and it's a separate price. Shortz: And this, what we're voting *inaudible*, is that included in this? Morrell: No, we don't, we never had. No I would say not. Lukasewicz: ...a separate audit? Hebden: He does it together. Shortz: Oh, they put it together? Morrell: The bill is on there with the ...Marushock: Itemized separate. Morrell:...but it is itemized separate...Marushock: \$300.00. Morrell:... but the time card report is not included in the audit. Shortz: *Inaudible* \$4,740.00. The time card audit requested by council is \$425.00 and then....Barnick: Where is...Shortz: It's in your packet. Barnick: Where is the report after speaking with the individuals? *Few speaking at once*. Marushock: O.K., the question's been called on motion #7. Could we have roll call please? Morrell: 4 something. Hebden: \$425.00. *Gavel heard*. Barone: Wow. Marushock: The question's been called. Can I have roll call please on motion #7.

4 in favor - Shortz, Blanchard, Menichetti, Marushock

3 against - Barone, Lukasewicz, Barnick

Motion carried

8. Motion by Shortz

Seconded by Blanchard

To advertise for bid the 2004 Street Paving Project. The streets only as listed in KBA's report will be advertised, each street is to be listed separately in the bid specs.

Barone: On the question; I think that some of these streets that are not too bad you might eliminate a couple and just patch them *inaudible* some of these quotes that are real bad.

Marushock: It's, it's, the motion reads streets only...Barone: I understand what it reads, I'm just giving you my opinion. Marushock: O.K., I'm going by motion as it's on the printed agenda.

Please state your vote

All in favor*

Motion carried

*Barone: As noted above.

9. Motion by Lukasewicz

Seconded by Barnick

To advertise for bid the Eddy/Franko/Delaware Streets Sewer Project.

Marushock: On the question. Barnick: Yeah, on the question; it's about time. Barone: I was just gonna say that.

All in favor

Motion carried

10. Motion by Shortz

Seconded by Blanchard

To donate \$100.00 to Spartan Pride Parent's Club for advertisement in the program book.

All in favor

Motion carried

Marushock: Can we please have some order? It is tough to hear with fans going and audience comments and us trying to listen to what other people up here on the council are saying, it's very distracting.

11. Motion by Shortz

Seconded by Blanchard

To authorize the solicitor to respond to the Teamsters Local Union 229 letter dated July 13, 2004 agreeing to the first two items (wages and uniforms). The contract for the third item, health care, is to be ratified immediately with the DPW as per the boroughs proposal effective July 26, 2004.

Marushock: On the question. Barnick: Yeah, on the question; I can't see why you just can't get with them. Why you gotta run this letter back and forth. Get with them, get it over with, be done - please. Barone: That's right. Barnick: These guys do a good job. Marushock: We've had, we've had several work sessions *inaudible*, some people were not present...Barnick: I mean, you're, you're just screaming about boots? A hundred bucks for boots? Give them the boots. They need

boots. *Many speaking at once, inaudible.* Barnick: So what's wrong then? Shortz: Nothing. Barnick: They can't approve what they have? Marushock: Roll call....Shortz: It's on there. Wages and uniforms are on there. We're agreeing to that, that's what it states. But we're *inaudible* the health care....*Few speaking.* Barone: Well if you're agreeing on it lets just pass it. Barnick: That's all you gotta do is pass...Barone:...pass it. *Inaudible* Mr. Cimini. The poor guys home crying...*Many speaking.* Barnick: You can pass it except for the health care. Why prolong this? Give them. Marushock: Wages and uniforms is what we're....O.K., so we're gonna change this motion to authorize the solicitor to respond to the Teamsters Local Union 229 letter dated July 13, 2004 agreeing to the first two items (wages and uniforms). The third item, health care is to be as per the borough's proposal. Lukasewicz: Yes. To ratify the contract immediately. That they agree to our proposal. Marushock: We will, O.K., have the solicitor accept that DPW agrees...give me some wording here...agrees...Lukasewicz: ...to ratify the agreement. That DPW agrees to our demands, proposal. Marushock: for health care. Lukasewicz: To be ratified as of tonight. It's up to them how to decide. Menichetti: Did you know they have *inaudible.* Are you aware of that? Barone: They got what? Menichetti: *Inaudible.* When does it end? *Inaudible.* I know we talked about it but I didn't know we did it. Marushock: All right, just to clarify one more time...Menichetti: Did you know Geddy? Marushock: No. And this is something that was on their...*inaudible.* The police contract is coming up for renewal in 2005. I will get wording on the DPW contract and also the police contract and that will carry over to a non-uniform personnel. That we can address the health care cost concerning everybody. But it would be across the board for all employees. 1 group would not be single out for 1 year and then the other 1 get away with it for 4 years. It would be 1 change all the way down for every department. Lukasewicz: That's what this is proposes? Marushock: Right. That's what we're trying to accomplish. Morrell: I just heard some council members say they did not know about it. Council voted on it. We had, I believe the date was October, and, and everybody received the information on the rates...*Many begin to respond.* Menichetti: Yeah, I remember seeing it but I don't remember voting on it. Morrell: Yes, council is the, council is the one who voted on giving them the choice of the traditional or the access care too. There's both that are in there along with the change of the dental and vision. No it was a vote by council and it had, and the contract was signed. I think the date was October 1st but I'm not sure so it probably would have been done last September last time and it was a decision by council. Marushock: Roll call on motion #11. Egan: I'm sorry, could you just please read back how you reworded the 3rd item for me? Marushock: The 3rd item, health care, as proposed that the DPW agrees to the boroughs proposal for the plan. Egan: Thanks. Marushock: All right.

All in favor*

Motion carried

*Barone: I'm for the first 2 but I think we should pass this thing and get it over with. Everybody's saying what a good job you guys do but you're pushing them down in a hole. They're picking up too much garbage.

12. Motion by Shortz

Seconded by Lukasewicz

To transfer all the funds from the SAP South Valley Ave Grant account to the General Fund and close the SAP account. The current balance is \$20,920.73.

All in favor

Motion carried

13. Motion by Lukasewicz

Seconded by Barnick

To authorize the interest payment on the Capital Projects Loan to FNCB in the amount of \$15,250.28.

All in favor

Motion carried

14. Motion by Lukasewicz

Seconded by Barone

To accept the workers compensation policy through (SWIF) State Workers' Insurance Fund effective 8/6/04 - 8/6/05. The total amount is \$96,667.00. The down payment is \$24,167.00 due immediately. (As always, the total may change due to a payroll or classification audit of this policy.)

All in favor

Motion carried

15. Motion by Lukasewicz

Seconded by Shortz

To correct the effective date of Throop Borough Ordinance # 7 of 2004, an ordinance by the Borough of Throop Council electing to administer and enforce provisions of the Pennsylvania Construction Code Act, Act 45 of 1999. The June 28th meeting stated the effective date as July 9, 2004. **The correct effective date is July 6, 2004.**

Marushock: On the question. Barnick: Yeah, on the question; Is that the date the mayor signed?
Barone: The date what? Barnick: Is that the date the mayor signed it? That's when it went into effect. Marushock: We may have to change the dates on that *inaudible*. What this motion I believe is is to direct the date and all the documents pertaining to that motion. Barnick: Yeah, but what date did he sign that? You might have passed it on the 28th or whatever it was...Marushock: But the effective date before this, we were asked to hear in this motion that the effective date be July 6 of 2004. Evidently when we adopted this motion....Barnick: Yeah, but if he signed it on July 5th....Marushock: But it's just a clarification of the dates that were in question. Menichetti: Why would he sign it on July 5th if we dated it July 9th? Barnick: I don't know. I don't know. When is it signed? I says are you just corresponding with the date that it was signed. Menichetti: Well, what's the difference? Barnick: It's illegal. Marushock: Actually. Barnick: Wow. Menichetti: Well if he signed it on the 5th it still isn't right because the date here is the 6th and we had already passed it for the 9th. Marushock: Evidently this is just something we need to clarify, that way....Barnick: It doesn't matter if we passed it on the 9th. If he signed it on the 5th or 6th, that's when *inaudible*. That's a legality. Menichetti: He couldn't have because we already passed it for the 9th. Unidentified: Technicality. Barnick: Whatever. Marushock: Roll call for a #15, please.

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

16. Motion by Shortz Seconded by Blanchard

To accept the proposal from Keystone Fence Co. in the amount of \$900.00 (which is the complete cost including fencing, posts, and labor) to complete the job of replacing Larry Hartshorn Jr.'s fence at 125 Pancoast St. that was damaged by Leeward Construction. To direct the solicitor to send a letter to Leeward and their insurance carrier. Upon completion of the job Mr. Hartshorn agrees to sign a waiver stating that the work is completed and satisfactory and he no longer holds the borough at harm. Upon completion of the job the insurance company will also be notified that the borough has corrected the problem although they are still responsible.

Lukasewicz: And also can we include in there that upon completion of the job to have Mr. Hartshorn sign a paper that he's happy with the work and *inaudible*... Unidentified: Yes.
Marushock: O.K. to have Mr. Hartshorn sign a waiver... *inaudible*. Lukasewicz: That the work is completed and satisfactory and that he no longer holds the borough at harm. Marushock: Is everyone aware of the change, the addition to this motion?

Marushock: On the question. Barnick: Yeah, on the question; Did you get quotes from anywhere else? Nine-hundred bucks, that's just the fencing, there's no poles included right? Marushock: I believe that's the only obstacle that's in the way. Lukasewicz: I'm hopin' that it's fence, poles, and everything. Barnick: Not the way I read the proposal. *Few speaking at once, inaudible*.
Marushock: ...I would assume... Lukasewicz: I would hope the guy... and everything, labor and everything. Barnick: Not according to the quote. I read the quote. Blanchard: *Inaudible*.
Marushock: Let's, let's put this in a motion then that this motion read at \$900.00 is the complete fencing, posts, and labor to complete the job at 125 Pancoast Street.... Barnick: On the question; What about the other ones that have problems? Marushock: Let them come forward. This what we're gonna have to do and proceed... Barnick: I have 1 - 129 Harriet Street, there's no clean-out. Marushock: We need to change the wording on this, or I'm sorry add that this motion includes fence, posts, and labor for total job. And also put, to include in there that surety company was notify that we have corrected this problem and *inaudible* that they are responsible. Menichetti: What are we doing now? Lukasewicz: That the surety company be notified that we have corrected the problem but we still believe it's their problem. *Few speaking at once, inaudible*.
Marushock: O.K., someone on the question. Barone: Yeah, on the question; It's \$900.00 to replace the fence, maybe this ... *inaudible*. Marushock: This motion reads it's capped at \$900.00. Lukasewicz: The motion is to do all the work for \$900.00... *inaudible*.

All in favor

Motion carried

Barone: Excuse me before we go any further. You're saying let these other people that have problems come forward. A lot of these people don't know this. Why don't you put it in the paper, tell them people that have problems that were never done, come up to the borough building.
Barnick: I just, I just notified you of 1 problem. 129 Harriet Street has no clean-out it was never put in. Barnick: Have it advertised and let the people from Throop know. *Few speaking*,

inaudible. Barnick: Every home owner in the whole town here is supposed to have a clean-out as part of the project. Marushock: Like I say however we got to do this....Lukasewicz: Let the homeowner bring it up to us in writing and we'll take care of it...Marushock: We've discussed this with Mr. Hartshorn several times and we never got any satisfaction and we spent all this time discussing it...*Few speaking, inaudible*. Barone: Excuse me, excuse me. Are you gonna advertise and let these other people know this? Marushock: It's being mentioned right here. Barone: You're saying they have to come up here but they don't know this stuff. Lukasewicz: Joe, Joe it was explained at many meetings on the way that...Barone: Those people aren't here. Lukasewicz: No but Joe, they were told if there were any problems with the project bring it to us. Morrell: Joe, we have a list of problems. Robert has them all. We do. Barone: All right. Marushock: O.K. please next. *Gavel heard*. Once again can I please have quiet in here. It's very difficult to hear what's going on. We're on motion #17....

17. Motion by Barone

Seconded by Shortz

To authorize payment to Hoban's Supply & Furniture in the amount of \$2,010.00. (\$1,465.00 - trophy case and \$545.00 - desk and chair) (\$545.00 is from the grant).

Marushock: On the question. Barnick: Yeah, where's the desk and chair? Marushock: Over at the Civic Center where it's supposed to keep... Lukasewicz: In the day care area? Marushock: It would have to be in the day care to be covered by the grant. The grant, just to clarify this, the grant does not cover anything for a trophy case. We asked, we could not use any funds for that. Unidentified: No.

All in favor

Motion carried

18. Motion by Shortz

Seconded by Blanchard

To authorize payment in the amount of \$553.54 to Catherine Egan, Transcriptionist for the minutes of the June 28, 2004 council meeting.

Marushock: On the question. Barnick: Yeah, on the question; Nothing against her, she's doin' her job. I can't vote for these minutes being done like this. That's too much money. The secretary should be doing it just like it's been done for years and years and years in this borough. I'm sorry, that's a lot of money being wasted. Barone: That's just for 1 minutes....Egan: Did you include the 6/22 one in there as well or not? Marushock: Is that supposed to be included in here? Lukasewicz: If it's done it should be paid for. Morrell: There's a bill on the list of bills. The one that's on this motion, she just brought the bill up. Cathy, the other one is on list of bills for approval it's just not in the motion. We already, we had that in time. Egan: O.K. Marushock: So this motion, #18, is strictly for the meeting *inaudible* on June 28th? Morrell: Right. Marushock: O.K.

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

Motion carried

*Lukasewicz: For, but we better change this.

19. Motion by Menichetti

Seconded by Blanchard

To ratify Cathy Reilly to work at the civic center on Sunday, July 25, 2004 in the absence of Michelle Mazzucca and the head monitors.

Marushock: Instead this should be changed - it should be to ratify (instead of authorize) Cathy Reilly working on that date. That was yesterday. Lukasewicz: As what title? Barnick: What title? Unidentified: Assistant director. Barnick: Does she have clearances and everything? Is all the clearances done? Background checks? Unidentified: Yeah, she's got all them. Marushock: It's documented. She has all the clearances. Lukasewicz: So the secretaries now an assistant director? Barnick: Now an assistant director. Menichetti: She always was, that's how she was hired. Marushock: Nobody else was available to work. Lukasewicz: She wasn't hired if you read it properly. Barnick: She was not hired as assistant director. Please, don't try and trick... Menichetti: She was. Marushock: It's at her regular rate of pay. Barone: What are we doin' with this. Why don't you just fill it out. She worked yesterday, it's over. Menichetti: I move. Marushock: I know, it's just to ratify. Marushock: Anyone else on the question? Barone: Yeah, what pay did she get? Marushock: Her regular rate of pay. Barone: Did you second it? Marushock: And I don't believe there's any overtime in this. It's still under the hours of straight time. Morrell: \$10.50.

5 in favor - Barone, Shortz, Blanchard, Menichetti, Marushock

2 against - Lukasewicz

Motion carried

20. Motion by Shortz

Seconded by Blanchard

To donate the civic center's remaining Canada Dry soda to Throop's National Night Out on August 3rd.

Marushock: If I could add to this motion just for the record. I believe you should all have received a copy of the beverages that were available. We now have Pepsi handling our beverage machines at the Civic Center as well as the parks. The girls will no longer be in the soda business. By doing this we will have a zero inventory once this is done and there will be no more soda reports for us to file or have... *inaudible*. Marushock: On the question. Barone: On the question; I don't know if it has anything to do with this but long as you got Pepsi in here now I think we should get a receptacle up that playground and *inaudible* and 1 in lower Throop and put machines down there. We kept puttin' it off and puttin' it off. Marushock: Well maybe, let's think about it for next year. Barone: Ask Pepsi, maybe they'll *inaudible* there. Marushock: Something that we can consider for next year. You just said, if we need *inaudible*... *Few speaking at once.*

All in favor

Motion carried

21. Motion by Shortz

Seconded by Menichetti

To authorize payment to KBA Engineering for invoice # 4767 in the amount of \$1,495.00 from the Capital Projects Account. (RE: Replacement of Sanitary Sewer Lines on Eddy/Franko and Delaware Streets, progress Billing from 5/3/04 to 7/11/04.)

Marushock: On the question. Barnick: Was this totally designed by Bernosky now? Marushock: Evidently his plans were not but these evidently discrepancies. *Many begin to comment.*
Lukasewicz: Geddy, he still hasn't given us the bill. Unidentified: Yeah, that's like 4 years ago.
Marushock: We just found out a couple weeks ago he ...*inaudible.* *Few speaking, inaudible.*
Barone: Woooo, this is pertaining to KBA. I don't know if anybody, I asked at the work session...engineer technician is. Mr. Bolus, do you know what an engineer technician is? Bolus: A who? Barone: Engineer technician. How 'bout you Tom. Lukowski: He's not an engineer, he's below an engineer. *Many begin speaking at once.* Barone: \$32.50 an hour. I don't know what it is. Bolus: He's like a secretary. Unidentified: That's what he is. He works for the engineer.
Unidentified: Sure. Barone: At \$32.50 an hour. Oh, I'm gonna get a job like that. Lukowski: He's getting \$32.50 an hour. O.K.....

All in favor

Motion carried

22. Motion by Shortz

Seconded by Menichetti

To appoint Melissa Casey as Civic Center Director effective August 2, 2004. The salary and benefit program will be the same as what is currently in existence.

Barone: Woooo, wait, wait, wait a minute. He put her name in there before the motion was even made. Is he allowed to do that? Marushock: That was done at the beginning of the meeting.
Shortz: I did that at the beginning of the meeting... Barnick: She already did it. Barone: Is it on the agenda? Shortz: We did that before we...Morrell: She told you to write it in. Marushock: On the question. Lukasewicz: Is Michelle Mazzucca in the audience? Unidentified: Yes she is. She was. Lukasewicz: Can I ask a question to Michelle Mazzucca please? Marushock: Yes.
Lukasewicz: Michelle, if this motion came up a few weeks from now would you be interested in the position, possible. Mazzucca: I'd keep it for another couple weeks. I don't know what's going on right now with my teaching position. Lukasewicz: You're, so you're seeking a teaching position. If you didn't get a teaching position now would you take this job? Mazzucca: Yes I would. Lukasewicz: What's the hurry until finding out if she gets a teaching position. If not, she's already qualified, she's been over there - hire her....Menichetti: She wants, she wants a teaching position...*Many begin speaking at once, inaudible.* Barone: So wait a few weeks, what's the big deal. Marushock: We, #1 we advertised. Menichetti: If she gets the job we'll be left high and dry with no one. Marushock: Do we want to put a date on this motion, #22? *Few speaking.*
Menichetti: How do I know. Maybe she'll get someone else. Lukasewicz: We haven't found the right person from Throop and you only need another 2 or 3 weeks.....*Many speaking, inaudible.*
Lukasewicz:...then the director to take her by the hand and do whatever. I think it should be tabled until you hire Michelle. Marushock: The motion on this will be that this appointment will be effective August 2nd. Unidentified: If she wants it. Barone: Mr. Cabets. Do you know when this

Marushock: On the question please. Barnick: Yeah, just on the question; I thought *inaudible* was always covered on administration cost. Morrell: No, the Actuary is always additional and they did the Actuarial report and this is additional information they want from the Actuary.

All in favor

Motion carried

25. Motion by Blanchard

Seconded by*

* Dies for lack of motion.

To revise our thinking on the recording of hard copy minutes of council meetings. To read all motions and comments made by council members during the meeting.

Lukasewicz: What I'd like to do is change this completely and have the secretary do it and *inaudible* no longer need the services of a transcriptionist. Marushock: I'd like to just leave it the way the motion is right now providing that it would be legal. #1 - I don't know 100% if we could take audience comments out of the hard copy. Unidentified: You can't. Come on, you have to take them. Unidentified: Part of the record. That's right. Part of the record. Marushock: In part a lot of this cost can be lowered if we stop...Unidentified: They stop fighting amongst one another. It'll be lowered. Marushock: There's a prime example Mr....Unidentified: Oh no, don't blame me. *Many begin speaking at once, inaudible.* Unidentified: She don't have to put that on there. Menichetti: Then who's going to be deciding what goes on it? Lukasewicz: The secretary, like it has been for the last 20 years. Morrell: 100 years. Unidentified: No. Illegal. Marushock: Let's do this, motion the way it is and let's try and put a plan together on how we can curtail some of these expenses for the transcriptionist to do the reporting of the minutes. Marushock: Motion by Mrs. Blanchard. Shortz:as it is written. Marushock: As it is written but we're gonna have to try and revise this to control the cost. Shortz: *Inaudible* table it until *inaudible* minutes. Unidentified: That's right, you should. Shortz: Until we know what's legal. I mean I, I think you could leave out audience comments. Unidentified: You can't. Solicitors...Shortz: As it stands...*inaudible.* (Tape change).

26. Motion by Shortz

Seconded by Menichetti

To appoint Michelle Mazzucca as an Assistant Civic Center director at a rate of \$8.85 per hour effective August 2, 2004.

Lukasewicz: On the question; Nothing against you Michelle but how many employees are we going to have over there. Marushock: Well evidently there was a shower over the weekend, we had gap in time. We went over the hours on one of the individuals. On Sunday there were no people that were called in to monitor available. *Many begin speaking, inaudible.* Barone: Where's Mr. Novack, let him come up. Lukasewicz: You're adding 1...Marushock: But we're not increasing any now. Lukasewicz: I'm not, I'm not saying you are but there's so many employees over there. Marushock: But Mr. Lukasewicz, as we mentioned earlier there are employees who call off and create gaps. I mean Michelle put a schedule in place...Barnick: Well, where's the borough manager in all this? Barone: Yeah, where's he at? Barnick: Where's the borough manager

To abolish the position of Administrative Secretary effective in 2 weeks.

Marushock: On the question. Barone: You people are diggin' your grave. Unidentified: Yes, definitely. Barnick: You are loosing one of the best employees you ever had. Unidentified: That's right. Barnick: She has, she has gone through majorities, minorities, and all the way through... Lukowski: Always helpful. Barnick: I mean, even when me and her got into it on several occasions, but we always worked it out. Everything always worked out. Lukowski: We know what she does. These people, that are not there. Barnick: You have no idea the amount of work that gets done here and what she did. And I mean *inaudible* another assistant secretary....Barone: He, hey, if this passes he better start *inaudible* the job. *Many people speaking at once, inaudible.* Lukasewicz: No, you can't call it if I have comments...she is calling it. Marushock: Go ahead. Lukasewicz: Don't even try to call it. Marushock: Mrs. Blanchard....Barnick: Isn't she slick. Tryin' to cut everybody's comments off. Marushock: Well go ahead Mr. Lukasewicz. Lukasewicz: For 11 years I've been a minority of 1 in this borough. Never a majority, never a minority of 3 - as stated. I've always voted the way I wanted to vote. Never has Elaine held back anything from me ever or has she tried to persuade me any which way to do things her way or the way the majority wanted it. What you're doing to her this evening is horrible. Elaine has dedicated her life to the borough of Throop. Friendships to individuals up here on council just lost over, over - I don't understand it. It's completely wrong what's being done here this evening. Unidentified: Ever since January 1st. Marushock: O.K. Barone: On the question yet? Marushock: Go ahead. Barone: I was told across the street at the Civic Center the reason they cut hours and all this stuff was because they were running out of money. So what do you do, you turn around a hire a guy for \$33,000.00, a secretary for \$10.50 an hour, and you get rid of the best person you ever had. Unidentified: Your right. *Many begin speaking at once.* Unidentified: Who's gonna do Elaine's work, the secretary or Mr. Novack? Barone: He better do it. He better do it starting tomorrow. Lukasewicz: Will his salary be raised? Marushock: I don't see it begin done this year. Unidentified: Ohhhhh, this year. Not this year. Lukasewicz: Well how long, how long before he leaves when he actually has to do work? And then who's gonna be the next man? Barnick: Well they subbed out the payroll, Elaine used to do all that. They subbed out the minutes, Elaine used to do all that....Marushock: I believe we all voted in favor of that. Barnick: This is what they did. Unidentified: Yeah. Marushock: We all voted in favor of that, am I correct? Barnick: No. Morrell: Unidentified: No. Morrell: No. No. Barnick: No. Don't assume...Lukasewicz: ...before the end of the month, I'll guarantee it. Unidentified: 4 to 3....Lukasewicz: He'll probably quit tomorrow. Barnick: And the pressure you put on her over these last several months is unbelievable. Barone: But these are her friends Jim. Barnick: I know. The pressure...Barone: You don't need enemies with friends like that. Marushock: The motion is on the floor. Roll call on motion #28 please. Morrell: Barone...Lukasewicz: What's the date of it? Marushock: It could be effective tomorrow morning. Lukasewicz: Tomorrow morning? *Many speaking at once, inaudible. Heard saying, "Tomorrow morning?"* Lukowski: I don't think that's legal. It's not legal. Unidentified: Mayor, you gotta do something...Barnick: If this motion passes....*Many speaking*...Lukowski: 2 weeks, you gotta give her at least 2 weeks. Unidentified: Mayor, you gotta do something about this. *Many speaking at once, inaudible.* Lukowski: ..she can do the job. You cannot just fire her....Blanchard: ...not being fired...*Unidentified: Gotta be a minimum of 30 days.* Morrell:

Then Cindy what do you call it? *Gavel heard.* Morrell: Cindy, what do you call it if I'm not being fired. Blanchard: Abolishing the position. Morrell: Well, what does that mean? Blanchard: That means that we hired a borough manager....Morrell: And what did you hire him to do? Blanchard: Your job. Morrell: There you go, so I'm being fired. *Crown begins to react.* Morrell: There you go. Thank you. Thank you. Blanchard: You applied for the job too. You applied for borough manager too. You did. Morrell: Thank you. Blanchard: You did apply for the job. *Many speaking...* Marushock: ...an effective date I would say it would be effective immediately or tomorrow morning. Lukowski: Can't be. Marushock: I don't believe we have to give an extended amount of time. I just, in my own place of employment ... *Unidentified: Geddy, how would you like it if it was your job? How would you like it if it was your job? You're wrong.* Marushock: ...in my place of employment there were people that reported for work and were escorted off the property at that time. *Unidentified: Your wrong.* On what grounds is she being fired for? Marushock: O.K., the motion is made that it's effective in 2 weeks. Mrs. Shortz, are you in agreement with that? *Unidentified: This is a joke. Many still speaking at once. Unidentified: Go back to Dickson.* Morrell: Oh....Lukasewicz: You think she'll be here for 2 weeks and put up with the harassment? *Unidentified: No...* Marushock: O.K., the motion is on the floor. Can we have roll call please on motion #28? Barnick: Excuse me, are you gonna pay all her sick days and all her vacation and all that too? Marushock: We are obligated I believe, and whatever we are obligated to do I'm sure we will be handling....Morrell: Well I don't know, the last time I was fired they didn't pay me my 2 weeks vacation. I still didn't get that. Marushock: Whatever, as far as I am concerned, whatever we are legally obligated to do it will be done..... *Unidentified: So you're saying what your vote is right now. You're saying what your vote is right now.* Marushock: I don't have an answer right now because.... *Many speaking at once, inaudible. Heard saying, "No".... "This is ridiculous".* Barnick: So you're amending the budget *inaudible...* amending the budget.

4 in favor - Shortz, Blanchard, Menichetti, Marushock

3 against - Barone*, Lukasewicz, Barnick

Motion carried

Barone: I'm against the *inaudible*, I'll vote for the 2 weeks extension. And you better pay her the 2 weeks that you owe her... *inaudible*.

Unidentified: Boo... Marushock: O.K., next is a motion to replace... *Gavel heard. Unidentified: Elaine... screw them, excuse my French...* Marushock: Can I have order please? Mrs. Tomasovitch.... Tomasovitch: Geddy, I grew up with you..... Marushock: I'm trying to conduct an orderly meeting... *Unidentified: Well what are you tellin' me for pal? What did I do? Did I do anything, huh? Gavel heard. Well don't get started on me..... You wanna start something, go ahead. Gavel heard. Others heard saying, "Get the cops". Gavel heard again. Many in the crowd speaking.* Morrell: You're a liar and it's on tape Bobby. You brought your buddies application... *Unidentified: I never brought anybody's application...* *Gavel heard. I'm asking, I'm asking... Police intervening. Unidentified: She's working here. She's working, she's working here. What are you doing.* Barone: Let her speak. Morrell: Bobby Cabets, you brought Mr. Novack's application in the morning of the resumes. Daryl called me up and.... *Gavel heard. Marushock: Ms. Morrell, you are out of order. Morrell: Wait.... Crowd yelling, "You're out of order. You're out of order"...* *Continuing to react.*

To replace Atty. Cimini, borough solicitor, with Atty. John Brazil effective 7/27/04.

Barone: To replace Cimini. Barnick: Yeah, on the question. Marushock: On the question. Barnick: Mr. Cabets and Mrs. Reilly had Mr. Brazil represent them in a lawsuit against the borough and I'm sure there's been other ones represented by him, hasn't there? Is that your own attorney? *Unidentified audience members heard saying "Yeah", "Yes it is", "Yes it is"*. Barnick: Is it? Is it? Ms. Blanchard? Blanchard: Check it out. *Unidentified: Yes it is. She can't vote.* Morrell: Don't even talk to him. *Unidentified: Conflict of interest. She can't vote.* Barnick: The same lawyer that sued this borough is gonna end up *inaudible*. You're gonna put on... *Gavel heard*. Barnick: Is your attorney there, Mrs. Menichetti: Menichetti: I don't have an attorney. I never... Barnick: Oh, you don't. Never used *inaudible*... *Unidentified: You better get one.*

4 in favor - Shortz, Blanchard, Menichetti, Marushock

3 against - Barone, Lukasewicz, Barnick

Motion carried

Barone: He better do his job as good as Louie did his. Barnick: No there is, there is a way to go about this...

To send a letter to the DEP regarding lifting the restrictions on the 48 acre site and also to have an appraisal of the 48 acre site. A copy of the appraisal will be forwarded to the DEP.

Marushock: Am I correct in that, Mr. Barone? Barone: You gotta send a copy of the appraisal to the DEP. Marushock: Along with a copy, same things right? *Unidentified: What's the reason for it?* Barone: I'll make the motion. *Many speaking at once, inaudible.* Lukasewicz: ..rezoned then. I don't understand the reason. Marushock: I don't know. Mr. Barone made the motion. Lukasewicz: Joe, what's the reason behind it? Barone: Huh? Lukasewicz: What's the behind for changing the *inaudible*. It's used for public use now, that's what it is. The value of it was only 4,000 acres. If use changes the value of it could be \$30,000.00 - \$40,000.00 an acre. I don't understand.... Barnick: It won't effect the purchase price, right? Barone: I'm looking to lift the restriction so that we could do the *inaudible* of the land... He wanted a copy of the appraisal to see what it's worth. Maybe he'll say well, give us \$500.00 an acre. Marushock: I think it's gonna hurt the borough. Barone: Well you think everything's hurtin' borough 'cause you hate that land up there. Weren't you ever a kid. Marushock: It's a former mine fire site... Barone: Yeah, mine fire site. Well then move away. It's right in your backyard. *Unidentified: Joe, Shhhhh.* Menichetti: Does this mean that we're in the process of purchasing it? Barone: Huh? Menichetti: I don't understand what you're saying. Barone: Yes, if you have to. So we could get the land and do what we want with it not what the state wants us to do with it. Menichetti: Like if we want to put a K-Mart up there or something we could do it? I'm just.... Barone: I'm just sendin' a proposal to see what the state reactions gonna be on it. If they say, "Oh, so much an acre", or whatever. 'Cause you people are gonna let it go. And I still think the Little League should be up there.

32. Motion by Barone

Seconded by Menichetti

To have the Throop police do a study regarding a curfew in the borough of Throop.

Lukowski: What's this, wait, what prompted this curfew? Marushock: Mr. Barone brought this up. Barone: The police. The police. Lukowski: So they have to be off the street at 9:00? Barone: No, no. *Few begin speaking*. Barone: Maybe 50 or 60 off the road at 11:00. Lukowski: Curfew's are old fashion. Barone: Your boys. Lukowski: Did they want it? Barone: Yes. Lukowski: Wait a minute. I was not made aware of this. We'll have a talk. I mean what is this, Argentina or someplace? Barone: Mayor, they only did it because they're having a lot of problems. They're telling me they're having a lot of problems. I told them I would bring it up. It's up to you to talk to them. Marushock: On the question; I think yeah, we are restricting children. And to the best of my knowledge the police have not made this known as a problem. Am I correct...*Few speaking at once*. Lukowski: They didn't tell me anything about it. Marushock: So we have not been made aware...*Many speaking*.

4 in favor - Barone, Blanchard, Menichetti, Barnick*

3 against - Shortz, Lukasewicz, Marushock Motion carried

* Barnick: Let them do the study.

33. Motion by Shortz

Seconded by Blanchard

To rescind the motion to purchase the Chorba property for the borough DPW complex and salt shed.

Marushock: On the question. Barnick: Yeah, on the question; I think it's a bad move. Chorba property was the next best. 48 acres *inaudible*. Chorba property is the next best. It's commercial zoned in there around the Yellow Freight, well it used to be Yellow Freight. It would a perfect place, a busy intersection...Barone: I think some of the utilities are....Barnick: ...closer to the landfill, I mean....

4 in favor - Shortz, Blanchard, Menichetti, Marushock

3 against - Barone, Lukasewicz, Barnick Motion carried

34. Motion by Blanchard

Seconded by Shortz

To purchase the Rinaldi property for the borough DPW complex and salt shed. The purchase price would be \$100,000.00 with \$25,000.00 coming back to the Throop borough.

Marushock: On the question. Barnick: Yeah, on the question; This is a bad, bad move. It's gonna be a very costly one. Rock, garbage, column dump, stuff that was supposed to be removed when he bought it. *Inaudible* the borough for about \$13,000.00 when he bought it back in 1971 or 1973, somewhere around there. Then he sold off a portion to the housing authority over there, made his money there and then submitted plans many, many times. Lukowski: Made money on

the ash, a lot of money there. Barnick: The ash, he also smoked the ash out of there. Mr. Hartshorn himself, Larry said he, they made a dump in there for Throop borough and you're gonna buy a dump. Everybody would love that. That column dump right in the very corner with the concrete walls - that's the portion of land they're buying, right there. Marushock: That's not all....Barnick: The only place that has *inaudible* I think is where the old trailers used to be for Gould. It got *inaudible* an acceptable spot. But you're gonna get the garbage dump. Lukasewicz: All right, on the question Mr. Chairman. Marushock: A few items, specifically the first one. If we purchase that property then there'll have to be a salt storage facility there. If you're familiar with the property it drastically runs down hill towards the housing project. There are problems associated with the housing project with run-off from that area. I believe whatever we put on that site would escalate run-off problems and also possible contamination with the salt. Even though *inaudible* a shed it still gets on the tires. In the wintertime everything runs down hill, I don't have to tell you people that. We're gonna have a problem there. The other problem that I could foresee is the moving of the mountain; will that be put out for bid or will that be hand delivered to someone? That would be one item... The third problem, the terrain is very steep to even put a building on there is gonna be very hard to do to have access to it from all sides. Any other property close to Sanderson Street, next to the Paciotti property, will that be used? Has she been contacted to see her opinion of what should be done? Has the housing project been, the Housing Authority of Lackawanna County been notified that we propose to put something there? What are their official comments? I believe if we are going to purchase the property officially but the borough code, I believe all the residents in the immediate area that are impacted would have to be notified. We are in a highly residential area. Are all these steps going to be met or.....? Blanchard: Wasn't there a meeting once before....Lukasewicz: Can I finish please? Will all these issues be addressed? Will we have to expend \$100,000.00 or possibly \$200,000.00 just to take rock out to build a structure there? You're putting the cart before the horse. Marushock: I disagree withLukasewicz: That boring should be done before you even considering purchasing the property there. Marushock: Before this is all finalized we are gonna have the test boring done. That was done by...*Many begin speaking at once*. Unidentified: Then why are you putting a motion to buy it then? Lukasewicz: When will the agreement be signed? What will it be contingent on? We need something in front of us legally that we can study and review with the...Marushock: We need, we are going to need Mr. Rinaldi that this purchase is all contingent upon it being available for us the build on. Unidentified: Well then put it in the motion. Lukasewicz: We should see that before we actually purchase. You don't purchase something without seeing all the parameters ahead of you. And I hate to tell you, I want a DPW complex as bad as anybody else but do it right. Marushock: There was no notification to property owners along the Chorba site....Lukasewicz: But they would have been notified. They would have been notified. Marushock: But they weren't *inaudible*. There was a motion to purchase...Lukasewicz: It wasn't purchased. Barnick: It wasn't purchased. Lukasewicz: It was not purchased. Marushock: And this is still contingent, as I'm saying.....Lukasewicz: When is the date of, when is the date of purchase and how will it be done? How will it be handled? Marushock: This is gonna have to be handled through our solicitor but again with the understanding that if this ground is not suitable for us to purchase that this is gonna have to...Lukasewicz: Can I continue with the question I'm trying to ask? Before the actual purchase takes place will council revisit this issue and re-vote or will it be a done issue as long as the majority believes that it's what they want - boom, it will be signed? Marushock: No, I, I thought having this motion move forward as

it is right now as the solicitor....Barnick: What do you mean - move forward? There's no...Lukasewicz: But there's no, there's no direction in this motion. Marushock: ...have the solicitor, O.K....Lukasewicz: It's, it's, it's a hapless motion put together without any thought. Marushock: To have this reviewed by the solicitor, along with Mr. Rinaldi....*Few speaking*...Marushock: Right, the solicitor's gonna be Mr. Brazil...Lukasewicz: Again, before. The answer should *inaudible*...Marushock: They have to answer to all. Morrell: That's all they want. Unidentified: Looks like 1. Lukasewicz: It's very much evident no one wanted to change the solicitor, a solicitor was let go this evening. I had no inclination of it, whatsoever. Same as poor Elaine was let go this evening. Everything was just done - Boom....Marushock: Your agreement Mr. Lukasewicz, was that we keep, you asked that Mr. Cimini be kept on board for 6 months. Lukasewicz: I never....*Few begin to react*...Lukasewicz: Don't put a time frame in my mind Geddy. *Many speaking at once*. Lukasewicz: No. No, no, no, no...you are the biggest liar in the world. I don't call people liars. I never *inaudible* for 6 months. Marushock: Mrs. Shortz, am I correct in that statement? Morrell: Was there a time frame on me? *Many speaking, inaudible*. Lukasewicz: Well, you're a liar too. 6 months and the 3 of you lie so good you believe yourselves. Menichetti: No, no. I'm not lying....*inaudible*. Marushock: You're lying Tommy. Barnick: Yeah, here we go. Lukasewicz: 6 months. You lie so good you believe yourselves. You lie. Unbelievable. There's no talking to people. You make up your mind...*inaudible*. Marushock: That was the only employee you expressed a concern about. Lukasewicz: It's like the type of person that catches a fish that's 10 inches but it's 25 inches by the end of the night and they believe themselves. Unidentified: Yeah, right. Marushock: Mr. Lukasewicz what I am saying...Lukasewicz: Go ahead, proceed as you will....Marushock: O.K. Lukasewicz:...but when things fall apart and we have to pay hundreds of thousands of dollars it's your fault. Marushock: Could we have roll call? Barone: On the question; You're talking you want to spend \$100,000.00 for that land. He's giving you back \$25,000.00 back for some kind of ...*few speaking at once*. Barone: Why do you have to be so contrary? What the hell is your name, Mary? Geez. Marushock: Mr. Barone, continue please. Barone: Not only that. What about the \$13,000.00 he owes in engineers fees? Did he ever pay you that? Morrell: No. Marushock: This is all *inaudible* fees....Barone: He never paid it back. *Many speaking at once, inaudible*. Barnick: ...5 or 6 years he owes \$13,000.00. Marushock: I don't see anything in here about any fees being late or anything else. *Many speaking*. Barone: ...saying you're gonna put the dump out for bid? Marushock: It has to because of the estimated cost of the....*inaudible*...Barone: ...so it's not gonna cost \$100,000.00 it's gonna cost \$180,000.00. It's costing....*Many continue speaking at once, inaudible*. Marushock: Zoning, *inaudible*, everything else...Barone: You're not answering my question. You're telling these people, making them believe that it's \$100,000.00 when it's \$180,000.00. And Throop has to pay for him to move his dump that Mr. Rinaldi should have moved in the beginning. Marushock: Did we ever get a cost....*Many speaking*...Marushock: ...up there right now. Barone: Doesn't the Chorba property have utilities up there? Marushock: There are no utilities *inaudible* in the 3 sites....Barone: I think there's utilities at Chorba's property right off of Sanderson Street. You better check. Marushock: ..cost of putting *inaudible* no matter which of the 3 sites it would be. Barone: Tell the people the right thing. You're not getting it for \$100,000.00, you're getting it for \$180,000.00. Marushock: That's, well then that's correct. Barone: It's what? Marushock: That is with the ground prepared. *Many speaking at once, inaudible*. Barnick: Quit lying to the people. Quit lying. Barone: Tell them to give them \$125,000.00 ...*inaudible*... Marushock: Roll call please. Morrell:

