

**Minutes**  
**Throop Borough Council**  
**Special Monthly Meeting**  
**for General Purposes**  
following the 6:30 p.m. Special Monthly Work Session  
Thursday, January 11, 2007

**The meeting opened with the Pledge of Allegiance.**

*“God Bless Our Troops and the Coalition”*

**ROLL CALL:**

**Members of Council:**

Ray Jarosh - **P**

James Barnick, **Vice President - P**

Thomas Lukasewicz, **President - P**

Tony Chrzan - **P**

George Marushock - **A**

John Musewicz - **P**

Joseph Barone - **P**

**Solicitor** - Louis A. Cimini - **P**

**Mayor** - Stanley Lukowski - **P**

Assistant Treasurer - Lenore Dolan - **P**

Secretary - Christina Sullivan - **P**

Chief Clerk/Treasurer - Elaine Morrell - **P**

**Announcements/Work Sessions & Meetings:**

- Marjol Meeting - Thursday, Jan. 18, 2007 at 6:30 p.m. at the Civic Center.  
A very important meeting, everyone is urged to attend.
- Throop Borough Council will conduct a Public Hearing on Mon., Jan. 29, 2007 at 6:00 p.m. regarding the request of JMF Development for a Conditional Use Permit. The Monthly Work Session/Meeting will follow at 6:30 p.m.
- The Council Work Sessions and Meetings for 2007 will be held on the 2<sup>nd</sup> Thursdays of the month and the last Mondays of the month. The Work Sessions will begin at 6:30 p.m. and the meetings will follow, any changes will be advertised.
- A CDBG Public Hearing will be held Thurs., Feb. 8, 2007 beginning at 6:00 p.m. The mid-month Work Session/Meeting will follow at 6:30 p.m.

- An Executive Session was held at 6:30 p.m. to discuss the Maid Rite lawsuit.
- Lackawanna County Board of Elections will meet on Thurs., Jan. 25, 2007 at 11:00 a.m. and consider the request for consolidation of a centralized voting location for Throop at the Throop Civic Center.

Council Vice President Barnick - The Lackawanna County Post Landfill Trust Fund money should be received within two weeks; this has been going on since April 24, 2006.

**Audience comments on tonight's agenda:**

**Marie McColligan, Ollendike Street** - A lawsuit was filed by 26 residents against Maid Rite.

**Pat Regan, Ollendike Street** - Maid Rite: The smoke cloud has been so high the airplanes drive through it and the grease is on the furniture and cars. A flyer was distributed to residents by Maid Rite.

*Council President Lukasewicz read correspondence to DEP requesting an update in the status of requirements for Maid Rite under the Consent Order and Agreement of 09/25/06. A discussion took place.*

**1. Motion by Chrzan**

**Second by Musewicz**

To pay the bills against the borough as posted and/or printed on the agenda.

Unpaid bills: "Items for Payment"	\$23,229.28
Paid bills:	\$55,753.57

All in favor

Motion carried

**2. Motion by Chrzan**

**Second by Musewicz**

To ratify the award of the bid for the 2004 Ford Crown Victoria Police Interceptor to Yousef Dabbagh, 2438 Fen View Circle, Island Lake, IL 60042 in the amount of \$4,100.00 as per recommendations by Lou Cimini, Solicitor and Robert Kalinoski, Street Commissioner.

All in favor

Motion carried

**3. Motion by Chrzan**

**Second by Barone**

To reject the bid for the 1998 Ford Crown Victoria Police Interceptor in the amount of \$241.00 from Milana Baron, Grace Quality Used Cars, 945 Lincoln Hwy, Morrisville, PA, 19067-3573.

All in favor

Motion carried

**4. Motion by Chrzan**

**Second by Barone**

To award the bid for One 6" Electric Drive Dry Pump to Godwin Pumps of America, Inc., One Floodgate Rd., Bridgeport NJ 08014 as recommended by Lou Cimini, Solicitor and Robert Kalinoski, Street Commissioner.

On the question:

Barone - This is for the river?

All in favor

Motion carried

**5. Motion by Chrzan**

**Second by Barnick**

To ratify the amount of the (TAN) Tax Anticipation Note is two (2) million dollars at FNCB at 3.95 % as per Throop Borough Resolution # 28 of 2006 adopted at the monthly meeting on December 27, 2006.

All in favor

Motion carried

**6. Motion by Chrzan**

**Second by Barnick**

To adopt Throop Borough Resolution # 1 of 2007, a resolution to invest two (2) million dollars at FNCB at a rate of 5%.

All in favor

Motion carried

**7. Motion by Chrzan**

**Second by Barone**

To approve Application for Payment # 1 in the amount of \$214,580.07 to American Asphalt Paving Co. for the 2006 Street Paving Program as approved by the Borough Engineer, Robert Nitch, Peters Design Group, Inc. (\$75,000.00 will be paid from the Liquid Fuels account and \$139,580.07 will be paid from the General Fund account.)

On the question:

Barone - This will be to approve on the condition that Robbie's going to review it?

Lukasewicz - Going to review it, yes. Mr. Nitch signed off on it, he's the engineer, and Robbie just wants to reevaluate it. This way if it is fine, the monies are already cut and the check is ready to roll.

Barnick - Did he physically verify these, Bob Nitch?

Barone - If Robbie finds a big discrepancy, can we rescind this motion?

Lukasewicz - If there's a big discrepancy. It seems that there was a deduction that was left that we had to pay anyway, so it seems like it's to the benefit of the borough to accept it as is. *Discussion.*

Barnick - And this is the total, right?

Lukasewicz - No, I believe there's 10% retainage. There's retainage in there because there's still some work that has to be done.

All in favor

Motion carried

A discussion took place on Motion #8.

**8. Motion by Barone**

**Second by Chrzan**

To appoint Jerry Barone as interim Fire Marshal for 2007.

All in favor

Motion carried

**9. Motion by Chrzan**

**Second by Barone**

To adopt Throop Borough Resolution # 2 of 2007, a resolution accepting the offer from Jeanette Morrell to purchase the 1998 Ford Crown Victoria for \$300.00.

All in favor

Motion carried

**10. Motion by Barnick**

**Second by Chrzan**

To accept Change Order #1 from American Asphalt Paving Co. regarding the 2006 Street Paving Project. A deduct of \$9680.68 for liquidated damages.

On the question:

Lukasewicz - Attorney Cimini, that was in agreement with American Asphalt?

Attorney Cimini - Yes.

All in favor

Motion carried

**11. Motion by Barone**

**Second by Barnick**

Throop Borough to join citizens lawsuit to join Maid Rite filed in Lackawanna County Court of Common Pleas.

On the question:

Barnick - Follow up with DEP, copies of correspondence sent.

Five in favor - Barnick, Jarosh, Musewicz, Barone, Lukasewicz

One abstain - Chrzan

Motion carried

Discussion on Motion #11.

Pat Regan, Ollendike St. - It burns your eyes and burns your nose and you get a sore throat.

**Official Comments/Discussion:**

**Mayor Lukowski** - Upcoming Marjol meeting is very important; everyone should attend.

**Audience Comments:**

**Dominick Rocco, 110 Sanderson St.** - Dickson City Borough should be notified of the upcoming Marjol meeting.

**Joe Wargo, Cypress St.** - Marjol should have been told to move the batteries from the beginning.

**Christine Hartshorn, Throop Hose Co. #2** - Asked if the 2006 final hose company allotment would be released. Hose Co. #2 was not interested in consolidation. Swearing in of officers and fire police will be held on Sun., Feb. 4, 2007 at 1:00 p.m.; council is invited to attend

The meeting was adjourned.

Minutes by Christina Sullivan

Secretary

Throop Borough

