

**Minutes
Throop Borough Council
Monthly Meeting
Monday, May 24, 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

Daryl Menichetti - P

Cindy Blanchard - P

James Barnick - P

Solicitor - Louis A. Cimini - P

Mayor - Stanley Lukowski - P

Treasurer - Amy Hebden - A

Administrator/Secretary - Elaine Morrell - P

Announcements:

A tour of the landfill by Throop council persons is scheduled for Friday morning, June 25, 2004 at 9:30 a.m. Whoever can be there, please be there. If not and we can't have all seven of us, another tour will be scheduled. I think we should all be aware of what's going on. Marushock: The 25th, which is a Friday, at 9:30 a.m. Lukowski: What will that consist of and how long would it take? Marushock: I don't know, mayor, this is going to be my first one and I don't even know exactly what we're going to see. Barone: It takes about twenty minutes. Marushock: Continuing with other announcements....

An Executive Session was held on Thursday, May 20, 2004 at 6:30 p.m. to discuss personnel and legal matters.

Council Discussion:

An Executive Session was held this evening at 6:15 p.m. to discuss legal matters. Cimini: George, why don't you just state the name of the case. Marushock: What? Cimini: Just state the name of the case. Gongliewski vs Borough of Throop at all. Marushock: And the last one,

Gongliewski vs Borough of Throop at all. O.K.? Cimini: Yeah. Barnick: Excuse me Mr. Chairman, before you get on to audience comments. Could you just give a little explanation to the public here about the construction waste ordinance - motion #13. Marushock: Evidently this is regarding a large accumulation of people doing remodeling and things like that, uh, that they will probably have to either deliver the waste to the landfill themselves, for which they can get a permit here at the borough building, which will be no cost to the Throop resident for waste that is generated here in the borough of Throop. And/or if there's anything major and they cannot get there, they would need to schedule the borough truck for pick-up and be there themselves to load it and pick it up at their place where this is being generated. Barnick: What if, what if they can't do neither? Lukasewicz: They can't what? Barnick: They can't do neither. They can't get it up on the truck or they can't get it to the landfill. Marushock: Seems that of the stuff that's been *inaudible* now, #1 - it, you can see just by looking at the can that they surely exceed the weight limit that we do have and also some of the stuff that is being *inaudible* a potential *inaudible* exists. Barnick: So, how do you make a determination? Marushock: That's, that's the fine stumbling block. Barnick: We'll who's gonna make the determination? Marushock: Basically, I would say our, our DPW crew. Let them be the judge. They're the people....Blanchard: We discussed this at the work session. Marushock: Right, we did discuss this at the work session. Barnick: I know. Lukasewicz: He still has a reason to ask. You can't *inaudible* him from asking a question. Barnick: I'm just trying to get the public informed, O.K.? I have a right to. Your trying to adopt a law that affects everybody in this town. They do a remodeling job, they're gonna have to go and get a truck and take it up the landfill when all these years, all these years it was free. They'd call the borough up, "Hey I got a load out here, could you come down and pick it up?", and they would, there was no problems - ever. Menichetti: Putting it out for the regular garbage collection. Barnick: And what was wrong with that? What was wrong with it? Menichetti: Well, how many injuries have we had with the DPW? Barnick: Was it from construction waste? What about grass? Tons of grass. What about bottles? You see at the different bars can-full's, gigantic can-full's of bottles. What are you talkin' about? Why are you only picking on construction waste now? Marushock: There, there's been...Barnick: Why, why are you ...you're gonna take uh, O.K., this guy's got a board over here he took off. You got an older gentleman, he's got a board or a cabinet over here he took off, he can't throw that out? No. Menichetti: I have, I have gone through the town and I have seen large, large...Barnick: I, I know I throw out a lot but I call them a lot of times and I help them...Menichetti: May I say something, please? Barnick: I'm finishing. And I call them and I, I help them. Menichetti: Well I started talking and you interrupted me. Barnick: No, you interrupted me - I wasn't finished, O.K.? I'm not gonna play this stupid little game, Daryl. Uh, and..Menichetti: Well, I'm not gonna play it with you either but IBarnick: This benefit, this benefit's been available to the people. Marushock: This was discussed in...Lukasewicz: Jimmy's speaking, please allow him to speak. Marushock: #1, this was discussed in the work session. Barnick: This benefit has been available to the borough for fifteen years right now. Marushock: Yes it has, but it's gotten out of control. Barnick: Now you're gonna take this away. Menichetti: Is this because you're doing contracting work now? Does that have anything to do with your saying this here. Barnick: It has, it has nothin' to do with that. No, what about all the other people? What about all the other people? What about all the, my neighbor just put on a fence. Menichetti: We will bring the truck and they could load the truck. Marushock:

Right, they could load the truck themselves. Barnick: Well then why are you saying you're gonna, your not gonna pick it up? Marushock: We didn't say that. Menichetti: Nobody's saying we're not gonna pick it up. Not at the garbage collection. Barnick: What about the person, what about the person that can't pick it up and put it into the truck. Menichetti: Well, they can ask for assistance. There's nothing wrong with asking for assistance. Barnick: I, I can't understand, what is, what is this...Lukasewicz: The truck is only available so many times...Barnick: Exactly, and it's mostly scheduled for weeks in advance. Lukasewicz: At this time of year...Barnick: We haven't had a truck for months. Menichetti: No it isn't because Bobby *inaudible* has had it down there for four days in a row. Barnick: He might have scheduled it. Unidentified: He takes it to the landfill himself. Menichetti: Well, don't say that's it's, that it's, you can't get it. Barnick: But it's scheduled for weeks and weeks in a row. We haven't had a truck here for months. Lukasewicz: Well you've got 1800 households in the town and people have garbage they put out when they remodel... Barnick: You got beautiful homes, they're making their homes beautiful and you're going to go against that? Marushock: We're not going against that, we're...Barnick: You are. Your gonna force them to try and take their stuff up themselves with the possibility of getting hurt at the landfill. Marushock: First of all, it's to direct Atty. Cimini to prepare an ordinance regarding the construction - it's not to place this in effect. We would have to sit down and have Atty. Cimini develop the ordinance, then we as council would have to review the ordinance...Menichetti: Could you please turn these fans off, please? Marushock: ..before it would be approved and advertised for public *inaudible*. This is gonna to have to be fine-tuned. Menichetti: What do you mean, you don't know how to turn the fans off? Barnick: But I, but fine-tuning is...Rocco: All of a sudden you guys come in, there's something wrong. *Few begin to speak at once*. Unidentified: Mr. Chairman, I didn't know the audience could talk. *Gavel heard*. Marushock: Please, this is being addressed right up here. Barnick: But the fine-tuning is, what, what is gonna give you that discretion between a small cabinet, a couple two by fours. What's, who is gonna make that decision? Marushock: *Inaudible* vs several garbage cans, there's a big difference. There's a big difference. Barnick: Well, what are you gonna do, are you gonna discriminate then? O.K., this guy could put out a couple boards, so we'll put out a couple boards a week now. Is that what your gonna, is that what your talking about? *Few speaking*. Menichetti: You'll get a chance..(referring to Shortz). Barnick: We'll, you got homes being remodeled out here, being made, made beautiful. You got homes being made beautiful and you want, I mean, I don't understand it. You keep takin' away benefits from these people. Marushock: No were not. Menichetti: Mrs. Shortz has her hand up. Shortz: I would just like to comment. At our work session on Thursday when this was discussed and Mr. Kalinoski was here, he pointed it out, and I don't remember right now the exact figures, the increase in tonnage that we've had in garbage pick up in the last year. He also mentioned the fact that we are now, we used to pick up on three days a week but the last day was really a half-day. We're now picking up three full days and still not getting all the garbage. We're having to go back to properties multiple times because of construction waste, that they go by, they pick it up with the initial garbage pick up and two hours later it's out there again and they're coming back and *inaudible* so...Barnick: O.K., are you done now? Shortz: I'm not done yet. So this is, uh, an ongoing problem - they're the ones that discussed that. They also, the DPW workers, discussed the idea when you have a trash can out there that's filled with boards or drywall, it's extremely heavy and it's difficult for them to put in. So, this is actually something

that DPW and the street commissioner said had to be, developed into a major problem. We're not saying they don't get free garbage pick up but I think when it's just solid construction waste that's going out over and over and over again. It's one thing to put out a board or put out something, a cabinet or something like that, but when you're consistently just loading the curb side up with construction waste...Menichetti: Day after day. Shortz: ..which is what is happening, then that's putting our equipment at risk, it's putting our workers at risk, and it's also creating overtime situations - just to pick up garbage. I don't think it's appropriate. I think, I mean we're not saying it can't be done for free but they need to get it up there or get the borough truck and load it so that they can take it up and dump it. Barnick: Let me just say, in reference to your, them picking up five days a week; first of all there was no truck to give out to anybody. That's number one. Lukasewicz: Spring clean up is so late this year. Barnick: Spring clean up is late. It was scheduled late. That's another problem. This stuff would have been out. Now myself, I put it out, I go help them guys and I make them cans are just right or else I throw it in, wouldn't matter to me. But what are you gonna do about, you're only gonna pick, pick on construction waste? What about these gigantic cans of grass, soaking wet, that you can't even lift? These gigantic barrels of bottles for recycling from the bars, maybe seventeen, twenty barrels. Are you gonna do somethin' with that? Shortz: I believe we have an ordinance that has a weight limit because one year I did put out yard waste and it was left at the curb and I was given a call and told that it was too heavy, so we divided it up into two *inaudible*... Barnick: So, they are already are makin' a determination what is heavy and what is not. You just answered your own, you just answered it yourself. Lukasewicz: It's up to the guys on the truck to decide if they'll take it or not. Menichetti: I was told by the DPW workers that they've been picking it up and the next day it's been there again, they stop by and pick it up again, the next day it's there again and these were the complaints. They said that they're just, they can't even get to their normal collections. Barnick: Gez, I never heard them complain. Menichetti: Well I have. I talked to them personally. Barnick: Just, just the fact that there was not truck available. Lukowski: You mean the same residents, over and over, that they pick it up and they...Menichetti: Every day. They put it out the next day. Lukowski: Piece meal, piece meal. Barnick: I put, I put some stuff out today. My neighbor put out stuff today. Unidentified: Every day or on that garbage day? Menichetti: No, they said they put it out, the next day they go by, it...Kalinowski: Every day. Every day. Menichetti: There you go, there's Mr. Kalinoski. Kalinoski: If it is picked up at 10:00 in the morning, by 11:00 or 11:30 there's more out. Marushock: Right. Lukasewicz: Well then you should tell the people you get picked up once, you don't get picked up twice in one day. There should be no problem there. Barnick: Like...Menichetti: But then, then Robbie said it sits there for a week. *Many speaking at once, inaudible*. Barnick: Like myself, I would call up here, ask Robbie, "Will the guys be available?" Because I'll keep it down in the yard. Will the guys will be available, will they be around? Oh, O.K., they'll be around - put it out. Menichetti: Yeah, but everybody doesn't do that. Barnick: And they... Well, I do. I'm just sayin'...Menichetti: Well, that's you. What about every other resident? Lukasewicz: They should, Daryl, they should. Menichetti: But they don't. Lukasewicz: Everybody should have the right to throw out whatever garbage they want once a week and the borough should be responsible to pick it up. If it's abused, then Robbie's gonna sent letters to the people or leave notes on the cans and tell people put it back in their yard. You gotta deal with each individual incident as it happens, you don't hurt everybody else for a few people making the

trouble. Barnick: They should. Why don't you just put a notice, why don't you just put a notice in the paper. Menichetti: So every time these people put this garbage out he has to come back here, type up a letter, send it certified or however he does it... Barnick: Same thing with grass, repeaters on grass. Lukasewicz: *Inaudible* a paper that they can put on it and boom. Marushock: The one other incident that was pointed out; there's a brand new home, a dirt yard, no grass whatsoever in that yard, and they have five bags of grass in front of their property. Lukowski: Oh... wait a minute. Barnick: Well, that's a problem. That's violating the ordinances. Lukasewicz: That's a problem. It should not... Marushock: What I'm gonna ask is - could the newspaper give us some help and, and put something in there that anyone caught violating the, whatever we have on the books, the ordinance concerning any garbage whatsoever that is generated outside of the town will be fined and/or prosecuted to the fullest extent. Barnick: We found several of them in the past. Marushock: Again, just because you are a resident of Throop and you have property elsewhere, the only thing you are to dump free of charge in the borough of Throop is garbage which is generated from this individual site - in Throop. Lukasewicz: Generated from Throop. Barnick: Exactly. Marushock: Then, maybe, especially now with the spring cleanup and everything else, we should put something in the paper and make people aware that if anyone is caught they will be prosecuted. Barnick: But your getting' off the main subject about construction work. Lukasewicz: The main subject is, I think if we stay as was in the past and if there is a problem with someone puttin' it out two or three times in a day, they have to be told. Barnick: Exactly. They should tell them right there at the curb, "Look it, I'm not comin' back here." Kalinoski: Jim, in all fairness, there's no ordinance or anything on the books to back that up. Lukasewicz: To back what up, Robbie? Kalinoski: People puttin' it out two, three times in a day. Barnick: Yeah, but they're usually pretty good about listening. *Many speaking at once, inaudible.* Morrell: Isn't there an ordinance that you can't have cans out more that twenty-four hours? Barnick: Well, isn't, exactly. Rob, there's an ordinance that's states you could be fined if the, if the garbage is put out twenty-four hours in advance. Unidentified people heard saying: Right. That's right. Barnick: So, there's your enforcement. Kalinoski: But it may not be, Jim. If their garbage is picked up, let's say for instance on Wednesday. They put it out Wednesday morning, the truck goes by, picks it up and they put more garbage out, it's still the twenty-four hour period. *Many commenting at once.* Barnick: No, no, no it doesn't state it that way. Kalinoski: Wait, in all fairness, I think what have to do is look at the wording in the ordinance and make, just amend what's there, and that's all there is to it. *Many speaking at once.* Barnick: 'Cause myself, every time I have somethin' I call up here, hey, they say, "Put it out". It might sit out there an extra day - big deal. Kalinoski: Two examples in the last few weeks. One was Clarke Street, the other Cypress Street. The guys pick it up, as they go back around an hour later on the next run, it's back out again. Barnick: That's not right. Morrell: Robert, are they people that just moved into the borough? Robert, are they people who just moved into the borough? Kalinoski: One of them, one home was. The other one was not. Marushock: Is that it? Uh, before we get to audience comments this evening, we have Mr. Nicholas Carroll from the Pennsylvania Army National Guard to address us this evening. Could you please come forward? Carroll: Yes. Lukowski: Actually it's Sergeant, First Class. Carroll: Staff Sergeant, sir. Lukowski: Or Staff Sergeant Carroll: Good evening. I'd like to thank the council members and Elaine for setting this up, for seeing me tonight. What I wanted to do is let everyone know who I was and what I ... (I'm sorry, I

don't mean to have my back to you)... Like the council president said my name is Nicholas Carroll. I'm a staff sergeant with the Army National Guard down here in Scranton. I support headquarters 55th brigade as well as headquarters 109 *inaudible*. What I did want to discuss was the things the National Guard has to offer that you folks may not be aware of. I know you've seen it on TV or here or there. One particular item specifically, because I know that college costs are getting outrageous - everyone knows that if you've got a son or daughter. The Army National Guard does pay 100% college tuition for state schools here in Pennsylvania, and when I say state schools I mean those are the one's that are SSHA schools, not private schools. Private schools would pay a very large sum for as well, however these schools here, and I'll read some off just for you; Bloomsburg, California, Kutztown, Lockhaven, Mansfield, Slippery Rock, East Stroudsburg, Millersville, Luzerne County, Philadelphia, Westmoreland County, Harrisburg. It's a number of very good schools here. These are 100% paid for by the Army National Guard, O.K.? Along with that they also receive a monthly stipend when they're going through school, \$282.00 a month from the Montgomery G.I. bill, that they put in their pockets. So the other money goes to the school, \$282.00 a month goes in their pockets while they are enrolled in school. So that ten months of the year, give or take as long as they're enrolled, they're receiving a monthly stipend in their pocket as well as drill pay. Barnick: What's the obligation time? Carroll: The obligation time, sir, is, for the educational assistance program, is six years. Every service requires eight-year commitment, no matter what it is. The National Guard, in order to get these particular items, is a six-year commitment. They can go in for four if they want, they'll receive the tuition assistance, which is 75%, but in order to get this it's six years. Barnick: So eight years automatically. Carroll: Everyone has eight, right sir. On top of that right now the Army National Guard is offering \$3000.00 enlistment bonuses just for coming in, as well as, depending on the job skill they choose, a *inaudible* critical skill bonus. So they can walk in with \$6000.00 along with the educational benefits we're looking at here, which I never had when I enlisted in the regular army years ago. I'll have these available for you out here on the desk. As you leave, if you want to look at them, feel free. I've also got some of the items here called the Top Ten Programs that we have in the National Guard, O.K., one being the college tuition free, the other being the Montgomery GI bill, as well as vocational skill training. We've got many different skills to choose from. They can also take the skills that they get from the Army National Guard and apply them to college credit. Basic training's worth four semester hours. Weekend drill is normally two days out of the month, two weeks a year, normally. And I understand everyone's concerned about the deployments, everyone's aware of that and I'm taking that into consideration when I speak to you. It's understandable; it's a concern. But again you know, the president and/or the government has decided to do what they're doing. The National Guard's stepping up to the plate and doing a damn good job, they're doin' a darn good job. We also have what they call a student loan repayment program. Those people who have already had college and say, "Hey, I'd like to pay some of this back. We've got \$10,000.00 - I believe, don't quote me - \$10,000.00 and change, I think it's \$10,280.00, to put towards student loans that they already have, as long as they're not in any kind of arrears. There's a video that's available. I only have three with me, I didn't think it would be appropriate to set about twenty video's out there, but if anyone wants them I will give it to them. They can contact me... it explains everything we do. It explains basic training from day one to the end. It explains the job skills training that we have, it explains the college options we

have, it explains some of the benefits - commissary and PX privileges are very nice. You go down there in Tobyhanna and pay absolutely no taxes on purchases. This item here is the *inaudible* guide to financing and education. Not only does it cover what the guard can provide but its also a good way of explaining to young folks who are thinking of going to school how to select a college, what kind of degree program they want to go into, and how to get other financial aide if, say it's a very expensive school and we wouldn't provide all of it, *inaudible* the means of getting it. It's a very good book, not just, I mean here, family expense worksheet. It's fantastic. This book is good for anyone who's going to school, let alone if your going to be in the guard or not. So I, I encourage anyone if they want, I'll get these to you. Again, I just wanted to let you know who I was and, you know, explain the programs that we have. There's a lot of different programs. We take people from seventeen to thirty-five, this doesn't apply to people that are young. Right now we've got a lot of people with required service. They've already served but feel the need to come back in because they feel it's an important cause or they just want to get back in and enjoy the camaraderie the *inaudible*. Folks, I had ten, I'm sorry, fourteen years active duty service. I got back in because I couldn't stand being out after what's going on now, so I've got back in service. There's many people that get back in. Some folks that do get back in that are prior service qualify for a bonus getting back in. So there's a number of things that the Army National Guard can do for people if they're just willing to learn what's available and see what we have. Are there any questions for me? Lukowski: Sir, are you having any sort of problem accessing high schools these days? Carroll: Honestly, no sir. Lukowski: Good. Carroll: I have a meeting set up for Wednesday for North Pocono. Lukowski: That's good to hear. Carroll: I'll be in Dunmore some time this week, I have to talk to Mr. , and Mid Valley, I talked to Mr. Albert today about setting up what's called a gears program and a career direction program that we instruct. The Gears Program deals with positive life skills, empowerment, preparing for disasters and emergencies, things like that. We provide these programs through the National Guard for schools. Not only does it, it's good for the students as far as communication skills, problem solving skills, basically again with violence in schools, drugs and alcohol programs, but it also covers things that help them in school; budgeting, memory power, helping them to remember things as they're in school. You know, study habits, things like that. These are all mandated classes, some of these things. I know the class on the American flag, a mandated class that schools have to provide. We provide it for them if they'd like. So there's a lot of things the National Guard does. Career direction course is fantastic. I know the schools, some of the schools have these in place already, some utilize other courses as well. The career direction gives students *inaudible* like an interest test. It gives them an idea of what kinds of things they're interested in, what kind of things they can do to get them pointed in the right direction and go where they want to go. And they can go on line with a code that we give them - they're school code and then they're name - then go online and see what they're doing now, gets where they're wanting to go and maybe they want to change direction with it and do something different to get to the degree program with the job skill they want. So, it's available. We conduct these classes in school. So, to answer your question, we're having a good time getting into the schooling and getting into the student body and talkin' to them. That's important. Lukowski: It is, very. Carroll: We're not the teachers so we are not technically the enemy, I guess you'd say. They tend to view the facility as someone they can't open up to. Lukowski: Especially, you're offering them a

college education. That's a big, big thing. Carroll: But I wanted to make you aware of what we're doing and who I am in case anyone wants to talk to me or one of the other recruiters about the Army National Guard. Do you have any other question? I'll answer anything you need? Thank you very much.

Marushock: Before we begin to do audience comments on tonight's agenda, there are a couple motions here to be added. Number one (motion #46) would be to rescind motion #43, 4/13/04. Barnick: What is it? Lukasewicz: What exactly is that motion so the people could all...Marushock: Mrs. Menichetti, can you explain that one please? Menichetti: I believe it was the one we passed to advertise for all employment. Lukasewicz: Pardon? Menichetti: To advertise for all employment. I think we should draw from the pool of applicants we have. Lukasewicz: Well, I *inaudible*. Menichetti: I just think we should draw from the pool of applicants we have before ...*Few begin to speak at once*. Lukasewicz: For what position? Menichetti: Humm? Lukasewicz: For any position? What specific position, or what's the reasoning? Barnick: For any position. Marushock: There are some that we need to hire this evening for summer help. Other than that... Lukasewicz: The motion was passed on April 13th that all jobs should be advertised for. Now a month later we're gonna change that. Unidentified: Yeah. Menichetti: I just don't think...Lukasewicz: Well go on. Maybe I'll see what the motions are and I'll understand it better. Barnick: Well we wanted to advertise the other day for, was it over the Civic Center? And we were told there was enough applicants in the files. Was that *inaudible*. Marushock: We need to hire someone for over the Civic Center for the summer programs. And then summer programs...Menichetti: We have applicants. Lukasewicz: If we've advertised and we have applicants then we can hire somebody. There's no need to change the motion. Marushock: We didn't advertise for these. Menichetti: People send in applications all the time. Marushock: Right. Menichetti: We're hiring people from these applications, we're not advertising for these jobs. So, I mean like if it's a big job yeah, like if you're hiring whatever, that's different. But these, it just doesn't make sense to have to advertise for these positions over here and all the other ones. It just doesn't make sense. Marushock: Due to the time frame right now, especially...Lukasewicz: We'll I tend to disagree because, you know, it, a lot of people are out there looking... Barnick: That's not very fair. Menichetti: Well we need, we need one, we need one Civic Center monitor so we have to put an ad in the paper for a Civic Center monitor. Lukasewicz: There should be to give the opportunity for the people in town to apply for it. Barnick: Exactly. Lukasewicz: That, there was, where did the motion come from originally? I think it came from you Daryl. Menichetti: No, not from me. Barnick: Me. Lukasewicz: Who? Barnick: Me. Marushock: O.K., that's gonna be on, O.K.

Marushock: Next (motion #47) is to hire _____ as the borough manager as per the ordinance. No physical required in that position. Barnick: Hire who? Lukasewicz: You said to hire a borough manager. Who are we hiring, or are you gonna wait 'till later? Why don't you put the name out now so that people could have some comment on it. Marushock: Daryl, *inaudible*. Barnick: Who we hirin'? Lukasewicz: Pardon? Barnick: Who we hirin'? Lukasewicz: Yeah, who we hirin'? Barone: I'll make a motion to hire Elaine. Lukasewicz: We'll that's not gonna work...*Few speaking at once, inaudible*. Marushock; Daryl, who was that? Barnick: They said blank, fill it

in. Lukasewicz: Your just gonna leave it blank and then the people will have to have no say in it?
Marushock: Mr. Ken Novack. It will be to hire Mr. Ken Novack as borough manager as per the ordinance. No physical required.

Marushock: Next (motion #48) will be to rescind motion #1 of March 29...Barnick: No what? Wait a minute, excuse me, no what required? No physical required. Everything else is established in the ordinance. Lukasewicz: Why no physical required? Barnick: Why? Menichetti: Because we don't have a policy. Shortz: I asked in March, I asked in February, and I asked in April. I asked a motion to find out what is our hiring policy, what do we require for *inaudible* and I have yet to receive anything because there is nothing in the book. And you can't just individually decide for this person you have to do this, for that person to do that. Lukasewicz: Sure you can. Shortz: I have stated...Lukasewicz: Start from that point forward. Barnick: This is a specific appointment. Lukasewicz: This didn't go on Cindy. Blanchard: She, she asked for months though. She's been asking for months, she spoke up. Barnick: We're tryin' to discuss this. Marushock: We just hired I think three people for the DPW..Barnick: This wasn't brought up in the work session, was it? So, you need to discuss it. Lukasewicz: *Inaudible* but then there's been no discussion between seven members of council, only four members of council. This is my opportunity to speak. Marushock: Right. That I understand. Lukasewicz: We'll don't tell me to move on. Marushock: The motion reads as is, there's no physical required, because we are being discriminatory. Lukasewicz: You're not being discriminatory...*inaudible*. Shortz: We'll like I said, we have advised a number of people.. Barone: Where's Ken Novack from? Barnick: Dickson. He used to be, he used to be the borough manager in Dickson. Barone: From Dickson? What do you have against people from Throop? Lukowski: And he wasn't borough manager, he was a borough administrator. He was not a manager. Barnick: Borough administrator, right. Barone: What have you got against people from Throop? You all said that you'd hire a person from Throop if they qualified. You got her (meaning Morrell), you had two others. Unidentified: That's right. Barone: They had good qualifications. Marushock: All right, that motion, we could put that on as is, O.K.?

Marushock: The next (motion #48) is to rescind motion #1, March 29, 2004, as the minutes are incomplete. Entered into the records the minutes presented to Cindy Blanchard by Christina Sullivan, marked draft, will be entered into the official record as minutes for those meetings, as they contain pertinent information that was deliberately omitted in the minutes that were submitted as completed. Lukasewicz: Deliberately omitted...Barnick: How could you say that? Woe, Woe...Lukasewicz: How could you make a determination that something was deliberately *inaudible*...Barnick: What gives you the right to make that determination to begin with? Lukasewicz: Especially when your one of the people *inaudible* law suit. Barnick: When you're the one that's being sued over this. Lukasewicz: You're the one being sued and now you want to change *inaudible*. Barnick: Now you want to change what's in the official record? To benefit you? Lukasewicz: You can't do that. You can't do that. Barnick: You want to benefit yourselves by changing the official record. Shortz: *Inaudible*. Lukasewicz: It's ethically *inaudible*. Barnick: No, wrong, wrong Susan, wrong. Shortz: We did not change the minutes. You cannot change the minutes...*Few speaking at once, inaudible*. Barnick: Your changing. Lukasewicz: You are

changing the minutes. Barnick: Because if that said draft copy, if that said draft copy that means it was a rough copy, it wasn't finished. Shortz: *Comments are inaudible. Few speaking at once.* Barnick: You're trying to change them to benefit you, Susan. You're trying to benefit to make you look good in this lawsuit, that's what you're doing - the four of you. Marushock: This, the draft is part of our officially transpired ...*inaudible.* Shortz: The minutes, the draft minutes, the tape...*inaudible.* The final copy was changed and deleted a lot of...*inaudible.* Barnick: Who's to say that. Who's to say that. If a draft copy is a draft copy that's a rough copy - that ain't all the wording in the damn minutes. Shortz: We'll it's more the wording than the final copy has... Menichetti: The draft copy has forty pages and the final copy has twenty pages - there's a lot deleted. Marushock: Yes. Lukasewicz: Daryl, again I'm gonna ask...Menichetti: No, minutes are not supposed to be changed. Lukasewicz: On Thursday this was brought up at the work session. Menichetti: Um hum. Lukasewicz: And I said, "Well, where is this draft copy that I never saw? Barnick: Where is it? Menichetti: *Inaudible.* Marushock: It was dropped off and the copier is broke. You're all gonna, everyone up here is gonna have a copies of...Barnick: So we're supposed to vote on it and nobody has a copy. Lukasewicz: How can I vote on somethin' I've never seen? Marushock: And the copier's broke. Blanchard: I didn't see it yet. Lukasewicz: Well they were given to you and you gave them to someone else. Blanchard: I gave them to someone else to hold on to, yes. *Few speak at once, inaudible.* Barnick: So all these months you had this and you don't have a copy. Lukasewicz: And council doesn't... Barnick: The copier's broke tonight. *Few speaking.* Menichetti: We asked for an investigation by the district attorney's office. Barnick: So, why, why still didn't we get a copy? Lukasewicz: Why change the minutes until the district attorney's office wants to change the minutes? Barnick: Yeah. Marushock: The minutes were submitted to...Lukasewicz: That should be, that should be his determination. If there's an investigation of minutes you shouldn't do anything with those minutes... Marushock: No. Barnick: You requested an investigation. Lukasewicz: ...until he makes a decision. Marushock: They should be had into the public, permanent record. It should be in the ledger. Barnick: They should be when the investigation is over. Lukasewicz: When the investigation says they should be in there. Not when you, what you feel but the investigation doesn't feel...Menichetti: And who are you to say which minutes are the original minutes and which minutes...Barnick: I'm not. Lukasewicz: I'm not sayin' that. Let the investigation go on. *Few speaking.* Menichetti: There is no investigation. Shortz: There is no investigation. Barnick: What do you mean? Lukasewicz: What do you mean there isn't one. Barnick: You just told us there was. *Few speaking at once, inaudible.* Lukasewicz: Has the district attorney told someone in council that the investigation is over? Menichetti: No, they never did one. Lukasewicz: How do you know? Barnick: How do you know? Menichetti: What do you, mean how do I know? Lukasewicz: How do you know? I've haven't been informed....*inaudible.* Barnick: Did you get it started? Did you get a letter? Menichetti: I didn't get any, no. Barnick: Did you get a letter here? Shortz: There's a letter from the district attorney to suggest that he didn't do an investigation. Lukasewicz: The proper thing to do is to send a letter to the district...Shortz: He suggested that we have a tape recorder to record minutes. We already have that... Lukasewicz: Who said that? I never heard that. Barnick: I never heard that. Lukasewicz: Who met with the district attorney? Shortz: Nobody met with him. I sent the letter as it was stated *inaudible* the motion...Lukasewicz: O.K., then did you hear from him back? Shortz: The letter came back and...Lukasewicz: Why didn't...Barnick: Why didn't we get

a copy? Shortz: We contacted him, we contacted him after to reconsider the investigation...Lukasewicz: Why did you decide to re-contact him? Barnick: Why didn't we get a copy? Shortz: Because we asked for an investigation...Menichetti: No, no, no, no, no, no. Barnick: Keep hiding stuff. They keep hiding information from us. Lukasewicz: There's seven members of council. Why did you decide for me or Jimmy and someone else? Menichetti: Mr. Cimini contacted them. Cimini: I spoke to Gene Talerico. Barnick: What about the letter? Lukasewicz: Where's the letter? Cimini: I don't have a letter. Shortz: I have the letter. Lukasewicz: You have the letter that we don't have. Barnick: You have it. We don't have it. Lukasewicz: What am I, a non-member of council. Barnick: We'll there's nothing in the letter, that's why. Lukasewicz: There's nothing in, that's your determination of the letter. Barnick: I don't care. It's information - it was a determination made. Lukasewicz: That's public property. That should be given to all members of council. Shortz: The letter's addressed to me and that's why I didn't...Lukasewicz: You as a councilman. Shortz: Yes. It's addressed to me. Barnick: As a councilman. Lukasewicz: As council, Susan. Shortz: Well I could give you the letter. I'm just saying he didn't investigate anything. All he said is that he suggested that we have a tape recorder at the meetings. We have a tape recorder at the meetings and that is why...Lukasewicz: Where's the letter? Nothing should be done until a letter is read by all members of council. Barnick: And that should be read into the record. Lukasewicz: That's right. Marushock: Well this, this motion...Lukasewicz: What are you trying to do here? Barnick: What are you people tryin' to pull? Lukasewicz: So in other words the district attorney doesn't want to do it so you want to decide how to handle it? Marushock: The motion could state that.. Menichetti: We're not trying to pull anything. What was tryin' to, who was trying to pull this by altering the minutes? That's what I want to know. Lukasewicz: I'm not covering anything up. *Many speaking at once, inaudible*. Shortz: The original, the original draft...Lukasewicz: I didn't do anything...Menichetti: One person speaking at a time please. We have a girl taking minutes now. Marushock: Please, please, please. This motion could stand as presented. The dates in effect for the draft copy is January 15th, January 26, February 12 and February 23. Barnick: How many are you changing? You're changing an official record to benefit yourselves. Shortz: Since we don't have copies of the minutes...Menichetti: February what? Blanchard: How many official copies can there be? Lukasewicz: The vote will show that. There'll be a four to three vote anyway, and it'll show that. Barnick: I just want it listed on the record, that's all. Blanchard: Tom, how many official copies can there be? I mean should they all be...Lukasewicz: There should be one official copy of things. Blanchard: O.K., well then, the one that was given to me? Barnick: No! Marushock: *Inaudible* March or April...Lukasewicz: When did you ask for a draft copy? Blanchard: I didn't ask for a draft copy, I asked where were the minutes. Here's the minutes. Lukasewicz: What did someone give you, minutes? Blanchard: Yeah, about that thick, sure. But nobody was getting minutes for *inaudible*...Barnick: And what did it say on it? It said draft, didn't it? Shortz: No it didn't. Blanchard: No. Barnick: A copy of that, you just said it said draft. Lukasewicz: Maybe if I could see it I could determine...Barnick: Why *inaudible*. Blanchard: I'm not using, did you hear the word draft out of my mouth? I said copies. Barnick: Right in the beginning. Right in the beginning you said draft copy. Lukasewicz: I think to all the minutes should be provided to all the council members and, and the letter be provided to the district attorney and that motion should be notMenichetti: Now I went over..May I say something?

Just a minute. I went through these minutes and I went through these one's that were presented by Christina Sullivan to us as the final copy. I went through every page. There is a lot of information that is left out. Lukasewicz: Did you listen to the tape? Menichetti: Comments. No. I didn't listen to the tape. Where did she get these comments from that she typed on there and that were, were omitted. Lukasewicz: It's from the tape. Someone's gotta listen to the tape. Menichetti: They were omitted on the other copy. Marushock; But it should be the tape and the minutes presented should be everything that happens. It should be *inaudible*...Lukasewicz: Why don't, why don't we do this. Why don't we let our new stenographer listen to the tape and, and *inaudible* a copy of them minutes. Barnick: Let her make a determination. *Some heard saying Oh, huh...* Blanchard: That's putting her in some *inaudible*..Lukasewicz: That's not putting her *inaudible*...Marushock: When we are ready to see the minutes number one, first of all, for these meetings, and we did so on March 29th . Lukasewicz: We want an impartial person to do it, that's the way you do it. You give her the tape, you let her listen to it and provide minutes. Marushock: As we sit right here *inaudible* the minutes are what we accepted on March 29th. Menichetti: So then what are you gonna do when she provides you with that copy? Barnick: Then you have to review it..Lukasewicz: That's the minutes. No, that's the minutes. Menichetti. So your gonna have her go through all those tapes, 'cause there's forty pages on one of them...Marushock: There would be, there's four meetings...Lukasewicz: That's the only proper way to get it done *inaudible* an impartial person. Cimini: Could you do that? *Few speaking at once*...Lukasewicz: There is no investigation if Susie has the letter. Marushock: They won't do it. Lukasewicz: O.K., so if there not doing anything let's agree to make our own tape and let her do, listen to the tape and make the minutes. Barnick: Let her do it. Let her do it. Blanchard: Well how about all seven of us get together with her and we'll all sit there and listen to it. Lukasewicz: Anybody could listen to it at any time. I think what we should do is we should let her have the tape here and listen to it and come up, um, with official minutes. Marushock: I'd like to say let that motion stand and we'll, we'll vote and see what happens. Shortz: I, I think I'd be in favor of her retyping...Lukasewicz: I think that would be proper. Shortz: Because that's what the draft was originally. Just take from the tape and then it was altered into final copies. Menichetti: But then what are we gonna do with the one that's have been accepted? *Many speaking at once, inaudible*. Blanchard: I'm not throwing the other one's in the garbage, no way. I'm not disposing of the others no matter what. No. Marushock: I, I wouldn't dispose of either, the draft or the final. Menichetti: And how fast can you do all those? There's quite, there's about four...Egan: There's four tapes? Is there a time frame on it? Menichetti: Um hum. Egan: What's the time frame on it? I mean...to tell you the truth it really depends on the content. Like, there's times when, I just submitted you from April 26th, the first meeting, that was forty pages. Um, there's times when it takes you maybe an hour to type a page because five people speak at once. So you try and follow one person's thoughts all the way through to the end and then you have to go back and re-listen to that area and follow somebody else, and follow somebody else. So, it's hard to say until you listen to the tape how long it might take. Barnick: A month? Egan: Um, I'd say that's probably reasonable. I mean, once I do one, if they're all similar, I could tell you how long it took me from that one to estimate how long it will take me to complete them. Barnick: A month. Lukasewicz: That's the fair way. Blanchard: But I really do *inaudible* the other two...Lukasewicz: *Inaudible* keep *inaudible* your minutes and once you get them all in, you evaluate all them and come up with...Barnick:

Rescind the old ones and *inaudible* the new ones. Menichetti: Geddy, you said it's now *inaudible*. Marushock: Right. Blanchard: Right, and this... *Many speaking at once, inaudible*. Lukasewicz: *Inaudible*, which is probably a lot of pages that then she went through marked down to whatever, more details. Marushock: Actually what happened. Menichetti: Who is she to condense the details? She doesn't have the authority to condense minutes. Lukasewicz: What has been eliminated? Menichetti: Come on, Tommy. Lukasewicz: I know, but what has been eliminated? I don't know what's been eliminated. Menichetti: A lot. A lot. Marushock: A lot. She went from a forty-page draft copy to twenty-page final copy. *Inaudible*. And who is she to take... Menichetti: I mean, who is she to decide what was going to be in those minutes? Lukasewicz: She shouldn't decide. Menichetti: Well, she did. She did decide. Marushock: They should be, the minutes should be exactly... Lukasewicz: Certain things, certain things could be downsized. Menichetti: Tommy. Lukasewicz: But the pertinent facts have to be there. I'm not saying to delete the pertinent facts but you could downsize... Menichetti: We'll, what's pertinent facts? She just gave us a forty-page, uh, uh document. Lukasewicz: That's kind of a waste of time for, for four hundred dollars... It's, it's good because it's done properly; it's done by an impartial person. Marushock: That's the way these should be... Egan: And that's what I discussed with George. I mean, originally when I started doing it he gave me a copy from February's minutes and I said, um, I just don't know enough what not to type and, and I certainly wouldn't make that determination. Marushock: Correct. Egan: So I know there's a lot of times, in the example that I have, that's its have just simply stated, "A discussion ensued." So, you know right now we've been in here for about forty-five minutes - this might take me three or four hours, this forty five minutes - 'cause there's a lot of, you know, a lot of people saying a lot of things. And it's not to me to determine that I'm not gonna trail her all the way to the end because I don't think that's relevant. I mean, I took it down to, if somebody says uh, you know, I type it. Marushock: The minutes should be an accurate recording of what transpired at that meeting. Menichetti: So, in other words, if one person would speak at a time it would make your job so much faster. Is this what your saying. Egan: Sure. Menichetti: So, if everyone would just adhere to that and one person speak at a time it would make it easier. Lukasewicz: Once she knows the voices to who *inaudible* then she'll be able to.. Menichetti: Because I noticed you misspelled a lot of names... Egan: It's not, it's not the voices as much as, um the ... I mean, I know who's speaking but it's just, um, it's tough when... Menichetti: Everyone.. Egan: I try to sit here and write down what you're saying because I can tell that somebody here closer to me, um, you know, is coming across more, just articulately. Not necessarily saying that they're not, you know, using the right language, but it just becomes very difficult when seven people are talking at once and everybody has to be recorded. When a letter's read it's a beautiful thing... and you're on to the next thing. Menichetti: Well, I take the minutes at the meetings also, so I understand what you're saying. Lukasewicz: What are you gonna do with it, Jet? Marushock: I would let the motion go as it says, right now. Lukasewicz: We'll I think what I, I wanted to have another motion put on then to have her do the minutes also and we'll see if that passes. Menichetti: So, we already paid Christina Sullivan to do them, now we're gonna pay to have them done again. Is this what you're saying? Lukasewicz: Yep. Marushock: *Inaudible*. Lukasewicz: Because there are discrepancies in there, evidently. So there's only one way... Menichetti: There are omissions. I will say omissions. Lukasewicz: Well, whatever it is, there's only one way to clarify it. You to have an un-partial

person listen to it and *inaudible* the minutes. Whatever. Go ahead, Geddy, what else?

Marushock: Next is a motion (#49) to hire Christine Hartshorn as assistant secretary starting immediately. Her hours will be 8:00 a.m. to 4:00 p.m. - Monday through Friday. Benefits would be the same as the previous secretary. She is waiving the health insurance, which is a considerable savings to the borough. Her rate of pay will be \$10.50 per hour.

Marushock: Number 4 (motion #50) would be to terminate Ms. Gongliewski, Mrs. Kaushas, Mrs. Stoffey for timecard tampering. Barnick: What? Lukasewicz: What? *Many commenting, reacting.* Barnick: You want another lawsuit here? Holy God! You're gonna have another lawsuit. Another \$25,000 wasted! Lukasewicz: Time card tampering? What gives you the right to decide that? Who are you, God? Marushock: Wait a minute. Wait a minute. Lukasewicz: Who are you? Barnick: You people are sickening. Lukasewicz: Now come on...you *inaudible*... Barnick: All these years they've been workin' over there with kids and everything else. You went on a...you people are sickening. Menichetti: Now wait a minute. They admitted they did it. Lukasewicz: They admitted they did what? Menichetti: They had ...Barnick: They admitted they were told to do it. Menichetti: They had people clock in for them and clock out for them. Barnick: There goes another lawsuit. This borough's gonna loose another \$25,000.00 deductible because of these four people. Four people. Menichetti: Well, what would, what should you do when people are fraudulent? Lukasewicz: We're gonna have another big lawsuit. Barnick: Yep. Here we go again. *Many begin to speak at once.* Barnick: Constantly keep on getting sued because you people keep on creating turmoil in this whole borough with nothin' being done. Nothing's being done. Menichetti: No, you should know, you started it. How many years ago did you sue for \$93,000.00. *Gavel heard.* Barnick: Wow! Barone: Jim, it's all personal. It's all personal. Menichetti: No, it's not personal. Barnick: It's all personal. Every bit of it's personal. Menichetti: Hey, I didn't change no time cards, they did. Barnick: Jennifer...Lukasewicz: Them three *inaudible* the backbone of that Civic Center for several years. Menichetti: I don't care! I don't care! They changed their time. They had other people clock them in and clock them out. Barnick: Did you give them a termination hearing? Menichetti: They had other people...Barnick: Did you follow your policy? Lukasewicz: Did you follow your policy? Menichetti: No. Barnick: Did you give them your termination hearing? Why? Why? You're not following your policy? You adopted it. Menichetti: They, we had an executive session with them and you walked out. There was no, there was *inaudible*...Barnick: Was that their termination hearing? Menichetti: Yes, that was... Barnick: No it was not. And I made sure it was not listed that way. I asked about that. Menichetti: You asked who? Barnick: You people are outta your mind with this stuff already. Marushock: O.K., next motion...Unidentified: Who's the three you want to get rid of? Lukasewicz: It's so vindictive it's not even funny. *Gavel heard.* Barnick: Yeah, I know. It's sickening. Lukasewicz: It's plain vindictiveness. Menichetti: Wait a minute. Wait a minute. Wait a minute. Wait a minute. Your talking about vindictiveness...Lukasewicz: No, this is vindictiveness. This is...Menichetti: Tell me something, did they or did they not do that with their time cards? Barnick: They were told to do it. Ordered to do it. Shortz: They were not ordered. Menichetti: What were they directed to do? *Many begin to speak at once.* Barnick: How do you know? How do you know. Lukasewicz: The bottom line is that if they were directed to do

somehthin' by their... Unidentified: Oh, man. Menichetti: What were they directed to do? Barnick: How do you know? How do you know? Who are you? Who are you? You're nobody. Nobody. Unidentified: Oh my God. Lukasewicz: To carry over... *inaudible*. That's all ... Menichetti: They were directed to carry over their hours, O.K. Were they directed to have somebody come and clock them in and clock them out? Lukasewicz: I have no idea. I have no idea. Menichetti: They told us they did it. *Many speaking, arguing... inaudible*. Lukasewicz: All I know is that if the director tells you to do something, you do it. Marushock: Mrs. Shortz, you wanted to say something? Shortz: Any place I've ever worked, falsifying a time card is automatic termination... *inaudible*. Menichetti: Right. Shortz: *Inaudible*. *Many begin to speak at once again*. Barnick: This is sickening. All these years over there. They devoted all these years to this borough... Oh, God! Lukasewicz: Wonderful people. Wonderful people that have devoted time to this borough, signed up as volunteers. You don't do this to people. *Inaudible*. Menichetti: Then why did they do that. They know better. These are adults. Barnick: They just hate people! They don't care. Menichetti: These are adults! Barone: ...Gonna hire somebody from Dickson. Barnick: They just keep takin' more and more people and benefits from this borough, constantly. You four people should be impeached. Lukasewicz: Is there anyone... *Many begin again speaking at once*. Unidentified: I think we ought to vote for the D.A. ourselves.... tell you what *inaudible*. From Dickson City. Dickson City, there you go. *Laughter heard*. Barnick: People, people in this town need a job and their gonna hire from outside of town. Marushock: O. K., next is a motion to hire Mary Catherine Reilly... Menichetti: I, I don't... Wait a minute. I don't even have that other motion. What was the other one, #49? Barone: Leave it on - they're gonna come after us. Barnick: Another lawsuit. Barone: Another lawsuit. Morrell: Why would somebody want to falsify their time cards and cut their hours and... Menichetti: Yeah, why would they do that? Does it makes sense? Morrell: Because they were covering for the Civic Center Director. Menichetti: How is that... Barnick: For not doing their hours.. Menichetti: Would you please shut up for a... Barnick: No, I will not. I will not Daryl. *Gavel heard*. Lukasewicz: Let them vote and another law suit is comin' against Throop. Menichetti: Elaine, Elaine, Elaine I want you to tell me - they were covering up for her. O.K., Carol Kaushas had 39.75 hours overtime. She's not an AD. How was she covering for the director? Barnick: Why are you counting her overtime? Menichetti: That's my question to you. Lukasewicz: You should have asked the director. Morrell: Why don't you talk, why don't you talk to the director? Barnick: How 'bout that. You talk to her every day on the phone, what the heck. Morrell: Carol wasn't even paid. She wasn't even paid for hours. Lukasewicz: *Inaudible*. Morrell: The way she covered for the director is - Gail would not cover for employees who couldn't make it to work because Gail did not work forty hours, never mind over forty hours. Menichetti: O.K., I spoke... Morrell: Wait, wait... So if somebody called off she would call Carol to cover for that individual. Menichetti: O.K. I spoke with one of the employees over there and I asked her specifically, "When you are not here, what is your procedure? I call Carol personally." Gail had nothing to do with it. Barnick: Oh, yeah. Morrell: But did Gail tell her to call Carol. Menichetti: I don't know what Gail told her to do. *Many begin to speak at once*. Lukasewicz: *Inaudible* ... fired her because of that. Barone: *Inaudible* ... got nothin' to do with it. Morrell: Carol told, Carol told me the other day that she never got paid zip, not straight time. And Gail told her to, "Just use up one hour at a time." And she was using one hour at a time and then someone would call Carol to cover because Gail

wouldn't come and cover for the person who couldn't make it. Menichetti: Now you tell me this. In all the time...no, I lost my train of thought because you were talking. Um, I can't think of what I wanted to ask you. Morrell: And I never knew anything about it. Menichetti: Oh yes...Lukasewicz: Nobody did, nobody knew. Morrell: I never knew. And I thought they were out of their minds...*inaudible*. Barnick: I knew. You know how? I added up the hours every week. I added up them hours every week. Morrell: It's a shame. Lukasewicz: It is a shame. These are wonderful people. Barnick: And I checked them hours. And nobody would believe me until they finally come to a head. Lukasewicz: They're wonderful people, bottom line. They've been there, they've worked hard, they've dedicated themselves to that building. Menichetti: Then why would they do something like that? What possessed them to do something like that? Lukasewicz: I will explain to you for the second time this evening - they were directed by the director. Barnick: Oh, they're adults, Tom. Menichetti: You're talking about women that are over forty. Barnick: What are you talkin' about, you were going around firing people. What are they gonna do? You're firing people left and right. Lukasewicz: *Inaudible* what they have to do to keep their jobs. Morrell: Why would they want to cut time. You're, everybody's acting like they added time on. They cut their time. Barnick: They're trying to save their job. Menichetti: You know what, when Mr. Stoffey stood here he said, " They didn't have a problem with it until we cut their hours". He said that. I have it on tape; it's even on the minutes. Lukasewicz: This is *inaudible* going on the tape because that could mean a lot right there, because you just mentioned that. Barnick: Yeah. Yep. Morrell: They bent over backwards for that Civic Center since the day they started and for Gail. They did all the work, they did all the paperwork, they did all the scheduling. Gail pulled no-shows all the time. She really did and you people know that. Menichetti: This is the other question - They were the one's that was, they were doing the scheduling and they were putting themselves on for all this overtime. Barnick: They had to. Morrell: They never got paid overtime! Those girls, and the time that they started, they never got a quarter of an hour overtime - ever. Menichetti: Why didn't they come to us and say, "We're working overtime?" Why did they do what they did? Morrell: I don't know. I thought they were fools for, for covering for Gail. Menichetti: Of course they were fools. Who would work overtime and gip themselves? Morrell: Then they did it and they...*inaudible*. *Many begin speaking at once, inaudible*. Lukasewicz: Someone who was afraid of loosing their job. Barnick: Afraid of loosing their job. Unidentified: Someone that cares about their job. Barnick: And afraid of loosing it. Menichetti: I wouldn't fire someone because they worked overtime. Morrell: Nobody, everybody thinks, everybody listened, no, the majority of council, for two years, listened to what Gail said - everybody. Menichetti: These girls told us this themselves. Morrell: And they did not want to hear what any employee had to say. Menichetti: Oh no, that's not true. Morrell: It is Daryl. Barnick: It is. Morrell: It is Daryl. Barnick: That's the reason you want to get rid of her - because she speaks her opinion. Marushock: A couple motions here, if I could move on...*Few speaking at once, inaudible*. Barnick: Wait Geddy, while, while you're on that Civic Center, let me ask you somethin'. Shortz: ...Mrs. Stoffey said that she punched Mrs. Kaushas in and out on a day she was not there. That's falsifying a time card, I'm sorry. These soldiers that are over in Iraq - they're all saying that their box is full and ...Lukasewicz: Just let, let the law suit come. Let the law suit come. Barnick: Yep. Law suit again. Lukasewicz: I'm not gonna waste their time arguing. Barnick: It's worthless. Lukasewicz: Again, it's just gonna be another lawsuit.

Menichetti: I'd would like to, I... Barnick: I got a question... Menichetti: Is there anyone in this audience who has a real job, that they work for people? Can you do this? Can you punch somebody in and out and get away with it? Lukasewicz: Everybody works hard in this world. Morrell: Here's another question... Lukasewicz: Everyone's afraid of *inaudible*... *Many speaking at once, inaudible. Gavel heard.* Menichetti: Tell me something, is this allowed? Morrell: If any employer tells you not to work overtime and carry into the next week... *inaudible*... *Gavel heard.* Barnick: Let me, let me ask you one question here. Involving the Civic Center - I understand that the rates for the day care were raised... *Gavel heard*... Marushock: Mr. Barnick has the floor, please. Morrell: I'm sorry. Barnick: I, I understand the rates were raised for the day care. Marushock: Yes sir, they were. Barnick: And who authorized it? Marushock: We did because of the time frame... Lukasewicz: Who did? Barnick: Who did? Marushock: Susan and I went over this because of the time frame... Lukasewicz: Two of seven... Barnick: Where is the motion? Where is the official motion? Where is the official action? All of them people deserve their money back now. Marushock: This was to be ratified at this evenings meeting but because of the time frame... Shortz: You passed a motion that you wanted to raise rates. Barnick: No, no. You voted against it. You voted against it, the four of you's, until October. Shortz: *Inaudible* four of us vote against it if the motion was passed to raise... Barnick: It was not passed. You four voted against it and said, "In October". Menichetti: No, no. Lukasewicz: That's right. Barnick: Exactly, by the minutes. Shortz: And at that next meeting you said that you wanted to raise it. That paper said it *inaudible*... Barnick: So you went over and raised it. Who the heck are you to determine what they're gonna be raised. *Few begin speaking at once.* Marushock: The state had to notify... *inaudible.* Barnick: You were the one that sat there and said the Civic Center wasn't loosin' no money. Oh, what's wrong, you afraid to be wrong? Shortz: No. Barnick: Again. Shortz: We wanted to raise them in September. A letter from the subsidies stated it had to be raised by, what was it June or June or July 1st, or whatever the date. There was a date it had to be, no it was actually May, that's why... Barnick: All them people deserve their money back now - what was raised. Marushock: It was posted at the Civic Center and everything else... *inaudible.* Barnick: It was never voted on. It takes official action by the council. Do you understand that? Marushock: O.K., we did not have a meeting on *inaudible*... *many begin to speak at once.* Barnick: It doesn't matter. You call a special meeting. Menichetti: So we'll do it retroactively, like we do everything... Barnick: You cannot retroactive something. No you cannot, it's illegal. Marushock: Atty. Cimini... *Many still commenting at once, inaudible.* Barnick: Wow. I wish you people would wake up. Cimini: You should, you should put in, are you gonna put a motion on tonight? Menichetti: Yeah. Yeah. Barnick: You can't retroactive it. Cimini: I'll look at that issue later. Just put the motion on for tonight. Barnick: That's Supreme Court case. You cannot retroactive anything. Blanchard: Oh, here we go, Supreme we're going now. Barnick: You don't like that, huh? Because I read the *inaudible* and I know the laws, you don't like that. Blanchard: You nagged and nagged and complained about raising that. Barnick: *Inaudible* was wrong. You didn't want to show you were wrong so you just raised them, right? Menichetti: That's all you talked about. You talked about that every single month since last September and we raised the rates and now your bitching about it. Barnick: Wow. Hide. Menichetti: You know, you're a piece of... *inaudible.* Politics, politics, politics! Barnick: Hide, hide. Keep, hide, keep hidin' from them. Who's playing politics. Menichetti: You're campaigning already. Barnick: Permanent. Permanent

inaudible politics, right. *Gavel heard.* Marushock: Quite again. *Many speaking at once, inaudible.* Menichetti: I want a hearing in front of the magistrate. I want a hearing in front of the magistrate. Lukasewicz: A hearing in front of a magistrate is a civil issue that you would have to... Menichetti: Yeah. Well I want a hearing in front of a magistrate to see if this was civil. Lukasewicz:go file. *Inaudible* individual if he wants to. Menichetti: O.K. Barnick: Go file, go file, go right ahead. Barone: So, who's getting fired now, Jennifer, Ann Marie and who else? Barnick: Carol. The three best people. Marushock: Moving on to the next motion. Lukasewicz: What's the next one?

Marushock: (Motion #51) To hire Mary Catherine Reilly as the part-time secretary for the Civic Center. Her hours will be 11:30 a.m. to 5:30 p.m. Monday through Friday. The responsibilities will be to handle payments, register applicants, answer the phone, and do the necessary paperwork at the center. She will act as the assistant to the director in the absence of the director. Barnick: No politics at all, huh? What a joke. Marushock: Salary will be \$10.50 per hour/no benefits. Lukowski: What was that name? Barnick: Cathy Reilly. Cimini: Mary Catherine Reilly. Marushock: Mary Catherine Reilly, the name.

Marushock: (Motion #52) To hire three monitors for the Civic Center, namely Michelle Sickolage. Sue Hughes, Amber Ferranti. Barnick: The heck with the Throop people, right?

Marushock: (Motion #53) To eliminate the position of assistant zoning officer. Borough Manager should be able, with the assistance of the assistant secretary, to handle the paperwork and duties. *Few begin to speak at once.* Lukasewicz: I'm taken aback by some of these. Marushock: To eliminate, #7, the addition is to eliminate the position of assistant zoning officer. Borough Manager should be able, with the assistance of the assistant secretary, to handle the paperwork and duties. Barnick: So you're firing Art. Lukasewicz: Yeah. *Few begin to speak and react.* Barnick: You're firing Art. Lukowski: God almighty. Barnick: They sent Art to school for this, the borough pays for it, and now you're gonna fire him. And he's giving them the best deal of all. What's the matter, because...*inaudible.* Barnick: Oh, let me ask you something before, Mr. Chairman, let me ask you something before you go on. What happens to Elaine's position? Marushock: That's still there. Barnick: Is it? Is the money there? Is the money there in the budget? Is it? *Few speaking, inaudible.* Barnick: Just want to make sure. What happens to her. Lukowski: Until she teaches everybody...Barnick: Yeah, and then they're gonna shove her right out the door 'cause that's what they've been doin'.

Marushock: (Motion #54) O.K. the next motion is to amend ordinance #19 of 1994 vacating parking in the 300 block of George Street....*Many speaking at once.* Barnick: Here we go again, here we go, here we go again. Cindy Blanchard, oh here we go, that's that motion. Yep here we go. *Inaudible.*

Marushock: (Motion #55) The next is to opt in with the UCC codes and to hire John Hudak of his firm to administer the codes and have the solicitor administer the contract with the street commission. Barnick: Why, why would you opt in with the, with the UCC right now? You got

'till July 9th. Marushock: Because our next meeting, I think, is June, the end of June. Barnick: So, why don't you...Marushock: It has to be advertised and posted and everything for...Shortz: It has to be advertised...Barnick: It takes thirty days, you gain that grace period. You must do it before July 9th, do you understand that? You got thirty days. So buy an extra thirty days. Marushock: So it has to be formally adopt it by July 9th? We have, we have full compliance by July 9th? Barnick: Remember, it did not have to be adopted, it has to be advertised before...Marushock: Then this could be effective July 9th but we have to have this advertised and ordained and everything else, posted for advertisement that we're on board by July 9th.

Marushock: (Motion #56) To accept the new rate for day care and summer camp as what was submitted to the state. Barnick: And you, you two people made that determination on your own. Marushock: Because of the time constraints *inaudible*...Barnick: No audits, no nothing. Nothing to back it up. Just, let's raise it a few bucks. We don't need experts, what the heck? We pay auditors and everything else but we can't get their opinion. Barnick: This is what we've been elected for. I haven't seen one project getting done yet...Barnick: Not one. Barone: Hiring and firing and *inaudible*. Barnick: Money's being blown left and right on nothin'.

Marushock: Does anyone, does anyone else this evening, does anyone else this evening have any motions before we turn it over to audience comments on tonight's agenda, both printed and what I just read? Shortz: I have one. I spoke with Frank *inaudible* on Friday concerning the *inaudible*...and they are going to do it *inaudible*. And I asked if they could give us an estimate on the cost and they said *inaudible* \$2,000.00....And I will be sending a letter out ...*inaudible*. Get us coverage for any other expenses *inaudible*. So, do you want ...*inaudible*. Marushock: Yes, I believe it's \$5,000.00 *inaudible*. Lukasewicz: They can do it for less than \$2,000.00. That's what she said, so...ask the audience. Marushock: But then we would have a motion to accept....Shortz: *Inaudible*. Marushock: Oh, I don't know about that one.

Barnick: I got one that was discussed, I guess, at the work session, but we've done it for other developments, is to reducing the retaining's for Scranton Craftsman. I want that as a motion. Marushock: We discussed that. We are waiting for the engineer ...Menichetti: It's in, it's in tonight's packet. Lukasewicz: It's in the packet. If it's in there....*inaudible*...*Few speaking at once, inaudible*. Marushock: Mr. Barnick, it was to reduce Scranton Craftsman's...*inaudible*. Barnick: Whatever they agreed to, what the engineer agreed to. I haven't seen the letter yet. Unidentified: It's the last one. The last one in the packet. Cimini: \$222,610. Marushock. To reduce, give me some wording on this..Barnick: The retainer. Marushock: To reduce...Cimini: Well, this says to reduce the amount of the letter of credit. Barnick: Oh, letter of credit, O.K., letter of credit. Marushock: To reduce the amount of the letter of credit, \$222,610.00, for Scranton Craftsman's retainer, as per Mr. Bernosky. Marushock: Are you in agreement with that, Atty. Cimini? Have you read that also? Cimini: I just, I just saw this in tonight's packet. Marushock: So at this point Mr. Bernosky recommendation...*inaudible*. Cimini: As per Mr. Bernosky recommendation. Barnick: *Inaudible*. Cimini: I think they reduced it to four-something.... Marushock: You got that Elaine....Mr. Lukasewicz.

Lukasewicz: I'd like to make a motion that any directive decisions involving the case of Gongliewski vs Borough of Throop be made by motion at a public meeting, and no decisions be made in an executive session. Menichetti: What? Lukasewicz: Any directive decisions involving the lawsuit Gongliewski vs Borough of Throop be approved by motion at a public meeting before they're handled. So any directive decisions involving that case and how it will be handled by any attorney, would be done by motion at a public meeting, no an executive session. Does everyone understand what I'm trying to say? Unidentified: No. Lukasewicz: Basically, no directive decisions will be made in an executive session. It is not up to council *inaudible* executive session to make directive decisions in a lawsuit such as this. Cimini: Do you mean like...Menichetti: Yeah, I want Atty. Cimini's opinion on this. Cimini: Motions to settle, or discontinue...Lukasewicz: That's right. Motions to...Cimini: That would have to be in public anyway. Lukasewicz: Any motion to work in any way to move forward with the lawsuit would have to be handled by a motion of council, O.K.? No decisions could be made in an executive session on how to move forward with the lawsuit. It would have to all be done by motion...Cimini: Sure, any official action would have to be done...Lukasewicz: That's right. Cimini: At a, you mean, ...Menichetti: Well, isn't that's how it's done anyway? Cimini: Yeah. Lukasewicz: Well, I want to make sure. Barnick: It's supposed to be. Lukasewicz: It's supposed to be. Menichetti: Well, I don't understand... Barnick: Just like the rates were raised and it was supposed to be done officially. Lukasewicz: Any internal decisions, which would effect the way the case is handled by the attorney's...Cimini: Right. Lukasewicz: Should be done by a motion of council before any direction is done. Cimini: All right, that's the way it should be.

Lukasewicz: O.K. There's one other thing I want to talk to. There was an executive session in which the borough administrator was talked to and disciplined. Has there been any official discipline action taken against the borough administrator, Elaine Morrell, and will there be any official action taken. Menichetti: In regards, in regards to what? Marushock: I'm not going to comment on anything that was discussed in an executive session...*Few begin to speak at once, inaudible*. Lukasewicz: I'm asking you a question...there was an executive session...O.K., wait a minute. If there's an executive session and any decision is made, it must be made at a meeting. Barnick: Yes is will. Lukasewicz: Has there been any decision made in regards to her official...Barnick: Disciplinary action. Lukasewicz: Disciplinary action with the borough of Throop, at this point? Menichetti: Do you know, do you know of any? Do you know of any? Blanchard: What are you talking about? Lukasewicz: No, I do not know but I want... Menichetti: Well then why are you asking. Lukasewicz: Because if there is something I want it to be on the record rather than it to come back in her face one month from now when someone might not...Menichetti: Do you know of anything, that your asking me? Lukasewicz: I'm, I'm stating there was an executive session...Barnick: You've hiding everything else, we gotta find out about this stuff, too. Menichetti: We're you there? We're you there, at the executive? Lukasewicz: Again I'm gonna ask. I'm asking you, Mr. Marushock, has any official reprimand...Marushock: Not that I am aware of ..Lukasewicz: ..been given to Elaine Morrell? For the record. Marushock: Not that I'm aware of. Lukasewicz: Not that you're aware of. Menichetti: I don't understand why he's asking. Barnick: Talk about leaders. Why don't you ask him, how many work sessions...*inaudible* Waste. Menichetti: If there was, if there was disciplinary action, wouldn't it

have been carried out by now? Lukasewicz: I'm asking if it was. Not that you're aware of, that's the answer? Marushock: I'm not, I don't want to comment... Lukasewicz: Give me an answer... Barnick: Five an answer. Marushock: ...in the executive session. Lukasewicz: Has there been any official action taken against Elaine Morrell? Menichetti: At a public meeting? At a public meeting? Barnick: It must be taken at a public meeting - that's the point. Lukasewicz: It must be done at a public meeting. Menichetti: No, there has been nothing done, no. Blanchard: What is he talking about? Lukasewicz: So, there's nothing in her file. Is there anything in her file, Mr. Marushock? Marushock: Not entered by myself. Unidentified: No. *Few begin to laugh.* Barnick: So, who's it entered by? Lukasewicz: Point made. Point made. *Many speaking at once, inaudible.* Cimini: Anything that's done in an executive session is to remain confidential. Any, any official action has to be taken in a public meeting. Barnick: Exactly. Blanchard: O.K. Cimini: Yeah. Menichetti: Elaine, get your record and see if there's something in there. Lukasewicz: The point was made. Menichetti: Elaine, go and get your file... Barnick: She's not allowed to. Do you read the federal laws? Wow. Marushock: Are there any more motions to be added this evening. Menichetti: Well, then let her give it to me and I'll see if there's something in there. Barnick: Any you'll tell her the truth, right? Marushock: Anybody? Menichetti: I'll open it right here and you could look at it. Barnick: A DPW contract for the union. Marushock: We don't, we can't. ...Doesn't send nothin' back. We can't, Mr. Barone. Barone: Huh? Marushock: It's still in negotiations. Barone: I made a motion. You want to vote on it, vote on it; if you don't, then keep quiet already. A dictator.... Marushock: O.K., go ahead.... *Few speaking at once, inaudible.* Marushock: But this is the thing. How could you give it to somebody that don't have a contract.... Barone: I want to vote to pass it and they'll have a contract. You guys, what are you gonna do, fire half the town before you ...*inaudible.* Barnick: They're try and push everybody out. Every body out. Shortz: We don't even know what they want. Barone: I know what they want as per what the union's asking. They're the hardest workers in the town and I think they deserve it. Menichetti: Who's on, who's on the committee now? Marushock: Atty. Cimini, they are still in negotiations, correct? Cimini: I, I sent a letter as per Thursday's work session that we would be responding to the counter proposal in June, the end of June. Marushock: Correct. Barone: We gave them a counter proposal, didn't we? Cimini: They gave us, yeah, they gave us a counter proposal. Marushock: We had a lengthy discussion at Thursday nights work session concerning this. We gave them the proposal back, we are not *inaudible.* Any more motions before we turn this over, please. O.K. The audience comments on tonight's agenda and that will be for the printed agenda that was handed out and distributed earlier this evening and the motions that you heard, which we are adding to tonight's agenda. Starting with the front row. Once again, we're gonna ask that you state your name and address for our stenographer to record this, please. I'm gonna also ask that we have order during this, one person at a time please, starting with the front row....

Audience comments on tonight's agenda:

John Butash - That motion about the parking on George Street, can I ask again, what that is? What are you looking for? Marushock: We're amending the ordinance, uh, let's see here... Vacating the parking, amending the ordinance on the 19th of 1994, vacating parking in the

300 block of George Street between Sanderson Street and Clinton Court. Barnick: Attacking them people again, attacking them. We've been through somethin' like this last year, wasn't it, or the year before? Barnick: Hearings, everything. Every month's its going on with this Mrs. Blanchard. Not even a taxpayer. *Gavel heard.* Marushock: Mr. Butash has the floor. Please, let him continue. Butash: There was a petition then, a lot of citizens signed it, that, you know, in favor of not changing any of the parking there. Uh, I'm just wondering why it's coming up again. Marushock: Since then we asked for police studies to be done and there was none. Barone: A police study was done on that three years ago. Barnick: There was no accidents, that was the study. Barone: How many studies you gonna make? Marushock: There's no parking signs posted...Barnick: Then they attacked Tommy and took a couple of his signs down. Marushock: No parking from here to corner. Barnick: That's all their doing is attacking, attacking, attacking people. Butash: There's only a couple businesses there and uh, I mean, Dockie's been there for how long? How many years is Dockie there? Barnick: She's not even a taxpayer. Butash: And Lori has her shop there and I mean it, hate to take away their parking places. Uh, but it's, it's difficult, that's gonna make it very difficult. I mean, we don't have much of a downtown area in Throop here. We have like one or two streets right there on George Street and I mean, it would be nice to have it as is. I mean, changing it around, I don't think that's a good idea. That's all I have to say. Marushock: Thank you, Mr. Butash.

Marion Veltri, 310 George Street - You know, this is like a nightmare that never goes away. I mean, every meeting this is brought up. You know, I leave all you people to God, believe me, all to God, because you're very unfair. I, I don't understand it. I mean we elect you people to work for all of us and yet it's, one person is getting his way, constantly. It's uh, I, I can't believe I'm in these meetings every week. Barnick: She lives there, that's why. Veltri: I mean, I never came to a meeting until this issue came up. And it's over and over again. Like I said, it's, I, I leave you all up to God. What else can I say?

Dominick Rocco, 110 Sanderson Street - 10 and 11 - What is that gonna cost the borough to have the *inaudible* assessment for bore hole digging on the Rinaldi property? Shortz: We requested those motions at the work session because that was the other property we're looking at. Uh, this all was done on the 48 acres perviously. We're not moving on the Chorba property. Actually the Rinaldi property does come out cheaper and I would like to see if, in case...*unidentified audience member begins to argue with another audience member. Shortz comments are inaudible because of this...Gavel heard...Marushock: Can we have order, please? Gavel heard again.* Shortz:...Currently it's a matter, we want to get this moving forward, and if any issues come up with the Chorba property we're already in the process of looking at the other. I'd like to give them all an equal opportunity to see what's there and then the decision should be made so we can move forward...Rocco: Well, what's the cost? Barnick: Four to six grand probably, that's what the other one's were. Shortz: Engineering *inaudible* estimated about four...*inaudible*. Barnick: Four to six grand wasted again. Rocco:wasting the tax payers money to do one property at a time. You don't want that, take this; you don't want this, take that. But why are you wasting \$6,000.00? You know, listen, I thought you guys did a, you want to fix things that ain't broke, you want to waste money. Marushock: It's not a waste of money. Rocco:

What do you mean its not? Marushock: Before we, we do purchase these properties we need to be sure of what we are purchasing, that they are gonna be safe. Rocco: So what if that property there is good, that first one that you're checking? Now you're wasting \$6,000.00 over there? Marushock: Right, it should be... Rocco: It's a waste no matter how you look at it. Marushock: This motion should be amended. This should be for the Rinaldi property and the Chorba property. Blanchard: That was this, #11, right? Lukasewicz: But you should do, I would request that you do them individual. Marushock: Actually #10, the environmental assessment....*Few begin speaking at once, inaudible.* Marushock: One minute, one minute please. Morrell: Did you do a motion on Chorba property last week? Barnick: Yeah, we did. Menichetti: And did we include the other one *inaudible, no?* Marushock: O.K., *gavel heard*, one minute, one minute please. The environmental assessment has already been done on the Chorba property. Lukasewicz: Yeah, that came back good. Unidentified: Right. Barnick: So why are we doin' this one? Marushock: So now we're gonna do one, we're gonna do one on the Rinaldi property. Barnick: Why? Why? Rocco: Why, why are we waisting this money? The environmental was good so far over there, now is all your worried about is the bore holes. If the bore holes comes back good, what are you gonna do? Barnick: Your gonna waste \$6,000.00 to check his property for him? Rocco: Instead of waiting *inaudible* comes out to. I mean, I don't understand what your doin'. Barnick: Six grand to check his property for him. Marushock:as what that say's. Then #11 is the motion that needs to be amended. And it should be, "To authorize the Borough Engineer, KBA Engineering to do core borings on the Rinaldi property and the Chorba?" Shortz: No, we already had a motion passed...Barnick: No, we already passed that, it's done. Unidentified: That was separate. There was a motion on Chorba. Marushock: It was done then? O.K., Mr. Lukasewicz? Lukasewicz: We talked about it the other day. Shortz: We talked about doing that but we've already passed a motion to do it on Chorba. Marushock: O.K., motion then the motion will stay as...Rocco: I don't understand why you want to waste \$6,000.00. *Few speaking at once, inaudible.* Marushock: That's already been approved for Chorba. Rocco: I don't understand why you want to waste the \$6,000.00. Barone: What is the problem with Chorba's land? Rocco: So what if that bore hole on Chorba's land is O.K., what are you gonna do? Marushock: That still remains to be seen. Rocco: What are you gonna do? Marushock: I don't have an answer. I don't have an answer. Rocco: You don't have an answer? Why don't you? Marushock: 'Cause this is leaving us with a couple different options. Rocco: Then when you're saying you don't want that property, you want to go over here. Marushock: I've got to compare...Shortz: ...saying that both properties look good. Rocco: What's that? Shortz: You have to also look at the cost. Lukasewicz: ...\$6,000.00 over here, you have solid rock to bore through. Barnick: On a garbage dump. Marushock: This remains to be seen...Lukasewicz: You got, you got solid rock to bore through here. When they bored thorough the, building for the ambulance building they bored twenty-four hours straight for what, a month almost. Unidentified: Yeah. Marushock: We'll when they're here you'll see what they end up with....Rocco: What's, what's gonna happen when we hit all that rock? *Inaudible.* Lukasewicz: You're gonna spend thousands and thousands of dollars to bore there. Shortz: I've heard, I've heard three controversies over this. I heard that if we drill, we're gonna find garbage, I've heard if we drill, it's gonna be all stone and I've heard if we drill, it's gonna go right into a mine shaft. So, which is it out there? Barnick: You'll probably get all three. All three. Lukasewicz: All three.

Barnick: All three. Shortz: ...got to find out what the story is over there because if you can, that's is good property, that's considerable... *inaudible*... Barnick: And you're gonna bore, you're gonna bore through that mountain too? Marushock There's three... Lukasewicz: You have to bore through that mountain because the complex would have to be... Barnick: 'Cause that's where the complex is going. You gonna bore through that mountain. Lukasewicz: How do you move the mountain? What are you gonna move the mountain before you do the borings? So you're bore through the mountains? Barnick: We need answers here, come on. Marushock: There are, as Susan said, there are three different opinions. We need something... Blanchard: He was at the work session and explained it. Jim, he was at the work session and explained it. You weren't here when he explained it then. Lukasewicz: As the site is now, Cindy, as the site is laying there now the bore holes would have to go through rock. To bring bore holes where the drills would be, you'd have to move the mountain. Barnick: At least Geddy did the same thing when he missed all the work sessions during the last couple years... Blanchard: I was talking to you, not him. Barnick: I'm telling you. Blanchard: I didn't ask. Barnick: Just so you know. Lukasewicz: Cindy... Blanchard: Yes. Lukasewicz: To do bore holes there. The *inaudible* is to go half of where the mountain is, so are you gonna bore through the mountain to get the holes or are you gonna wait till you move the mountain. Marushock: Looking at the whole cost, there's a considerable difference as Mrs. Shortz pointed out... Lukasewicz: I'm asking you a question; How are we gonna do bore holes in an area that we can't do it without moving the mountain or boring through the mountain? Blanchard: Well you don't think we're gonna climb the mountain and try to get... Lukasewicz: Well they're gonna have to because you have to plot.. Rocco: We'll what are you gonna do, they're gonna move the mountain to find your plot? Lukasewicz: You plot where the building is gonna sit the site. The building, to sit on that site, will have to go *inaudible* into the mountain. *Many speaking at once, inaudible*. Barnick: Oh, this is amazing. This is crazy. Shortz: At the, at the work session on Thursday *inaudible* that they had to do a walk on site to determine where the building was gonna be. So, in my opinion, I don't think where the buildings are gonna go on any of these properties. Lukasewicz: It can only go in one spot... Barnick: They only said one spot. Lukasewicz: Anybody knows where it can go if you have a half an idea of construction. Marushock: We did not pick out a definite site on, on any... Barnick: Rinaldi said where it can go. Lukasewicz: *Inaudible* one place. One way and one place over there. It's a long, narrow lot. It's got to go parallel to the.... Barnick: That's what he was gonna sell us and that was it. So, how you gonna bore this? Lukasewicz: You're just gonna waste money. Marushock: It's not a waste of money. It's not a waste of money looking at the... *inaudible*. Lukasewicz: It's \$10,000.00, at least \$10,000.00 to 15,000.00 - \$20,000.00 *inaudible* you went up there. Marushock: At all the different sites so that we know what we're talking about. *Inaudible* to many of the rumors that are going around. Barone: You could save \$100,000.00 by puttin' a little league up the *inaudible*... You could save \$100,000.00. Marushock: O.K., continuing... Barone: I'm asking, I'm saying something! Rocco: Hey, wait a minute, I'm not done. Huh? Barone: I'm saying something. What do you think about that? Marushock: I, I disagree with that. Barone: Why? Why, give us a reason. Marushock: I told you my reason ... *inaudible*. Barone: You're just, and your the same \$100,000.00, that's my reason. Go ahead. Huh? Marushock: I told you my reason... *inaudible*. Barone: No, you didn't tell me your reason. I don't know what the hell your reason is. You're so set on buying Chorba's land, why not go to

Chorba's land? What happened up there? Marushock: I want another option. We have this other option here....Barone: No, you didn't ask for another option until somebody... Barnick: You want a \$6,000.00 option with the people's money. *Many speaking at once, inaudible.*

Lukasewicz: The option is to *inaudible* sand and have the salt down there. It's gotta be moved before winter. Marushock: That's, we have the authority to put the salt up at the state shed. We've had that all this past winter. Barone: Up where? Marushock: At the state shed....Barone: I'm not talkin' about the salt. I asked you a question. What's wrong with Chorba's land? The four of you's were so dead-set on buying it. Shortz: I wasn't dead-set on buying it. The issue is, just like...Barone: I'm asking him a question, what's wrong with the land? Menichetti: You voted against it. The mayor vote for it. Marushock: We're looking at, first of all there's a big cost difference all together. Barone: There's a what? Marushock: There's a big cost difference. I don't know where this money's comin' from..Barnick: They don't like it here, you voted for it, they don't like it here. Barone: What's the problem up there? Marushock: I don't see a definite problem but I want to see what happens there and then I have two options...Barone: What's the cost, what's the cost of the acres up there? Lukowski: Don't start me. Marushock: Twenty six- six per acre. Barone: For how many, how, what's it come to? How many acres? Marushock: Almost 6 - 5.94. Barone: \$160,000.00? Shortz: Yes. Marushock: Yeah. Unidentified: That would be great. Barone: And this guy wants \$180,000.00. Marushock: No, no, no, no, no, no...*Few begin to speak...*Barone: Oh yeah, yeah, yeah, yeah, yeah, yeah, yeah, yeah. Marushock: Now wait. Barone: Yeah, he does. Barnick: \$80,000.00 to move the mountain. Barone: He wants \$80,000.00 to move the mountain. Marushock: Let me explain, wait. *Few begin speaking at once, gavel heard.* Barnick: Not, not like that. Marushock: It's \$100,000.00 to purchase the property from Rinaldi of which....Shortz: With twenty-five going back to the city. Marushock: \$25,000.00 he wants to donate back to the Civic Center. Barone: Go ahead. Marushock: Now, he did make a proposal to prepare the site to our specifications in the amount of \$80,000.00. Barnick: Ain't that sweet? Marushock: Now, \$80,000.00 that we would spend....*inaudible.* Rocco: For \$155,000.00...Barnick: I'd get out there with a shovel for \$80,000.00 and move it. Marushock: Right. We'd still have site preparation expense at the other site up here at the Chorba's site. Shortz: That's gonna be in addition to...Barnick: Wow. How much to you have to move? Lukasewicz: There's not much preparation up there. Barnick: You got six acres. Marushock: We'll, it depends on what you want to do. Lukasewicz: You've got one beautiful flat spot where you want to put the building. Barnick: And you got six acres. Marushock: *Inaudible* and running utilities and everything else. Barnick: Wow. Marushock: That's what we're trying to do, look at every option before we make the final decision. Lukasewicz: *Inaudible.* Barone: We'll, why don't you look at the little league option and see how much you can save there? Marushock: I wasn't, I wouldn't....Barone: Give me the benefit of the doubt and look at it - see what you could save. You'll save \$150,000.00, then you could put it up in the 48 acres for everything you need up there. Marushock: O.K, Mr. Rocco please, is there anything else? Rocco: Yeah, a couple years back there was a motion made and passed - Any job that comes up in Throop will be hired, people from Throop will be hired as long as their qualified. Why are we hiring out of town people? Marushock: #1 you cannot discriminate. Rocco: Oh yes, every town does. Every town does. Marushock: You cannot, Mr. Cimini, am I correct? Cimini: Yeah. I don't know. Rocco: Am I right or wrong, does every town do it or what? Cimini: I don't know. Rocco: Well then uh don't

say they can't. Cimini: I don't know *inaudible*. Rocco: As long as you have qualified veterans and *inaudible* they're the ones that are supposed to get the job. Lukasewicz: You're hiring three people from out of town tonight. Marushock: We need help with the Civic Center over there...Lukasewicz: You're hiring people from out of town. Barnick: Yep, out of town. The hell with the taxpayers. The hell with them. Lukasewicz: People in town need work. Marushock: O.K., now wait, if we don't hire are we gonna put the summer program in hold? Barnick: All them people that lost the jobs up Thompson and all that up...the hell with them. Marushock: O.K., O.K., here's our other option this evening. If we don't hire, now lets advertise. In the meantime we put summer program, the day care things on hold at the Civic Center because of inadequate *inaudible*...Rocco: Well you don't have to hire those three people and you'll have enough for right now. Lukasewicz: O.K., so you're firing...*inaudible*. Barnick: And hiring three monitors. Rocco: Yeah, yeah. Menichetti: No, she required, she requested three monitors. Lukasewicz: But I thought there was a request that came in for three additional the other day. Rocco: There was. Lukasewicz: There was, there was a request for three additional....Rocco: There was. Lukasewicz: So you're not givin' her three that she wants...Barnick: No. Lukasewicz: You're just changing three. Barnick: Yeah. Lukasewicz: So you're still gonna be three short? Barnick: Yeah. *Few commenting*. Lukasewicz: All you is escalated the problem. Barnick: Yep. And cause a lawsuit. Barone: And two of the directors are fired. Lukasewicz: Because we still can't do the daycare program or the summer program because you didn't give the girl the staff she needs. Barnick: Nope. Lukasewicz: So you didn't settle nothin' except firing people again. Marushock: Here we are backed into another corner again. Lukasewicz: No, no, you just made the problem. You fired three, you need six, and you fired three and hired three. Barone: All you gained back is, hold it, you're firing the best three people over there. Jesus. Menichetti: Tommy, can I ask you a question? If you had people working for you and they violated your trust, would you continue to employ them? Lukasewicz: I'd have control of my people. Barnick: First of all, trust is earned, just like respect. Lukasewicz: For one thing I'd have total control of my people and I wasn't able to have total control of what was going on over the Civic Center because of erroneous problems. Menichetti: They violated our trust. Lukasewicz: No they didn't. Menichetti: Yes they did. Lukasewicz: They didn't. Barone: So suspend them. Lukasewicz: No, because you're completely *inaudible*.. Menichetti: All right, I will do *inaudible*...Lukasewicz: Three wonderful people. Marushock: O.K., audience comments, Mr. Rocco. Rocco: Yeah, I'm still in favor of hiring Elaine as, uh, borough manager. What qualifications *inaudible* have? He's only a borough administrator *inaudible* . Barone: That's right. Lukasewicz: *Inaudible* so good now. Moral is wonderful over there but now you want to take the moral and.... Barnick: Everywhere. This whole borough the moral is shot. Lukasewicz: When that center is...*inaudible*. You can't describe it. *Few begin speaking at once. Gavel heard*. Barnick: You. You. You destroyed the moral in this whole borough, the four of you's. Menichetti: You and your manipulating. All you do is manipulate. *Gavel heard again*. Marushock: I'm asking for order please. We're in audience comments. Mr. Rocco was speaking. Menichetti: If it's not your idea, it's no idea. Rocco: Yeah, I'd like to know what his qualifications are. Marushock: He was a former administrator/manager I guess in Dickson City how many years? Menichetti: Fourteen, he said. Marushock: Fourteen years. Barone: Is her wonderful? Marushock: He's had some turmoil stuff in Dickson City. It would not be anything new to him. Rocco: How long is Elaine borough manager? Marushock:

What, and the administrative secretary? Rocco: That don't count? That don't count? Barnick: Nope. Marushock: Yes it does. Rocco: Is does? Marushock: Yes it does. Rocco: Well, why don't she, well why isn't she being hired then? Marushock: Because the other individual's a better choice I'm sorry but that's a decision.... *Audience begins to moan, many people begin to comment at once.* Barnick: He's from out of town, too. Lukowski: I worked with him, I worked with him at the Tribune for, for I don't know how many years. I never heard of the guy. Never heard of the guy. Barnick; That's politics. Marushock: And that's the decision *inaudible*. Decisions have to be made. I'm sorry. I'm sorry. There were many applicants. Barone: Is he as wonderful as the last guy? Barnick: Is he, is he still school director? Hum. Marushock: We're not giving a contract. We will see what happens. Barnick: He's not still school director, is he? Rocco: I think you guys are...Marushock: Our intention is to move this borough forward in the right direction. Barnick: Is he a still school director? He is? Oh, that's the political connection, there we go. Rocco: I think you guys are all politics. It's too bad. You know, you're not giving anybody a fair shake. You're against anybody in Throop. Barnick: All you have to do is start puttin' the pieces together. Rocco: You're always tryin' to fix things that ain't broke, you know. You take it out on the people that's puttin' out their garbage now. You know, everything that's...for the people in Throop, you're going against everybody. I'll tell you, It's a damn shame. Menichetti: We're not putting anything against the people who are collecting their garbage. Rocco: Oh, yes you are. For years with this garbage. I can't afford to hire a truck or takin' my garbage up to ...Menichetti: You don't have to hire a truck. The borough truck...Rocco: And what am I gonna do. Their truck might be tied up for the rest of the summer. What am I supposed to do? Menichetti: It's just construction waste. Rocco: Maybe there's not enough for a half a load. Maybe there's only four, five barrels or whatever. I mean, you people aren't being fair at all to the people in Throop. Just like the, the parking on George Street. Barnick: All for one. Rocco: Like that, or Charles. How many times you gonna bring that up? Menichetti: Charles Street? Rocco: What is it George? George. Unidentified: Yeah. Rocco: How many times you gonna bring it up? Just until you get your own way? Unidentified: Hey Rocco, Mrs. Veltri..she went home, she went home sick. Rocco: You don't care about those people, do ya? Don't tell me you do. There never was an accident over there. We never had no trouble over there. Barnick: She lives in his building. She lives in his building. Rocco: So why are you tryin' to fix somethin' that's not broke? Barone: Who put that motion up to, about the parking again? Unidentified: Mrs. Veltri went home sick. Lukasewicz: Mr. Rocco, again I'm gonna state it and this is gonna be on the record. Again, I'm gonna have to have to abstain from this vote *inaudible*. I will be abstaining from this vote on parking because I have a business there and I have off-street parking now and it will be a vote to take away my off-street parking. I will be suing the borough of Throop and four individual councilmen that vote for it. Barnick: Loss of income. Lukasewicz: Just for the record. I have stated this several months in a row now and I will sue the borough. Rocco: What is the reason? Lukasewicz: Because it's all personal vindictiveness. Rocco: Give us a good reason. Lukasewicz: You're taking away my parking, your taking away everybody's parking. There's no reason. Barnick: I don't know, maybe there's a rent rebate or somethin' up. I don't know what's goin' on there. Menichetti: Can't, does the borough have to guarantee you off street parking? Barnick: Huh? Shortz: You think that's *inaudible*. Rocco: No, but why..Barnick: Possibility. Possibility. Lukasewicz: The borough doesn't guarantee when you don't take away what has been there and worked for years. Rocco:

For years it's been workin'. Lukasewicz: Well, I will be suing the four individuals that voted... Mark my words on that. Barnick: Join in with the other three. Shortz: Excuse me, can I comment on this. There was a building on George Street that was owned by Dr. Gombar that had, at various times, three or four businesses in there at all times. Whatever parking was there was sufficient. When Mr. Hegedus purchased that building he was required to tear down part of the building, he was required to get that lot to create parking spaces, that he had to have X number of parking spaces there. Rocco: For a business. That's the way it's *inaudible*. . It's like that all over. Shortz: O.K., across the street a new business opens up, has no off-street parking, is not required to prove even one spot of off-street parking. Why is that? Why are...Rocco: Yeah, but why do you have to change something that...there was never an accident. Was there accidents over there? *Few speaking at once, inaudible*. Unidentified: There was never an accident. Barnick: What was that Gombar, Billy? Was that in use for a year or was it taken for over a year? That's when you lose the permitted use. Read the zoning laws. *Many speaking at once, inaudible*. Barone: Who made that motion? What do you mean you don't know? Marushock: From the list I have ...*inaudible*. Barnick: Well, who made it? Barone: Did you make that motion? Barnick: Who made, who's makin' that motion? Who's makin'...huh? Who's makin' it? Marushock: I don't know who made it. Somebody wanted it on there. Barone: About that parkin'. Barnick: Somebody wanted it on there. Who, who wanted it? Menichetti: It didn't even come up yet. Marushock: We're gonna move on. Continuing audience comments... Barnick: She doesn't wanna, she doesn't wanna admit her own... wow...scared. Marushock: Mr. Rocco...*Few still speaking at once, inaudible*. Blanchard: Maybe *inaudible* did you ever think of that? Barnick: No. Blanchard: You don't think. Barnick: I don't have to. Blanchard: Yeah, your brainless. *Gavel heard*. Barnick: Got that on the record. Marushock: Do you have anything else to add, Mr. Rocco? Rocco: No thank you. Marushock: Continuing in audience comments, the next row. Ms. Barrett, please.

Ann Marie Barrett, 501 Short Street - I don't know if this is the right time but I have, I don't have anything on the agenda, but my problem is with the borough of Throop concerning property damage that was done to our property two years ago when Scranton Craftsman came down and were working on the sewer and water lines down there. It's now two years, we still do not have anything done on our property the correct way and we were told when they were doing the work, whatever they damaged they are supposed to repair and to fix it. This was not done, things were done incorrectly. I've spoken to several council members and they suggested I come here tonight so this would go on the record. Now is this the time for me to bring this up or do I bring this up at a later time in the meeting? Marushock: You should bring it up at a later time. We are currently in the audience comments on tonight's agenda. Barrett: All right, I will. Marushock: Your comments will be taken and we will talk to Mr. Kalinoski and perhaps resolve ... Just for your information, this will be entered into the record, uh, into the minutes of the meeting. Barrett: All right, thank you. Marushock: O.K., thank you. Next.

Denise ? , 97 Phillips Street - Um, I'm relatively a new person to the community. I hope to make it my home for a very long time to come. I would like to...my observations. Every time this parking issue comes up the only people I hear who want to have this no parking are members of the council. Rocco: That's right. Certain members, not all of them. Denise: And I've yet to have

somebody in the audience say to council, "Yes, we want this". I'm under the impression council is supposed to be representing the people. Rocco: That's right. Denise: Um, as far as refuge. Perhaps if Throop had like a, an annual yard sale before spring clean-up, that might be a way to get rid of items that people just put out to the street 'cause they don't really want them but, you know... Advertise in the newspaper a couple of weeks in advance and see what, have a giant yard sale. Um, the term for the borough manager, is that like a lifetime appointment? Or is it a two year, three year limited appointment on that? Marushock: No, no specified time, I believe. No contract. No specified time. I believe the ordinance specifies that he be hired and/or fired with the majority of a seven-member council, which means you need a minimum of four people to approve hiring or firing. Denise: O.K., well my suggestion would be why not, if council has to be voted in office, why isn't the manager elected? Why not leave this up to the people... *Applause heard*. Denise: ...when it's *inaudible* with council? *Some clapping. Some heard saying "borough code"*. Marushock: ... This is done by borough code, where we would hire *inaudible*. Denise: But there's never been a borough manager before so there is no president set. Lukowski: You can't do that. Barnick: That's a good way out. He found his *inaudible*. Can't think on his own... Lukowski: You can't do that, ut uh. That's not an elected position. Rocco: That legal? Lukowski: No. Cimini: To elect a borough manager? No. Menichetti: No, the borough code says no. Marushock: Anything, anything else? Denise: Uh, yes. Um, the residence of Throop are paying for a stenographer so that we can have adequate, clear, and precise notes and again *inaudible*. Um, we were lead to believe the purpose of having a stenographer was because of the audience yelling and screaming and being disorderly, and it's you guys. *Laughter heard*. It's very difficult to sit here and follow a conversation, so like... and the stenographer herself stated it. Menichetti: Right, everybody speaks at once, *inaudible*. Denise: You know? *Few speaking, inaudible*. If one *inaudible* then one at a time up there should be speaking up there also. *Inaudible* in the audience. Totally unruly. Menichetti: And you're right. And you know it's very difficult when people keep interrupting every single thing you say. Sometimes you can't even get a sentence out. And you're right. Denise: Well I was taught you just pause, be quite and let the person finish. Menichetti: Yeah, but then you never get your two cents in. Shortz: I agree with you too. Denise: Um, I'm a little bit in the dark about why so much time and energy is being spent on these minutes that have been altered. Is it really that big of an issue to *inaudible*? Marushock: Yes, it's very... Shortz: It, it could be. Denise: And is there a reason it's like top secret information, or am I just, 'cause I'm new and don't know what's going on. Shortz: No, minutes, minutes are a public recording of what takes place at the meeting. Once that goes into the record, that's the official record of the meeting. And these four, uh, *inaudible* minutes that are in question - there are two sets of existing minutes that are grossly different. Um, one set was approved but, it's my opinion at least that, it should not have been approved because they are grossly different. So, I agree it's possible to have somebody else review them from... there's also tape recordings as well, um, that she could either do them from the tape recording or we need to look at them, but... and this is going, and this is going down as a public, as a permanent public record. Denise: I understand that. Shortz: I think, I think it should be an accurate accounting of what took place and what is currently as accepted minutes on record but not an accurate accounting... Denise: Is this the current council, though, that approved those minutes originally? Shortz: Members of this council did approve it but not, not everybody... *inaudible*. Denise: But what is, what is in those minutes that is so important to

keep having to get all....Shortz: As he mentioned the initial minutes, which were taken right off of the tape, they were approximately forty pages in length. The final ones were much shorter, so a lot of things had been eliminated. Um, the actual motions are still there but when we take minutes, the minutes are as close as we can to what...Denise: But my question is - what in those minutes were left off as *inaudible*....Menichetti: Comments, comments on the questions and stuff like that. Shortz: I don't *inaudible* exactly what's *inaudible* but it's an inaccurate accounting of what took place in the meeting. And one of the concerns I have is because there's a lawsuit currently in place. And my feeling is, upon looking at those *inaudible* minutes, things that were eliminated were eliminated for a purpose. And if, and if that is not the case then I still think they should be an accurate, not a partial account of what...Barone: Who you accusin' now? I think *inaudible*...Marushock: We're not accusing anybody. Shortz; I'm just, I'm just asking that they be accurate. Marushock: Anything else? Denise: No, I think that's enough for one night.

Paul Legos, 513 Cypress Street - Last meeting Tommy Lukasewicz brought it up about that property with Chorba's. You's agreed with him you'd work on it quick and all of a sudden your startin' over here. Now you got a mountain, just like he said, you got all this other stuff. There's a piece of land goin' 2-1/2 acres already but I don't know why you's don't use this... You're gonna cost people more money 'cause you gotta move a mountain there and it ain't gonna be done with a back hoe. You're gonna have to get heavy equipment in there. Marushock: Same thing up here at the other...Legos: Yeah, but how much do you have to move up there? Marushock: We have not picked out the definite site. Legos: You's were there. You walked the property. Marushock: But we did not.....Legos: You stayed a long time there. You know what's goin' on. You lived in this town all you life. Marushock: We walked both sites. Legos: Yeah, but still, you agreed with Tommy last month. Well, we'll go...we'll put it on *inaudible* there, yeah, we'll do it. Now all of a sudden you're goin' back here. You're gonna cost the people a lot more money. Menichetti: We voted against, uh, purchasing that property, three of us, and three voted...Legos: When? Not at the last meeting. Menichetti:...three voted, three voted for it and the mayor was the tie breaker. Legos: That's right. Your *inaudible*. Menichetti: Yeah, so... Legos: So, like all of a sudden that's gonna be down the hill. But look what it's gonna cost you right there. Just like they said with the rock and everything. I seen them chop rock out on a job and you wouldn't believe what it costs to do that. It's gonna cost a fortune. And you's people delaying that piece of property, that three acres, do it already. That, by the time they do that and this - that garage will never be build this year. And with that parking already. That issue should be put away. These poor people here are goin' nuts and it's only on account of one person and it's brought up all the time with that same person. And she should put it away already. She's only on council a couple months and that's all she did is argue about that parking. She should put it away and let it go. He's got a parking lot down there, let him use it. Thank you.

John Clifford, 197 Phillips Street - I just got one quick comment. Uh, when you talked about the property out there, right? Wasn't there individuals that were supposed to go up and review, like look at that property, take a walk around. Did they ever go and take a walk around? Shortz: *Inaudible*. Marushock: I think everyone here has walked the site. Clifford: So, but it still can't *inaudible* not takin' the property. Shortz: But the engineer's recommendation was that before we

purchase the property we needed to do this environmental assessment, core drilling and a mine review, which the engineer are going down to do that. Clifford: I'm very aware of all that. Shortz: And we're in that process with this property currently. It was already done on the 48-acre site when they were considering that and, since this is another property that they have a proposal on, I felt we should also review that as well because I think when all of them are all equaled, then we could move from there. Clifford: All right, my question then to that is - If you've got something that's going good up here and you're not having any problems, and it's at a very, very fair price, O.K.? And if you're getting more property from what I'm gathering and it's a lot less excavating the area, why would you go here and, like they're saying, try to take a mountain when you have a little mole hill down here and spend more money? Marushock: Both sides are gonna need, need, uh, ground preparation. Both sides. Clifford: Yeah, but you're talking minimal here and a huge amount here. Lukasewicz: Very little, very little. Marushock: We don't know that yet because we don't know exactly where we're putting it. Lukasewicz: You know, it's a flat spot. You walked it with me. Marushock: And how are you gonna get in there? You're not gonna Lukasewicz: You've got two roads to get in. Barnick: Wow. There's some kinda deal cut with Rinaldi. Marushock: You're not gonna make the hard left up there, *inaudible* a hard right. Lukasewicz: Jet, we agreed that you could get in there. Barone: We agreed how to get in there. Marushock: All I'm saying is...*Many speaking at once, inaudible*. Lukasewicz: You come down the highway and you go right in, no problem. Marushock: You gotta recommend that you come down Sanderson...Lukasewicz: So, were gonna, we're gonna have traffic *inaudible* come down here and go through the borough parking lot to get into the site? Barnick: Keep tryin'. Marushock: We've done it before. We've done it before. And it's not, it won't happen every day, #1. Lukasewicz: Oh, so if it doesn't happen every day why are you so against it happening up there. Marushock: Because it's the whole site preparation, we're not looking at that, because we should be. We need to look at the whole, whole site preparation. Lukasewicz: We looked at it. Barone: There's a problem up there and they won't tell, they won't say what it is. There's a problem up there. Barnick: Yeah. Rocco: Why did you waste all that money up there then if you're...Lukasewicz: The environmental study came back good. The mine shaft is way up on the top where it won't come into play whatsoever. You've got relatively level land. It's in a commercial area. There's less impact on the residence. Over here it's in a residential area. You've got a project below it. All the drainage and run-off that's gonna come down has to be effected by moving that mountain. The thing I'm saying is you're gonna add a burden to that project down there. Marushock: One thing...Lukasewicz: You've got more of an impact on the people around here then up...Menichetti: This is more, this is more ideally located. Lukasewicz: This isn't ideal, this is in a residential area. Menichetti: I think it's more ideally located. Lukasewicz: You're *inaudible* people's homes. *Few speaking at once, inaudible*. Rocco: For like 15 houses or 10 houses up there. Marushock: Plus, why did this all happen so suddenly? The, uh, something came over the fax machine the one day and then like the same day we're voting to purchase the property. Lukasewicz: It didn't happen..we had a letter from him January 18th. Marushock: I understand but...Lukasewicz: This property's been on the table for years. Marushock:2:00 in the afternoon...*inaudible* we're voting to buy...Lukasewicz: The problem is people want, or I should say I want to move forward because they need a DPW complex this year. *Banging heard*. They needed it last year, they needed it the year before. And for this political harassment that

goes on it just gets put back, put back. And you're not gonna see it this year. *Many begin speaking at once, inaudible.* Menichetti: I don't like this. What do you mean by political...Lukasewicz: Its political bull shit is what I should, it's not harassment. Excuse me for the words I used. Barnick: Harassment too. Lukasewicz: It's all, it's all what if, what if, what if. It's all these what ifs and nothing gets accomplished. It's almost June, it'll be July, August, September and the salt will still be down the little league field. The salt will still be down the little league field. Mr. Wargo....*Gavel heard.* Egan: Excuse me. Menichetti: Uh, Geddy...

Joe Wargo, 436 Cypress Street - All I could tell you is one thing. I'm just sitting here with you guys listening about boring holes, doin' this, doin' this to a property. Well I'll tell you something, Jet, ladies and gentlemen, back here at Rinaldi's you're gonna have a bit... When we put the ambulance, for a building there, it cost us \$125,000.00 for boring, dynamite, everything! Even heavy equipment. Lukasewicz: To put the little building there. Wargo: And it's a little building. \$125,000.00. And you're gonna do it down there. What are you gonna use down there - dynamite - you're gonna have to use it. And then you got the Pancoast mine here. Where are you gonna go? That's all I gotta say. Menichetti: Why was that never, uh, why was that never brought up before about the rock? Lukasewicz: About the rock? Menichetti: Yeah. Lukasewicz: Oh, I've known about the rock, Jimmy's known about, everybody's, Robbie's know's about the rock. Everybody in town knows about the rock. You just walk there and you see the rock. It's all solid rock. Menichetti: That was never mentioned. Wargo: Tommy, Tommy excuse me a minute. I've been hollering about this rock for the past ten years. Nobody would listen to Joe because he didn't know what he was talkin' about. Thank you. Lukasewicz: Everybody knows about the rock. Barnick: How much has been taken out of the Civic Center? Lukasewicz: Yeah. Marushock: O.K., continuing with audience comments. Back row.. Lukasewicz: She's got a question. Egan: I, I just had a question. Um, the audience comment before Mr. Wargo, was it? I didn't get that name. Menichetti: Legos. Clifford: It's John Clifford. Egan: John Clifford? Clifford: Yes. Thanks. Clifford: 197 Phillips Street. Wargo: Oh, by the way, my name is Joe Wargo, 436 Cypress Street, Throop. Egan: O.K., Thanks. Marushock: O.K., next will be Mr. Piekanski.

Mr. Piekanski- Yes, that is my name. I'm glad you know who I am, I'm your next door neighbor. Marushock: O.K. Piekanski: Uh, council is supposed to represent the people, right? This lady (meaning Morrell) has been doin' a fantastic job. Now I'm not, I don't know who's gonna vote on or what's happening, but she's been doin' a fantastic job. I've been living in this town since 1938 and I never saw this much turmoil in my whole life. First of all, this lady's been doing a good job. Is anybody inferring that's she's not doing a good job and you're gonna hire outside people? Case closed there. I live right next door here. Mr. Wargo is right. That ambulance still does not have an entire full cellar. And I've listened to them *inaudible* for months, I don't know how long it was in the morning, boomp, boomp, boomp, boomp, boomp, boomp, boomp, boomp, boomp. And as Mr. Wargo said, hundred's of thousand's of dollars just to put that building there. Now, I'll tell you what, my foundation here that I built my home, right next door to this wonderful building here, they only went down so far because they hit solid rock. Now I have a good foundation just like they have over here at the ambulance core. Uh, does council ever hear me complaining about the trucks startin' up in the morning here? Uh, Mr. Marushock, would you like to live next door

here with sirens goin' off. It took me five years to get that thing off. People are supposed to be represented by you people on the council, not decide what you want to do, or political animosity against somebody else. It's what the people of the town want. I've been around here since '38, like I said. You start building down there..there's more, this shaft up here, I had it covered up. There's a shaft right behind the thing..I'm the one that had it. There was a shaft down in the, in the field down there that I had, that kids used to go and play, got it covered up. And they're gonna go and build a building down here someplace? There's mines, did, you know what they, did you ever hear of the, uh, "China vein"? Ask Mr. Wargo, he knows about the mines around here. There's been more mines in that field - that's where the Pancoast disaster was. Lukasewicz: That's right. Piekanski: And you're gonna build on top of it? How come they're not building up, with the land that you got up there from the state? Did you check that out? What's the reason for that? Lukasewicz: There's no problem. Piekanski: What's, what's the reason for that, Mr. Marushock?...*Marushock begins to respond.* Piekanski: Uh, now wait a minute, let me talk. You said I have, do I have the floor? Marushock: Do you want my answer? Piekanski: Yeah. Marushock: Right now we're about a million and a half, about a million and a half dollars in arrears of our initial obligation. Barnick: Quit lyin'. Unidentified: Geez. Lukasewicz: Is anyone coming after us, Ged? Change the...*few begin speaking at once.* Piekanski: Excuse me, all right, I don't want to hear anymore....How much money did they pay Mr. Rinaldi for that field down there? Unidentified: I think it was \$8,000.00, if I'm correct. Barone: I think it was \$12,000.00. Piekanski: Oh, it was \$12,000.00. Unidentified: Oh, I'm sorry. Piekanski: You're gonna pay \$6,000.00 to get it analyzed down there. I tell you right now, you bore and go down ten feet and you're gonna hit a mine. Guaranteed. If you don't, I'll pay for it. And I live right next door here. I've never complained about the borough building or the trucks comin' up in the morning. Let's use our heads and let's not be politically, with this nonsense. Represent the people and do the right thing. Menichetti: Mr. Piekanski...Piekanski: I don't say too much in this town because I don't come to the meetings because it's the same stuff over and over. Menichetti: Mr. Piekanski...Piekanski: So, when I have somethin' to say, I want to say it. Menichetti: I'd, I'd like to ask you, is it not mined all under this town? No matter where we go we're gonna encounter mine shafts. Piekanski: I'm aware of that, dearie, but do you know what's under here...Menichetti: My name's Daryl. Piekanski: I don't know, I'm sorry. Menichetti: That's all right. There's mine shafts all over this, all over this town. I mean, no matter where we go we're gonna encounter mine shafts. Piekanski: You're gonna spend six grand to find out about this place down here? Lukasewicz: Lot more than six. Piekanski: Paid twelve grand for the place, you're gonna pay six thousand and pay him a hundred grand to put him over there. *Laughter heard.* Marushock: That is? Piekanski: Anyone else? O.K., Mr. Shevchik...

Bill Shevchik - 141 Harriet Street - Um, motion #27. Could you tell me what the reason is that anyone from the booster club would return \$20,000.00? Marushock: Yes, um, this was tax payer money advanced to the booster club, I think in 2001 would be the year, for improvements to that site and it still was not done. Shevchik: There wasn't improvements down at that site, that's what you're sayin'? Everything should have been *inaudible* to the motion, and if so document this was for the \$20,000.00. If not, I think at that time we did about \$23,800.00 - \$3,800.00 of that went toward the sodding and seeding of the field. That has already been taken care of. This \$20,000.00

was for...Lukasewicz: Could I suggest something, Geddy? Marushock: Instead of them giving \$20,000.00 back I know it was earmarked for a specific purpose...Shevchik: There was no, there was no time frame on that. Lukasewicz: Even if, even if it didn't go for that specific purpose, I know that \$20,000.00 has been spent properly by the administration down there that has benefited the children of Throop. The bottom line here, that money, if it's there or not there now, it has benefited the children of Throop. Marushock: But the thing is ...Lukasewicz: What I'd like to see is a motion to amend the original motion that as long as we get proper receipts showing that that \$20,000.00 has been allocated properly to the children of Throop, that's it's sufficient the way it is and there's no need to request the money back. On top of that, with the way things are, I think we should be allocating at least maybe \$5,000.00 to \$10,000.00 to \$15,000.00 to \$20,000.00 a year to the booster club to.....*Inaudible, clapping heard*. We have, we have an obligation to the people, the children of Throop, our future. Let's give them money, not take away money. We've got great volunteers out here that spend so much time. Did you ever volunteer down at the booster club? Marushock: No, I did not. Lukasewicz: O.K., I spent 8 years down there as a coach. John Musewicz has spent his lifetime down there, Frank Galli, Snookey. These guys should be given money, not take it away from them. Menichetti: I volunteered my time and I don't even have any children. Marushock: This \$20,000.00 is not being taken away, let me clarify this. Lukasewicz: It's been spent on something else, just get receipts. Marushock: We're asking, was it done according to the motions? Not that I know of. Lukasewicz: I'd, I'd like to put a...Marushock: We're asking that the \$20,000.00 be returned to the general fund in the borough. Barnick: Oh. Oh, God. Marushock: It is still available for the booster club to spend. We need receipts to verify ...Lukasewicz: Just get receipts. Just get receipts....*inaudible*. Unidentified: What is the reason? What is the reason? Shevchik: I want to know the reason. Marushock: If this is taxpayers money, that the taxpayers deserve an accounting. Shevchik: Are you, are you trying to say that maybe the money is missing or somebody stole the money or something like that? Marushock: This will put to rest any rumors that exist. The \$20,000.00 will be *inaudible* back into the general fund... Unidentified: Rumors? Lukasewicz: Like I suggested, look, like I suggested..*inaudible*. *Few begin speaking at once, inaudible*. Unidentified: Let me ask you, let me ask you one thing. Who made the motion? Marushock: No one made it yet. Unidentified: You did. Marushock: I am asking. I asked that this be on here. Shortz: I am the person that asked at the work session that this be put on. I'm making the motion, yes. Unidentified: You did. Shortz: The reason for that is , is this money was given to the booster club for specific work down there ...Marushock: Specific..Shevchik: Right, and we did. Shortz: That was in 2001 and my understanding is that work has not been in place. Unidentified: Who's telling you this, *inaudible*? Shortz: Well, there was a motion, there was a motion in August asking for an accounting. That accounting never came. Marushock: It was tabled. Shortz: In September the motion was made to ask for, this exact motion was made in September. It was tabled when there were other people not here, a different group decided to table the motion that was in favor of it and nothing's ever come of it since. I still don't seen any accounting for it, that's a lot of money, it was given for a specific reason. Why should it be sitting down there when it's gonna be sitting up here. When you do the work, we'll still pay for it because it was allocated for that. Marushock: Right. Correct. Shortz: But I don't think the money should just be down there being used for whatever and whatever needed to be done still is not done. Where is that going to come from?

Shevchik: There was no time frame on that. There was not time frame saying that...Shortz: If I borrowed, if I got money from somebody to do a specific thing and then I spent that money to do other things, where is the guarantee that that works ever gonna get done? That's what it was ment for. Shevchik: It will be done. Marushock: I believe in the discussion when we approved it ...Shevchik: It's been done over three years, a little over three years. Marushock: We approved it in March...Shevchik: And it's still goin' on. Shortz: Then get ...*inaudible*. Shevchik: It goes on every year. Unidentified: Every year. Shevchik: Every year it goes on. *Many begin speaking at once, inaudible*. Barnick: Why are you saying, why are you saying that approved it? (to Marushock). You voted against it. You voted against it. Marushock: O.K., so now this is tabled for \$20,000.00...Barnick: You didn't approve, why are you saying we? You didn't ever approve it, you voted against that \$20,000.00. Unidentified: The work is still going on down there. Marushock: Exactly as per the motion? No. Menichetti: What was, what was the money allocated for? Marushock: I think a clubhouse, an expansion to the concession stand, I think the bathroom facilities. Shevchik: And we built another field that your salt shed is ruining down there. Marushock: That was not in the motion. Shevchik: It doesn't have to..it never was...Lukasewicz: Change the motion. Change the motion. There's been money expended ...Marushock: The money...I'm not in favor of changing the motion. We're not taking all this money away. Unidentified: You're gonna get an accounting of it. Marushock: We're asking for an accounting of it and to have the balance of the \$20,000.00 returned. It's still yours and we will pay out of that...Lukasewicz: When do you want it back? When do you want it back? Marushock: I'd say 10 days. *Many begin commenting at once, inaudible. Some laughter heard*. Galli: How could that, how could it still be there? We just spent \$7,000.00 to have our girls go away to a state tournament that you people gave us approval for. Marushock: The money was not approved...Galli: You gave us the approval! Council members last year said, "go ahead and stay there". *Many speaking at once, inaudible*. Galli: I know I'm out of order but I can't handle the booster club getting bashed by you people up there. Unidentified: It was used by all purposes down there. Marushock: It was not for those purposes. It was specifically earmarked. Unidentified: Fences, fields, everything. And we were stuck with that girls program last year - we had to give them \$8,000.00. They were state champions! Marushock: If the money, if the money was...*inaudible*. Barnick: This is nuts. Marushock: If the money was readily available you would be very happy to come up and present that money and....Shevchik: Are you gonna do this with the VFW, the hose company, everybody. If they don't spend that time in a month, the money you give them. Marushock: We give them \$200.00. Shevchik: What about the hose companies? Marushock: The hose companies get...*inaudible*. Shevchik: Is there gonna be a time limit there too? Marushock: Pardon? Shevchik: Is there gonna be a time limit. Marushock: No but that, in your explanation and the booster clubs explanation, what they ask for *inaudible*, I believe it was approved in March, that you people and confer with the contractors, that you have the money in you hand as soon as the weather breaks. These projects that you mentioned to expend this \$20,000.00 would move ahead that year and get done asap. Unidentified: There's no such thing said. No such thing. Go get your minutes. Lukasewicz: Can I ask another question, Mr. Marushock? Menichetti: May I ask a question? Lukasewicz: May I ask you another question. Menichetti: Was any of it done? Shevchick: Yes, lots of it was done. Have you been down there lately? Menichetti: No. Shevchick: We tore up, all new fences, all new sod on both

fields...Menichetti: But the refreshment stand, none of that other stuff was done? Shevchick: No, that wasn't done. Lukasewicz: They used it for other things. Shevchick: We used it for other things. Marushock: It was not done, it was not done as per the motion...Musewicz: What do you think, what do you think the sod *inaudible* for the boys field. Lukasewicz: Yeah, but the motion could be changed. It still benefited the children of Throop. Unidentified: This is a vendetta with him, that's what this is, right there (meaning Marushock). ...that's on record, it's a vendetta with him. That's all this is. Unidentified: Let me ask a question, Mr. Marushock, if in 10 days, if in 10 days...*Many are speaking at once*. Lukasewicz: Are you willing to change the motion Daryl...Geddy, I'd like to make a...Menichetti: But any more if we donate money I'd suggest that we do it in line of credit type thing and we hold on to the money and, you know, pay as you go. Lukasewicz: That's right. We can do that but...Unidentified: There's nothing wrong with that idea. Marushock: I'm still asking for the motion to go, to be approved as read. Lukasewicz: Well, O.K. well, in addition to that motion, when it fails...Rocco: It ain't gonna fail, what are you kiddin'. Marushock: Hang on because we're still in the audience comments. Unidentified: It won't fail. Unidentified: You're gonna get your paperwork. *Inaudible* still got the floor. Lukasewicz: I'd like to see a motion on there that an accounting of the \$20,000.00 be given to the borough of how the money was spent to benefit the children of Throop. Barnick: With a waiver for the previous motion. Lukasewicz: Pardon? Barnick: With a waiver for the previous motion. Lukasewicz: With a waiver for the previous motion. Marushock: O.K., anything else Mr. Shevchik? Shevchik: That's it. Continuing, Mr. Kalinoski.

Robert Kalinoski - Uh, motion #11, uh, is to do the core testings on the Rinaldi. I believe at the work sessions it was also mentioned Chorba's property. I don't know if that was left off. Marushock: We discussed that. Chorba's has already been approved. Unidentified: Yeah. Lukasewicz: It has been done? Because I'm not sure, I know we discussed it. Rocco: It wasn't done, they gave the O.K. to do it. Lukasewicz: *Inaudible* in there? Morrell: Joe, pass it to Tom. Lukasewicz: O.K. All right. Marushock: O.K., Mr. Hartshorn.

Larry Hartshorn - 140 Chestnut Street - You people are talking about these *inaudible* over here. I mean, Mr. Wargo told you, Mr. Piekanski told you...Lukasewicz: You told us. Hartshorn: We were born and raised in this, I worked for this borough for 23 years, they know us over there. You had the Pancoast disaster over there. You got three different shafts over there. You're worried about Mr. Chorba's land up there with one shaft, which is on borough property, did you know that? Unidentified: That's right. Hartshorn: You've got a place where you could go up there and immediately start and put a barn up. You're buying new equipment. What are you gonna do leave it outside this winter, because you're not gonna get nothin' done, there again, spending more money to get more fixed. I think that you people should make a motion to get that *inaudible* and go up there and buy it and start building. Start building because even if you guys ain't gonna be able to stand outside this winter again and its tough. You know what you're havin', you're havin' problems with the salt, keepin' the salt down here. You're not gonna have it over there. Thank you. Marushock: Continuing side wall. Mr. Repchick.

Captain Repchick - Throop Police Department - Uh, actually I'd like to comment about three

issues. I'll start first with the DPW. I don't know where the best place is to build it, you people know better than that then I do but there's another thing that needs to be taken into consideration *inaudible* with this piece of property, and that's where it's physically located. Where it's physically located there's gonna be a lot of vandalism. I cannot do that 24/7. You're gonna need to put a camera system in there, O.K. I don't want to say it but you can think for yourself where it is - it's all I'd like to say as far as that is to keep that in consideration. Next thing I'd like to go to is the parking situation. Whatever the problem is over there - I understand Mr. Hegedus is aggravated because he was told to do somethin' other people weren't - I could understand that. Unfortunately it's past history, we've gotta deal with the present. The present is you could sit up there, all of you and argue over it, I'm the one that's gotta deal with it and the police department has gotta go over there and try and make everybody happy and it doesn't work. Now has anybody been over and assess some of the vehicles that park where they're not supposed to, 'cause I have. And I'm not picking on anybody by saying this. Anybody here can say what you want but I'm not. You got people goin' into the New Corner Store park right under the no parking sign. We try to be as liberal as possible with parking in this town. If I went out and sited every single person for a parking violation you guys would have more money than you could shake a stick at and I'd use up an entire box in one day - and I'm not kidding. What's gonna happen is this; you've got vehicles parked under that no parking sign by the intersection - that's a problem because the bus can't make it through the corner. I've sat there and I've physically observed it, I physically observed the bus tryin' to make the corner and it couldn't... Barnick: She's got pictures of my wife's car. That's a sick one. Repchick: You don't have a problem *inaudible* is posted as it, as it is. The only time there's a problem s if there's a vehicle parked right on top of Clinton Court on either side. Then there's a problem and I have an issue with that and I usually put a warning on there first. Other than that there's not a problem. That has nothing to do with the people on the other side 'cause I don't even know the, except Mr. Lukasewicz. I don't even know those people, I don't deal with them. I'd just like you to take that into consideration because the first parking ticket I put on, guess what's gonna happen? The person down street's gonna come up and say, "You know what, he just ticketed my car I want you to go down the corner down on Adams Court and George Street - I want that one ticketed." And what do I say? We're tryin' go be reasonable. If it's a major problem we go out and tell the people "Hey, you're too close to the intersection, could you please move it so we don't have a problem?" You're on the off streets, you gotta be really reasonable because when this town was made nobody had a car. Now they have three a piece. O.K.? So that's another problem. The second thing I'd like to say, or third thing I should say - Is their talking about parking, and I hear it every meeting too, and it gets aggravating. We had a traffic and engineering study done at Underwood and Marshwood Road, near Bolus Truck. It was done two years ago because I'm was the one who was told by the then President of council, Mr. Lukasewicz, to have the study done. It came back from Penn Dot, which is still on file, that no parking needs to be posted. Lukasewicz: By a motion of council that directed the...? Repchick: That is correct. The study was done. If you could remember it was given back, the fact that we discussed it with Mr. Cimini, who's comin' the door now, and it was recommended that no parking be posted on Underwood Road as it was to Marshwood, so many feet up, so many feet down. There was certain recommendations that were supposed to be done to the *inaudible* and I'm gonna tell you I've gotten numerous traffic accidents at that intersection,

numerous. Because people park in the median, which right now I can't enforce 'cause it doesn't say no parking, and then I get a traffic accident with a school bus, a dump truck. There's a lot of truck traffic. I don't know if you people have been up that road lately? You would not believe the truck traffic in that industrial park or that's comin' down Sanderson Street to Underwood Road, plus the bus traffic. At George and Sanderson thank God, partly for that four way stop sign. Now we want to create one and make more of a problem and you're not gonna deal with it, I am. All's I gotta say is that hey, the vehicle parks to close to Clinton Court well you know what? They deserve to be told, "Hey, you're too close. It's too hard for those people to exit out of the alley." If they continue to do it then their gonna get a parking ticket. What our general rule, and you could ask the Mayor, is we really don't try to do that unless there's no choice. You know, I go to every council meeting, I keep my mouth shut but this time I just had to say something about it. That's all I have to say. Unidentified: I wish you'd go to Underwood Road when there's 15-mile an hour lights flashin' and there's tractor trailers comin' down there at 60 because nothings' bein' done. I asked about it. Repchick: We don't have the VAS car in the vehicle yet, Mr. *Inaudible*. It will be put in the vehicle. Unidentified: But you're puttin' kids at danger here. Repchick: It will be done. I told you that when you asked me the other day. Unidentified: And there's still, there's still nothin' done. Repchick: I don't have a VAS car unit, it's not in the vehicle yet. Unidentified: If you're there physically, if you're there physically there's a good chance that nobody's gonna do it. *Few speaking at once, inaudible*. Repchick: I told you that. *Gavel heard*. Marushock:with the audience comments. Mr. Galli.

Frank Galli - 609 Kossuth Street - I've got a couple things this evening. #1 - The Civic Center. Again major problem coming up once again. We're getting rid of three people who have been there from the get go who have been instrumental in the children of this town, helping the children of this town. We just hired a new assistant director or I'm sorry, a new intern director. She's been working there; she's worked with these people. Did she make a recommendation to council to terminate these people? Did she say come up and say... Marushock: As far as I know, she was not aware of this. Galli: You're not aware of it. Marushock: She was... Galli: That she's the boss of the building and you're terminating these three people. Marushock: Because of confidentially I did not want to discuss that with her. Galli: Well, I mean she's your, she's your acting director. Marushock: I, I did not discuss... Galli: O.K., it's quarter after nine, Civic Center place just closed. Those two ladies just left that building right now. You know why? Because there was a little girl standing out there that didn't go home. So she stood there and waited for this little girl to get picked up. That doesn't come into account because they already punched out. How many times has that happened? Menichetti: Frank, we did bring this on. We didn't initiate this. This is not our doing, O.K.? Galli: Six months ago I said to council, "Do a time study." I, I, I brought everything to Geddy. I said Geddy, "Take the Civic Center Directors cards, take the assistant directors, add up the times the Civic Center was opened and deduct the hours that the assistant directors are workin' - that'll tell you how much your director's have done. Nobody ever did that. Nobody ever did that. Didn't do it. Right away you gotta go, right away... This lady recommended three new people being hired, that's *inaudible*. My son has had his application in that file folder for over a year, has never been called for an interview as a monitor, why's that? 'Is there, is it cause his last name is Galli? Menichetti: No, I have... I really don't know. Blanchard:

I've never seen it Frank. I have no idea if he's on file. Galli: O.K., well I'm gonna have him put another one in there. I'm gonna have him come up tomorrow put another one in. Blanchard: I've never seen his name on file. Galli: Well it's been on file, I'm sure it's there. Blanchard: I, I need to know where that file is then...Galli: O.K. The other thing is, she asked for three new people, you give her the three. Why are we in the council always pickin' apart that place? Why can't we, I, once again I know we're trying to stay to the agenda, why can't you put a board of directors back in place over there? You don't have to put 6 - 7 people, put 4 people who live in the town so somebody has a boss over there. So somebody's accountable to what's goin' on. It's not that difficult. It doesn't have to be me, it doesn't have to be anybody. It could be John Butash *inaudible*, whoever. The other thing I have to say is about item #27 with the booster club. Once again, the booster club has been going on since I was a kid - I'm 45 years old - they started back in 1969. They have been providing services for these children since 1969. Has anybody ever done what it takes to go, we got a program down here, does anybody have any idea what it is? How many hours we sit over there at the Civic Center waiting for kids to come in. Or how about how many hours we spend down there cleaning up facility? Taking care of the facility? Running the Throop cow flop for the purpose of helping the, the children of Throop. Menichetti: We did it before you were there. Galli: All right...*inaudible* have been doin' it. Like I said, I'm there 15 years, I know John's there longer than me and it's the same people doin' it over and over here, the same people doin' it. Then we get this *inaudible*. It makes us look like we're thieves. That's how I feel - how do you feel about it? It makes me feel like - hey, Frank Galli's gone to the Bahamas - well guess what? Frank Galli's never gone to the Bahamas. Frank Galli hasn't left Throop in the last ten years. Menichetti: Frank, nobody's...no one is, no one has, I don't, I don't know where you're getting this idea. Galli: Well, I mean Daryl, you're asking for the money back, Geddy wants the money back in ten days. Shortz: The, the thing is, in August of 2003, #1 the money's *inaudible*...Galli: I understand that..Shortz: In August of 2003 there was asked for an accounting - where is the money? *Inaudible*. Galli: O.K., but it was tabled -it was tabled. Shortz: No, that one was never tabled. In September... Musewicz: First of all, there was no, there was no written correspondence to me - I'm the President of the booster club. Nobody said nothing to me. Shortz: Well there was *inaudible*, I'll show it to you on the books, in August asking for an accounting. There was no accounting and then in September that motion was made to return it, which was then tabled. It's now made, it's still not accounted for. Musewicz: You did not address the president. Shortz: I wasn't even on council then. I'm just tellin' you the motions here. Musewicz: Whomever did not address the President of the booster club... Galli: Like I said...Musewicz: ...with correspondence. *Several speaking at once*. Shortz: I would like to see this accounting. I think *inaudible* we put a deadline because everyone needs an accounting for this. Menichetti: Could we get an accounting? Shortz: When you're giving one, there's also specific items *inaudible* for there was a reason you couldn't use it for that and you needed to use it for something else, then I think that should have been...Marushock: Should have been addressed. Shortz:...brought forward and said, "You gave us \$10,000.00 to do the gazebo over there, or whatever, and we can't do that because..." Galli: It was brought to the attention of council members. Last year when these girls were going away to the national championship it was brought to your attention... Shortz: That was 2003. What happened from 2001 on, the money was already gone. That \$20,000.00...*few begin to comment*. Was \$20,000.00 spent for these girls to

go away. *Few responding no, no, not all of it.* Shortz: So where is the remainder? *Galli, Musewicz, Chevchick are responding. Difficult to make out "who's, who."* Unidentified: Some of you people are assuming, assumptions. You're assuming, a lot of assumptions. Shortz: *Inaudible* I see no accounting for it. Unidentified: Do we have accountability from every other organization? Do we? Shortz: But \$20,000.00...Marushock: That was done as a motion...Unidentified: That's minor compared to what we give to other organizations. That's minor, that's minor. That's peanuts. Marushock: That motion...Musewicz: Is there accountability for any other organization? Yes or No. Marushock: *Inaudible* no. Barnick: Nope. Shortz: This is the only one I'm aware of and if there are others then I would... *Many are speaking at once.* Musewicz: It's personal. Shortz: It's not personal. I have nothing...Musewicz: First you're attacking, first you're attacking the employees over there, now you're attacking the employees over here, now you're attacking the public, now it got down to you're attacking the kids, that's pitiful, that's pitiful. Shortz: That is not...Marushock: No...*Many begin clapping.* Barnick: Yeah. Musewicz: That's pitiful. Galli: You know what, I gotta give these guys a lot of credit because...*Many speaking, yelling at once, inaudible.* Marushock: *Inaudible* of that was earmarked, it was taxpayers money advanced to the booster club for a specific purpose. Barnick: It's like a brick. It's like a brick. Chevchick: How could you say there was no, nothing done down there? How could you say it? You're the one that...Marushock: It was not done *inaudible* for the specific purpose. Chevchick: How could you say there was nothing done down there? Marushock: Just 'cause I'm saying it was not done the way the motion was approved. Chevchick: Why didn't you ask, why didn't you ask what was done down there in three years? Why didn't you ask? Shortz: As Mrs. Shortz said we asked...*Many still speaking at once, inaudible.* Musewicz: Geddy, why don't you stop down occasionally? *Inaudible.* Stop down occasionally. Galli: I still, I still have the floor and I'm sorry for he interrupted but he is the President of the club. Musewicz: Sorry. Galli: Was there any correspondence sent to Mr. Musewicz, as President of the club, requesting a financial breakdown of where the money was sent? Marushock: In fact I think Mr. Musewicz was here and addressed us with that after a softball thing or something. Galli: Was there any, any...Lukasewicz: You're talkin' about correspondence. Galli: Any correspondence whatsoever sent to John Musewicz on this? Shortz: Well that motion is *inaudible* take place. Unidentifiable: An audit, an audit. That's what they want. Galli: Any request from council. Shortz: *Inaudible* to know if it was spent and what it was spend on. Musewicz: If any money was spent, if any money was spent it was out of necessity and it wasn't spent, it was spent for the 200 kids, your kids, your kids, your kids, it was spent on the kids. As you govern the borough, we govern the sporting facility down, down at the little league park. We govern the operation down there as you people govern the operation up here. We spend out of necessity. One was a trip to Philadelphia and one was a trip to Maryland. What did you want us to tell the girls, they can't go? They can't go? Marushock: The motion of the \$20,000.00 was not for a trip to Philadelphia, it was not for a trip to...Musewicz: It came up. Galli: It came up. Once again...Musewicz: Necessity...Galli: ...we, we do not discriminate from any children down at *inaudible*. Any child that wants, anybody's parents, grandparents, any kid that wants to go come down there we give them a shirt, we give them whatever they need to play down those facilities. We don not turn a child in this town. Not one child. Musewicz: Let me just say there's 200, there's 200 kids down there, O.K.? Let me just say there's a lot of parents, O.K.? There's a lot of parents. Galli: That's

right. Musewicz: And unfortunately a lot of people talk, O.K. and that will have a final effect, O.K.? I'm, you could take it for however you want, O.K.? There's a lot of kids down there and once again any money - If, If - any money was spent it was spent out of necessity, O.K.? And it was governed by good, hardworking volunteers. Good, hardworking volunteers that don't get paid a bloody cent. And some of you people should come down, take a walk, and drive through the gate. There is a gate and it's always opened. There is a gate. Stop down and see maybe your nephew or your neighbors kid play. There's 200 kids, stop down Geddy. Take a ride down, Geddy. Take in the ball game, buy a hot dog, grab a soda, help out a little bit. I was down there all day today cuttin' grass on my day off. Stop down and give me a hand. Say, "John, you want a hand. I'll weed wack a little bit." Stop down. The money was spent out of necessity - if it was spent, O.K. Marushock: Not at the motion... Barnick: Oh, Jesus Christ. Musewicz: You guys don't even know if it was spent. You don't even know if it was spent and there was no time frame on that money. Galli: Mr. Marushock, you people do what you have to do, then we'll do what have to do. That's the bottom line. Unidentified: Bottom line. Marushock: Mr. Musewicz, do you have anymore other audience comments? Musewicz: Yeah, It's a disgrace getting rid of those three hardworking Civic Center... You know what, your problems started, unfortunately I don't know, your problems started at the top over there and unfortunately, I have nothing against the lady personally but unfortunately she's gone and many of her problems, many of the problems left with her, wherever she went, wherever she was from. She wasn't from Throop. Wherever she went, she left and a lot of the problems left with her, O.K.? So there's three good employees over there that spent numerous hours, I, I would have to, I'm probably even ashamed to ask them how much time they spent off the clock, off the clock. Not, and it wasn't for themselves. They weren't over there sunbathing. They were doin' it for the kids. Just like tonight, a kid is standing out in front of the Civic Center - 8, 9 year old kid- and the three monitors are over there. They had to go over there and get a police officer. They were off the clock. Marushock: ..Other audience comments then. Mr. Jarosh. Menichetti: John, are you saying that we're not to ask for accountability then and people are allowed to just do what they want. Musewicz: No, accountability starts here. Accountability starts here. Menichetti: I mean, we didn't create this monster, they did. I mean I'm not responsible for what they did. Musewicz: It started at the top. Menichetti: Let the monster go to be Daryl. Let the monster sleep. Musewicz: Just like many of the problems over here are starting at the top. Marushock: O.K., Mr. Jarosh.

Ray Jarosh - 832 Pearl Street - I'm just confused about this parking thing again. The last time this was brought up it brought, it was tried to be brought up as an emergency measure... *some laughter heard.* Jarosh: ... and the, the comment was made by a member of council that this is the last time it'll be done, if it passes it passes and if it fails, it fails. And it failed. So why is it being brought up again. Marushock: *Inaudible* to put on as a motion, that's what we have. Blanchard: Anybody could put a motion on, right Tom? *Few begin to speak at once, inaudible.* Mr. Jarosh has the floor right now, we're in audience comments, please let him continue. Jarosh: That plus I just think..the booster club, I worked with them for years. I, I really don't understand why you're pickin' on them. Marushock: We're not pickin'... Jarosh: You don't ask for an accounting from anybody else that you give money to. Barone: I'd like to table that motion. Jarosh: So why are we picking on the booster club. And if I have this correct, we're gonna fire

three people because they falsified their timecards so that we wouldn't pay them more. *Some laughter heard. Many begin speaking at once, inaudible.* Barone: Yeah, yeah. Menichetti: But their asking for time and a half now. Barone: They didn't get paid yet. Right. Three of them didn't get paid yet. They still owe them hours that Mr. Marushock said they would get paid. Barnick: But they tried to stop them from looking at their time cards. Barone: Yeah. Menichetti: No we didn't try to stop them from looking at their time cards. We just don't want them from looking at anyone else's. Barone: The reason they're pickin' on Jennifer, the truth is, because her father has a lawsuit against them. Menichetti: Oh, here we go. Barnick: Yep. *Many responding at once, heard saying no...* Blanchard: No...that's terrible. Barnick: That's the whole truth. That's the whole truth in a nut shell. Menichetti: Yeah, look at him winking, he's winking like this. Yeah....Barone: And then he don't like Ann Marie because of him, because he's related to *inaudible*...Marushock: Anything else, Mr. Jarosh. Jarosh: We have motions on to hire five people then...Barnick: And fire five. Jarosh: All right the three *inaudible* I could understand, that's an emergency situation. But the two secretaries, we're not going to advertise for those? And did anybody check with the interim director to see if she still needs a secretary? Shortz: She's had three memo's, every meeting we've had, saying that she needs...Shortz: The interim director of the Civic Center. Shortz: Oh. Jarosh: I understand that Elaine has sent memo's saying that she needs a secretary - I don't have a problem with that. Barone: *Inaudible* need two secretaries. Lukasewicz: It's a shame to not advertise for it because there's no immediate reason to hire two secretaries, it's been put off so long. *Few begin speaking at once, inaudible.* Jarosh: At that April meeting it said we were gonna advertise for a position. I was so happy because that kept everything above board. Menichetti: The secretary over at the...I have been trying to get someone over there since January. I just feel that someone, one person, should be responsible for the book work. And then these girls, the other girls that were doing the book work, they can take care of the center. This is what they're supposed to do anyway. This is secretarial work it's not work that a monitor, a monitor should be watching children. Jarosh: I agree. Menichetti: This is where they should be. Not in an office doing book work. This was my feeling about it. I have been, I have been trying-
doing to do this since January. And I'm, I'll, you know, I'm open about it. I've been trying to get it on, it's not been voted in, it may not be tonight, but I've been trying. Jarosh: I'm just asking if... Barnick: It's a little ironic though, because she's the same person that said the director should direct them to do whatever they have to do. Jarosh: It just seems to me...Barone: Ray, the monitors, Ray the monitors also would give maintenance work over there that they didn't have to do but they did it. Marushock: O.K., Let me Jarosh...Jarosh: I agree. Barone: And it's the same three. Jarosh: It just seems to me that without advertising for those two positions that these are political hiring's. That's the implication that I'm getting from...Marushock: Sorry you feel that way. Rocco: Listen to the names. Listen to the names, you'll see if it's political or not. *Many speaking at once, inaudible.* Marushock: Mr. Jarosh, do you have anything else? Menichetti: Would it be any less political *inaudible* somebody else there. It's a position. Marushock: Let Mr. Jarosh continue, please. Rocco: Never like this. Never like this. *Many continue speaking at once, gavel heard.* Menichetti: For somebody else it's not political. Barnick: It's never been this bad up here. Menichetti: Right, trying to undo all the damage... Barnick: They are the worst. They've destroyed this borough for five months. Destroyed them. Destroyed the whole borough in five months. *Gavel continues*...Marushock: Is that it....O.K., we're gonna start with the meeting.

Elaine Morrell - 315 George Street - I still, I still have problems omitting parking on George Street. You people don't live there, you have no idea what's going to be ample parking spots for residents, for businesses and it's a shame to take care of one man. It really is a shame to take care of one man who has a full parking lot and who violates the existing parking as it is now up in front of the stop sign. I don't know what more I can say is to please reconsider and not take the parking away from the people. I don't know if you know Marion Veltri's husband parks on Center Street in his, in his sons garage and he walks up to leave extra parking. We park in our, in our yard and our neighbors next door, Ann Rudzinski who passed away, they allow us if we have any company to park in their driveway currently they let us park there. If someone else moves into that house other than the tenants they have we may not have access to parking there. #2 - the three Civic Center employees. You know, it's a shame when employees come to you and tell you the truth and then they're going to be fired. I really, I could cry. They're the best employees that Civic Center had. And I... Menichetti: And you think, are you telling me that what they did with those time cards... Lukasewicz: Let her speak. Let her finish. Let her speak. Barnick: Let her finish. Let her finish. She's a taxpayer. *Many speaking at once, inaudible. Gavel heard.* Menichetti: They violated the trust. Morrell: They shouldn't have done that. They shouldn't have but they listened, they listened to their, to their director... Menichetti: They're adults, for crying out loud. Barnick: Why didn't you fire her for giving the orders? Barnick: They didn't want to do that. Morrell: They're the best, the best employees that Civic Center can have and I'm sure Michelle could tell you that. She worked with them... *inaudible.* We have good employees over there. They were such an asset, it's a shame. Excuse me. Um, I'm just wondering on the assistant secretary if you're still gonna keep the, the transcriptionist to do the minutes or is the assistant secretary going, is she gonna work full time and still have the transcription... we're still gonna have a transcriptionist? Marushock: I think right now we'll still have the transcriptionist do the minutes. Morrell: O.K., thank you. Barnick: Excuse me, Mr. Chairman. Uh, one comment. You know, I was just shown a picture up here. Apparently my wife is being stalked now too, of her car parked on the side of Mr. Hegedus' building. Menichetti: Was she in the car? Barnick: No... Menichetti: Well then that's not stalking the car. You can't stalk a car. Barnick:... But apparently my wife is getting' stalked too, by Mrs. Blanchard. Menichetti: You can't stalk a car. Barnick: She has a big blown up picture. I wonder how many other pictures are out there, their following around and stuff? Menichetti: Ask Tony Chrzan, he knows. *Laughter heard.* Unidentified: Yeah. He's got a lot of them. Barnick: Wow. What's that got to do with it... Menichetti: He's got pictures for... Barone: Harassment, Jimmy. Barnick: Constant harassment. Marushock: Are we ready to start with the meeting here?

Marushock: We're gonna have the bid opening for the '88 GMC. Uh, I guess we have one bid that was submitted Elaine, that's correct, just one. It was Tom Gallagher of PG Auto Sales - Rt. 6 - # 1212 Carbondale Highway, Mayfield.

Bid Opening: 1988 GMC
PG Auto Sales

Name
Tom Gallagher

Bid Total
\$1,800.00

1. Motion by Lukasewicz

Seconded by Barnick

To accept the bids for the 1988 GMC.

Six in Favor - Barone, Shortz, Lukasewicz, Blanchard, Menichetti, Barnick
One Abstain - Marushock* Motion Carried

* Marushock - Due to conflict of interest. He is a customer of mine.

2. Motion by Lukasewicz

Seconded by Barnick

To refer the bids to Louis A. Cimini, Solicitor and Robert P. Kalinoski for their review and to award the bid for the 1988 GMC as per their recommendations.

Six in Favor - Barone, Shortz, Lukasewicz, Blanchard, Menichetti, Barnick
One abstain -Marushock* Motion Carried

* Marushock: I will again abstain due to possible conflict of interest.

Opening of Proposals for the "Enforcement of the Uniform Construction Code"

Name	Proposal
BIU/MAI, INC. Scranton	BMI/MAI, INC. = 85% Throop Borough = 15%
Arthur Tetreault Throop	Art Tetreault = 40% Throop Borough = 60%

3. Motion by Lukasewicz

Seconded by Shortz

To review the two proposals submitted this evening and the prior one submitted by Mr. John Hudak, pending the legality of the three offers.

Marushock: We will now open the bids for the UCC proposals. Barnick: Why didn't you open these if you, if you already hired, you're gonna hire John Hudak? What did you waste the money for? Marushock: Well. Lukasewicz: Actually it's good to see what the rates would be from someone else. Barnick: I guess..For how much? Barone: You got Art's proposal here too? Marushock: Yeah. Marushock: First one I'm opening here is from BIU/MAI, INC. - Scranton office, 201 S. Webster Ave. Scranton, PA. Building Inspection Underwriters Incorporated. It's all individual fees, however the first twenty-two pages I guess of their proposal here explains everything that they belong to, their qualifications, prior experience, references....Lukasewicz:

Inaudible. Marushock: Uh, let me see if I have it here. Morrell: Is that not John Hudak?
Lukasewicz: I don't think that's Hudak's. Barnick: No. Morrell: No? Lukasewicz: So if he didn't submit one is he *inaudible* get it? Marushock: He, he did submit one previously. Barnick: Yeah, but you advertised in a certain time frame. Lukasewicz: He didn't submit....Menichetti: This is not a bid, it's a proposal. It's not a bid. Marushock: What I'm gonna suggest is that we accept these this evening and record them. Menichetti: We're not buying anything. Marushock: I don't see a price here on this breakdown, a total breakdown, on this first one anyway. There's a listing of his fees...Barone: What's the fees? How much is he getting, how much is the borough getting? Marushock: Well, this is what I'm looking for. Barone: He doesn't have *inaudible*. Marushock: O.K., wait a minute, wait a minute, wait a minute, wait a minute, wait a minute."The person applying for the permits shall make payment to and in the name of the Borough of Throop. The Borough of Throop shall reimburse BIU with the concern here we're opening the bid on, the proposal, on a monthly basis within twenty days of the receipt of the statement and completed *inaudible* for said services. BIU will bill the Borough of Throop for 85% of inspection fee, leaving the remaining 15% with the Borough of Throop for its, for administration costs."
Lukasewicz: It's the same as the other. Marushock: O.K., but everything else in here are their qualifications. Now, we also have another one from Mr. Art Tetreault, 124 Harriet Street in Throop. " The fees to be charged to the borough by Art Tetreault, Assistant Zoning Officer and Uniform Construction Code administrator - Registration #R00356 Expiration date: April 9,2007. The inspections performed *inaudible* others shall be in accordance with attached fee schedule. Art Tetreault of Throop will bill Throop Borough for 40% of all inspections fees, leaving 60% for the borough." Barone: I make a motion that we *inaudible* Tetreault the bid. Marushock: I make a motion that we submit these for the solicitor to review. Barone: What's to review? His price is low. We paid him to go to school. Lukasewicz: I'd, Geddy, what I'd like to see, we have, we have two proposals and then we have one from Hudak. I think the three should be review by *inaudible* before we actually vote on any of them. If it is such a cost savings to the borough it would be ridiculous to not take the lesser proposal. Marushock: O.K., We'll just...Menichetti: There's a motion to accept the proposals? Marushock: Right, lets do that, to accept proposals. Lukasewicz: Could we include those two proposals and the one from Mr. Hudak. Marushock: Are we in agreement to amend that? Would someone like to make that motion and then amend it? Menichetti: I'll ,I'll move..Lukasewicz: I, I don't know if we can 'cause you solicited these...Menichetti: They're just proposals, they're not bids. Lukasewicz: Yeah, but we did solicit these. Unidentified: They're proposals. Menichetti: That doesn't matter. Cimini: Well, how did we got John Hudak? Marushock: Pardon? Cimini: How did we get Hudak? Menichetti: He was here, he gave a presentation. Cimini: Yeah but that was, he unilaterally scheduled it and submitted his proposal? Menichetti: Yeah. Marushock: Yeah. Blanchard: Yeah. Cimini: All right. Blanchard: Can we accept it *inaudible*? *Inaudible conversation between council members*. Lukasewicz:...it was a last minute thing. Barone: Yeah, it was, it was 10% for the borough and 90% for *inaudible*... Cimini: All right, I'll look at it. I understand that he was here. Barone: That was his proposal. Lukasewicz: So if the motion is acceptable, all three can be looked at and it could be "Atty Cimini *inaudible* it proper, legally." Cimini: Who wants to make another one? Who wants to make...Lukasewicz: I'll make the motion *inaudible* to put the word in. Motion by Mr. Lukasewicz, second by Mrs. Shortz that we're gonna amend the wording of this motion...Lukasewicz: ... To be "To review the two proposals submitted this evening and the prior one submitted by Mr. Hudak...Shortz: John...Lukasewicz: ..Mr. John Hudak, pending the

legality of the three proposals. Unidentified: *Inaudible* would be the word. Cimini: Yeah.
Blanchard: Yeah, offers. Marushock: That's motion #3 - everyone know what we're doing on that? Blanchard: O.K., got ya.

All in favor

Motion Carried

4. Motion by Barnick to table

Seconded by Barone

To refer the bids to Louis A. Cimini, Solicitor for his review.

Marushock: Next is to refer the bids to Louis A. Cimini, Solicitor for his review. Barnick: We just did. How 'bout tabling? I thought we just did that. Marushock: There is no need for motion #4. Menichetti: No, we don't need that. Barnick: I'll make a motion to table #4. Marushock: Anyone else on the question? Menichetti: Now you realize when you table a motion you should take it off the table down the road. Marushock: We need to do that. Menichetti: You just don't leave it out there in limbo. Barnick: Not voted at the next meeting it's *inaudible*.

All in favor

Motion Tabled

5. Motion by Lukasewicz

Seconded by Shortz

To accept the monthly zoning report and the landfill inspector reports the minutes of the April 26th and May 4th council meetings.

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.

6. Motion by Lukasewicz

Seconded by Barone

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

May 2004

Unpaid bills: "Items for Payment"	\$39,535.92
Paid bills:	\$30,802.12

To accept the Fund Statement, Budgeted Revenue & Expense Statement and Loan Balance for the months of **March & April 2004**.

Fund Balances	March 2004	April 2004
General Fund Checking Account	\$343,966.43	\$626,580.99
General Fund Petty Cash	200.00	200.00
Payroll Checking Account	3,913.23	1,939.71
Tax Escrow Account	1,800.02	1,801.50
Civic Center Account	1,316.53	5,422.05
Civic Center Petty Cash	250.00	250.00
FNCB Escrow Acct. Throop vs. Gould	203,207.74	203,374.30
Sunny Day Fund CD's	2,599,117.68	2,599,117.68
Capital Projects Account	1,560,178.71	1,555,438.36
Civic Center After School Program	14,270.58	1,034.29
South Valley Ave. Grant	891.04	891.04
Warsaw Playground	28,585.41	28,608.84
Liquid Fuels Account	1,368.34	68,794.07
Fund Statement Grand Total:	\$4,759,065.71	\$5,093,452.83

LOANS	March 2004	April 2004
(Interest Free) LOAN Keystone Sanitary Landfill, Inc.	Balance \$1,400,000.00	Balance \$1,166,000.00
FNCB - LOAN (Plus interest)	\$1,550,000.00	\$1,550,000.00

All in favor

Motion carried

10. Motion by Shortz

Seconded by Blanchard

To authorize the Borough Engineer, KBA Engineering to conduct an Environmental

Assessment of Rinaldi's property.

Four in favor - Shortz, Blanchard, Menichetti, Marushock
Three against - Barone, Lukasewicz, Barnick

Motion carried

11. Motion by Shortz

Seconded by Blanchard

To authorize Borough Engineer, KBA Engineering to do core borings on the Rinaldi property. (Mr. Cutch will obtain quotes for the core borings before any award of contract.)

On the question: Lukasewicz: Yeah, on the question, and before the core borings are done will we receive a cost estimate of what it will be, because I will assume it's gonna be very, very expensive and I just can't see giving an open-end *inaudible* thousands and thousands of dollars. Marushock: I believe so, because it says in the motion that Mr. Kutch will obtain quotes for the core borings. Lukasewicz: Before any is done? Marushock: We can amend it if that's what we want to put it in as. Lukasewicz: Could we amend, "before any awarded of contract...*Shortz and Lukasewicz's conversation is inaudible*. Lukasewicz:... has to go over there and walk around and see what's there, they could talk to the people from the *inaudible* what typical situations were there and then....Shortz: *Inaudible*. Lukasewicz: It's gonna be a lot of money. I just know it's gonna be a lot - it's not gonna be \$2,000.00. Blanchard: We have to see what, what the quotes are, you know? Lukasewicz: Right. So we'll see, can we amend it that we see the quotes before any work is performed? Marushock: Mrs. Shortz, are you in agreement with that? Shortz: That's fine. Lukasewicz: The only reason I'm trying to do it is if it comes back and it's \$10,000.00 or \$20,000.00 or \$30,000.00 or whatever we could reevaluate it and then decide at that time if it's even cost efficient. Shortz: Yep. Lukasewicz: Thank you. Barnick: Just on the question..Marushock: Mrs. Blanchard, are you in agreement with that? Was this done on the other properties *inaudible* too? Lukasewicz: The other one, before they do it, they're gonna give us quotes also. Blanchard: O.K., O.K. Lukasewicz: And just from what appears to be there, it's very similar to the topography up there - 48 acres- so it shouldn't have...Blanchard: O.K. Shortz: Anything over \$10,000.00 has to be...Barnick: That's what I was just getting at. On the question, even \$4,000.00 to \$10,000.00 he has to get telephonic quotes to keep a record of what's going on. He must. Blanchard: O.K., O.K. Barnick: If he's doin' it. Blanchard: All right. Barnick: And provide a copy to the borough. Marushock: O.K., anyone else on that question.

Four in favor - Shortz, Blanchard, Menichetti, Marushock
Three against - Barone, Lukasewicz, Barnick

Motion carried

12. Motion by Lukasewicz

Seconded by Barnick

To authorize Borough Engineer, KBA Engineering to prepare specs and advertise for bid sewer service at 838 Dudley St., immediately.

On the question: Barone: Which one, which one is this at the end of Dudley? Marushock: Yes, all the way up on the right hand side. Lukasewicz: Yeah, it's on the right hand side, that last house.

All in favor

Motion carried

13. Motion by Lukasewicz to table

Seconded by Barone

To direct Louis A. Cimini, Solicitor to prepare an ordinance regarding construction waste.

Lukasewicz: Mr. Marushock, I'd like to see if motion #13 could be tabled at this time and that Mr. Kalinoski the head of the street department can work internally with his DPW crew and try to rectify this problem before it passes such a *inaudible*. *Few speaking at once*. Lukasewicz: ..because of the situation without the spring clean-up. I believe it's isolated to certain areas where it's abused and I believe if Robbie handles it accordingly we could clip it in the butt and stop it. Menichetti: But why didn't he? Lukasewicz: Because he didn't. Menichetti: Why didn't he. Marushock: My discussion with Mr. Kalinoski is that he felt it was not all for spring clean-up, due to backlog for spring clean-up. Shortz: And also so he didn't have an ordinance before. This is only to prepare an ordinance, it's not to pass it. Marushock: Correct. Shortz: Could we amend this to prepare the ordinance by Lou Cimini but in conjunction with the street commissioner's input? Like to kind of come up with something that would...Lukasewicz: I think you're gonna find a happy medium to still allow people to take out their *inaudible* of their bones. Most people don't, most people don't...Menichetti: Now what do you think, Jet? Marushock: I'd like to see it as is. In fact, Mr. Kalinoski as we explained, we really don't have a direct ordinance pertaining to this...Lukasewicz: I know myself if I worked on a property and had some waste to go out I'd put it out accordingly that it's not too much of a container that it would hurt DPW workers. I've actually felt, put it into the, many times if it's something that I feel shouldn't go there, I get dumpsters to do the *inaudible*. There's individuals...Marushock: There's individuals that abuse it. Lukasewicz: There is but there's a lot of individuals that don't abuse it, that have respect for the DPW workers, that put out little amounts at little times and it benefits them and *inaudible* the amount of money they have to spend for dumpsters when they remodel their homes. *Inaudible conversation occurs between council members*. Barone: I'll second that. Marushock: Now wait, *inaudible*. Lukasewicz: The motion *inaudible* on as is because I, I wanted to table it and have it done internally... Barnick: He seconded it. Marushock: *Inaudible* as is...Barnick: He seconded your table. Lukasewicz: Second it to table and try to handle it internally? So, there's a motion on to table...*inaudible*. Menichetti: O.K., for how long? Marushock: No, first we'll vote to table, we want to see if that passes. Then if not, we'll do the motion as is. Menichetti: No. I want to know how long they're gonna give them to rectify the situation. Lukasewicz: How long...? Menichetti: Because it'll, you know, six months from it will be here with the same problem. Lukasewicz: How long? All right. Let me see, when is spring clean-up over? Marushock: The end of June. Lukasewicz: I would say by the end of July. So, when spring clean-up is done the guys will have two weeks to evaluate- the first two weeks of July - make a recommendation the third week, and by the forth week, if there's still abuse, then do what we have to do. So at least we gave the opportunity to correct it internally. Shortz: *Inaudible*. Lukasewicz: Yes. This way you're spring clean-up is done, that next week if it's abused then he has another week to tell people. All, All you need is a letter - you're abusing your rights - boom, put it on their trash cans. Menichetti: Well, why don't we just prepare the ordinance? Lukasewicz: We did that in the past. We did this in the past, Daryl. Robbie had letters. If there was too much in a can, he would just put it on the

All in favor

Motion carried

18. Motion by Lukasewicz to table

Seconded by Barone

To authorize Tom Gazoo to re-do the civic center gym floor at a cost of \$2,300.00.

Barone: I'll second it under one condition. He has to, before he does it, he has to pick up, get rid of all the marks and pick up gum and everything that's on the floor. Last time it wasn't done... Marushock: Right, that's something that they overlooked. In our work session it was discussed here that I guess his son did the job last time and he overlooked the gum and candy that was on the floor. Menichetti: Now, did we get any other bids on this? Did we get any other prices? Blanchard: *Inaudible*. Right and how long does that last on there? Unidentified: About a year. Menichetti: Did we get any other prices on this? Is she here? Oh. Mazzucca: I, I personally do not know of anyone else who did this. *Inaudible*. But Mr. Hartshorn, Eric, um, he said he was gonna come tomorrow and *inaudible*...he does it on the side. *Inaudible*. Menichetti: Erik, you could do this? Hartshorn: We've have four guys in *inaudible*, yeah. Marushock: Yeah, but...Menichetti: And how 'bout price wise? Unidentified: It's cheaper. Hartshorn: We'll be cheaper than that. Lukasewicz: The only thing Eric, be careful with, I'm not saying that you won't do it right, Eric, but if something happens you'll be responsible for it if it's not done properly? There's a lot of things that could happen; there's the humidity when the floor is done in a gymnasium like that, especially with the heat that's in there in the summer. There's a lot of responsibility *inaudible*...Hartshorn: We have certificates if you want them. Lukasewicz: Pardon? Hartshorn: We have certificates. Lukasewicz: No, I'm not sayin'...It's just that if it's done it'd be a guarantee similar to what this guy would give us. Let's table it 'till the next meeting. Marushock: Motion tabled. Lukasewicz: Motion tabled until we get some more quotes. Marushock: Mr. Barone, are you in agreement with that? Barone: Yeah, I guess. Hey, you gotta...Lukasewicz: I'd rather see someone from Throop do it. Marushock: Motion tabled.

All in favor

Motion tabled

19. Motion by *

Seconded by *

* Dies for lack of motion.

To increase the maximum hours for the civic center monitors to 35 hours for the summer.

Marushock: Motion? #19 dies for a lack of motion. Lukasewicz: Just wait a minute, just wait a minute. Shortz: Just a second. Lukasewicz: Just give us a second. So you're gonna fire three people, you're gonna hire three people, you're still three people short, which the director needs, you're not gonna give her no more hours, why give her the *inaudible*. You're gonna have big problems. Marushock: If we go over 32 hours are we gonna be in the so-called full time status? Menichetti: We'll have, we'll have a secretary now and she will, she will actually be there between 11:00, 11:00 I don't know, is 11:00. Marushock: This would help free Michelle up for us...Menichetti: And Michelle will have more free time because she won't have to do all that paperwork, so she'll have more free time. Marushock: Correct. Barone: Wait who's gonna do the paperwork, her? Menichetti: No, we're have, we're hiring a secretary. Barone: Is she gonna take

the place of the two monitors? We're getting rid, we're getting rid of two assistant directors...Marushock: We're taking away....Menichetti: When she's there she will be in charge of the center in the absence of the director. Marushock: Right. We're taking away some paperwork between monitors and directors and everyone else so that those people could spend more time with the children by putting a person in place to handle the paperwork. This way, with less paperwork for our monitors *inaudible* and their using their time, which is more valuable for the children. *Few speaking at once, inaudible.* Barone: If this girl, this secretary girl to do the paperwork, they're getting rid of another girl that is with the kids. Lukasewicz: So *inaudible* you go hire three *inaudible* three more names. That's what this is all about. Menichetti: No. Lukasewicz & Marushock: *Inaudible.* Lukasewicz: Let me tell you something. You got a need for more people and you're not hiring more, you're only puttin' your secretary there. Barone: And you're getting rid of three. Lukasewicz: What I don't understand is...Marushock: And, and we're putting three on. Lukasewicz: The facility works/functions properly and you're changing it. Why do you change something that's not broken? I don't understand this. Marushock: The motion that's *inaudible* here this evening, we would eliminate three positions...*Many speaking at once, inaudible.* Lukasewicz: The center is functioning properly...*inaudible.* Menichetti: There has been nothing but problems over there. Lukasewicz: There's no, there's no, there's no animosity over there in the last month since we've had a new director. Things are running smooth. Why change it right now, I just don't understand this. There's no need. There's no need. Menichetti: It's called progress. *Many begin speaking at once, inaudible.* Marushock: This is going to *inaudible* Michelle. Shortz: We have a list of about twenty employees over there. There are lots of people working *inaudible*.... Marushock: Very little.... Shortz: ...and a limited number that were working 35 or less. *Again many speaking at once, inaudible.* Lukasewicz: That's an internal, that's an internal problem that the director could address. Then she should come back and say, "I've got people working two hours, we should let them go." When she tells us that, then we do it. Shortz: That's right. In the meantime *inaudible* give the opportunity. Lukasewicz: Why do we have to a director. Marushock: Another gentlemen quit. He said a better job *inaudible*...Lukasewicz: You're gonna have a borough manager. You're gonna tell the borough manager what to do also? Barnick: Oh yeah. Lukasewicz: Let the director direct. Shortz: All right. There are people over there that are not working very many hours. So give them the opportunity to pick up these extra hours. If they choose not to, then lets eliminate them and put someone else in *inaudible*...Barone: *Inaudible* not get the hours in 'cause they're not showing up for work. *Many speaking at once, inaudible.* What are you getting rid of Ann Marie and Jennifer and, and Carol for - the three best? Marushock: This is gonna take away some of the paperwork to allow Michelle, who has the training with children, has the experience to work with children....*inaudible.* Lukasewicz: Somebody, somebody should have asked the children, somebody should have asked the children and the parents that bring their kids to that day care how great Carol is with children. You have no idea. Menichetti: You never wanted to talk to the parents when they came here before. Lukasewicz: You have no idea. Menichetti: All you wanted to do, you three, was close the day care center. That's all you wanted to do was close the day care center. Lukasewicz: You have no idea how great Carol is with children and how she's gonna be lost. Ann Marie's gonna be lost. Barnick: Non-resident. Menichetti: Non-resident. Barnick: Non-resident. Barone: How many of those people were here *inaudible*...Barnick: None. Barone: None. Lukasewicz: The people who have been there who have basically developed the programs, that you're gonna let go of? *Gavel heard.* Marushock: O.K., we're on #19. Lets, lets take

care....Lukasewicz: It's all intermingled. Marushock: I understand. We're getting off the track here. Would someone like to make motion #19.....O.K., so it *inaudible* for a lack of a, a....Lukasewicz: Died for a lack of a motion until next week, you'll have to do something else. There you go. So change it how you want to change it when you want to change it.

Dies for lack of motion.

20. Motion by Shortz

Seconded by Barone

To hire Michelle Sacculate as a civic center monitor.

Lukasewicz: Don't you think you should fire before you hire? Why don't you fire....*inaudible*.
On the question: Barnick: Yeah, on the question, um, I won't be votin' on any three of these. Um, I know for a fact you're gonna end up with a lawsuit and I'm not gonna be a part of this again because you're just, it's all political. And I have nothin' against these three people, but I won't vote for them. Lukasewicz: On the question again *inaudible* Mr. Marushock, I feel that the three people should not be let go, I don't feel like any other people should be hired right now. I feel that you should give the director some time to work with them internally and develop things there at her pace, at her pace. And I, I tend to agree with Mr. Marushock, if these three individuals were fired it's gonna be another lawsuit that's gonna hit this borough. Menichetti: I tell you what I would be willing to do. I would be willing to keep them on until the borough manager comes and then I would leave it up to him to deal with it. Barnick: Why? You got a director. Lukasewicz: You got a director. Menichetti: A borough manager's over above the director. Lukasewicz: Put it this way, I'll go back to this, we hired a director. And at that meeting the last motion of the meeting, at that meeting when we hired Michelle, I made a motion that there should be no interference over the civic center except through the president of council and then....Menichetti: It's already been violated....Barone: Are you tryin' to tell me that I can't go over there?
Lukasewicz: It's been violated because you *inaudible* decided to change the rates without coming back to council. Menichetti: He's the president. Marushock: Right. Lukasewicz: Well now the, the motion was to deter...Menichetti: He's the one who had her come over with all these lists of things. Shortz: Rate change was made by Gail. It was not voted by council, by *..few begin speaking at once*. Lukasewicz: It should have always been voted by council. Shortz: And that it was decided that we wanted....*Many speaking at once, inaudible*. Lukasewicz: She would change things whenever she wanted without council doing it. Shortz: *Inaudible*we actually got to extend *inaudible, gavel heard*, on that rate because in order to gave us time to do something because it had to be, it was all ready to expire. Marushock: Right. Morrell: And you never would have known about it if you Elaine wasn't told by someone else who runs the day care that there was a deadline on it. Gail. Shortz: No we had the paper.....it was in a, it was in a packet. Morrell: Elaine gave...Oh, she, did Gail give it to you monthly too? Shortz: I don't know who put it in the packet but it was in the packet. Morrell:Elaine gave it to you because, you know, Gail never brought it to your attention. *Many commenting, inaudible*. Lukasewicz:...she's gone....*inaudible*...stay as is....*Gavel heard*. Shortz: *Inaudible* and it was also been given to us and the deadline ended the day after Michelle @*inaudible*, um, position. And as it was I called, because it was actually due on Monday, May 3rd, I called and I asked if we could have an extension because we didn't even have a director in place. We had nothing in *inaudible*. And

they gave us the extension until Thursday. We sat down, we went over the list of what the other townspeople are charging, and we raised the rates accordingly. Marushock: It's two dollars and....Shortz: So that it could be in under that *inaudible*. Because otherwise we could have raised them in September but then we wouldn't get the subsidy until the following July because whatever was locked in on May 3rd is all that's....Menichetti: So, you're gonna be commended for what you did, not... *Many speaking at once, inaudible*. Barone: *Inaudible*.. special meeting. Barnick: Geez, I asked for it months ago, months ago. Shortz: Like I said, that, that was not, that was not done the last time. So, If it had been done the last time I would have done that. Barnick: Wrong. Shortz: I didn't *inaudible* or because it was not done that way the last time. Marushock: And knowing the circumstances with the deadline....Shortz: And nobody said anything then so why now is it an issue? Marushock: Everyone was in favor of raising the day care rates. Menichetti: It's an issue because it's you Susan, that's why it's an issue. Shortz: *Inaudible* being elevated and Mr. Barnick said it wasn't enough....*inaudible*. Marushock: O.K., ..back to motion #20. We have about another forty motions to go...Barone: The only reason, the only reason I'm votin' for Michelle is because you're loosing a monitor over there. That's why *inaudible*...Marushock: We're on motion #20. Motion by Mrs. Shortz, seconded by Mr. Barone. Anyone else on the question?

Barone: Excuse me. Michelle has somethin' to say. Stand up. Mazzucca: I, the packet I that I gave you, it has the *inaudible* schedule and then the summer. So, I need those three employees, like Ann Marie, Carol, and Jen, and I need three more. So, these three that are being hired aren't to replace....*inaudible*. Lukowski: What is this, an army or what? Menichetti: I didn't get a chance to read your thing uh, Mazzucca: Packet. Menichetti: Your thing, 'cause I just got it tonight when I sat down here. Marushock: Right. Menichetti: And I'll look it over Michelle. Mazzucca: Because I'm going by what the state says and how many kids there for pre-school and school age you need a certain amount of staff... Menichetti: How many are you keeping for pre-school. Mazzucca: We have, right-now we have 13 for pre-school and you need 5 staff members, or 1 staff member to every 5 pre-school age. Then for school age it's 1 staff member for every 8. Menichetti: There have always been just 2 in the morning. How many, how many children have there been in the morning. Mazzucca: Well this is for the summer camp. We have our pre-school andMenichetti: Oh, in the summer camp. Well isn't it true that the civic center isn't opened as late in the summer, so maybe you can utilize the monitors in the daytime more. Marushock: I think some of the hours get curtailed as far as sporting activities 'cause it being so hot and everything so actually *inaudible*...Mazzucca: Right, well I have, I have that on there. Like I only have one monitor to work the game room and the gym and they could bounce back and forth....*inaudible*. But I mean the, the people that are working the 6:30 to 12:30 shift and then 12:30 to 6:00 are the staff that work the day care and the summer camp. And then we also have the recreation program going on *inaudible* at Washington Street that was 3 days a week from 9:30 to 1:30 so you'd need 3 separate ones up there also. Lukowski: I still gotta say, can we afford a day care? Can we afford a day care? Marushock: Mayor, I just want to say, we need to look at, and again we're working on....Lukowski: Well how long are we looking? Barnick: Oh, we don't need to look. We need to look again. Marushock: We're working on it, Tom. I know what you're saying. Lukasewicz: We don't need a day care, Stanley, that's right. Lukowski: No, we don't. Barnick: We don't. Marushock: What we need to look at is what's *inaudible* and efficient, what's carrying it's own weight over there. Lukowski: Sit here...Menichetti: We don't

need a civic center either... Lukasewicz: But, I mean, this day care for the summer is a cheap place for someone to dump their parents at the expense of the Throop borough. *Many commenting at once, inaudible.* Marushock: Some of the parents, some of the parents are sending the children to day care so they go out and work. It's not all for a dumping ground for children. There are parents out there gainfully employed who need their children to be enrolled in a day care center so that they are not so-called latchkey children or anything like that. Parents are out, they're contributing to the tax base of the *inaudible.* It's not all....Rocco: Most of them are from out of town. Most of them are from out of town. Marushock: O.K., lets stay on #20.....*Many speaking at once, inaudible. Gavel heard.*

Five in favor- Barone, Shortz, Blanchard, Menichetti, Marushock
Two against - Lukasewicz, Barnick
Motion carried

21. Motion by Blanchard
Seconded by Shortz

To hire Sue Hughes as a civic center monitor.

Four in favor - Shortz, Blanchard, Menichetti, Marushock
Three against - Barone, Lukasewicz*, Barnick*
Motion carried

*Lukasewicz: For the same reason as the first one.

*Barnick - For the same reason as the first one.

22. Motion by Blanchard
Seconded by Shortz

To hire Amber Ferranti as a civic center monitor.

Four in favor - Shortz, Blanchard, Menichetti, Marushock
Three against - Barone, Lukasewicz, Barnick*
Motion carried

*Barnick - For the same reason as the first one.

23. Motion by Lukasewicz
Seconded by Shortz

To schedule the Summer Program at the Washington Street Park 3 days per week. To allocate \$1,000.00 for the program. (\$700.00 will be charged, \$300.00 in cash toward the summer end party.) Receipts for all this.

On the question: Barone: Who's, who's gonna organize this? Marushock: The director, Ms. Mazzucca. Barone: Who else? Mazzucca: Jenn.....*inaudible.* Unidentified: I did it for five years. Marushock: We've changed this also from, this was a five-day program in the past. It's now gonna be a three day per week program. Menichetti: Amber. Marushock: Anyone else on the question.

All in favor

Motion carried

24. Motion by Lukasewicz

Seconded by Barone

To purchase a trophy case from Hoban's at a cost of \$1,465.00.

On the question: Barone: The reason why this is coming up. They need the case over there and also the uh, Centennial Committee was complaining because all the stuff they put over there was getting black and covered by trophies. They do need a case. Lukowski: Uh, was Hoban the only, or where did this name Hoban come up, because we do all of our business with them? There's a guy that doesn't even say, admit he's from Throop. He says he's from Dunmore. Barone: Gail, Gail got the motion, or the, the bid from him. Marushock: This has been...*inaudible*. Barone: Huh? Lukasewicz: I believe, I believe they bid and no one came from them, that's why they *inaudible* simply go with the same company. Lukowski: But remember that though. Lukasewicz: I know. Menichetti: Are we budgeted for this? Cimini: Mr. President, may I say something. I spoke to Suzanne Weaver today regarding motion #26 and based on the proposal she does not believe that the grant will be approved for the bathroom but the money is still available to the civic center. It's my understanding that, uh, a checklist was to be faxed to Michelle today for items that could, that money could be used for and if the money could be used for the, the trophy case or something similar then the money would come out of the uh, uh, \$9,000.00, close to \$10,000.00 that's available rather than coming out of the borough's fund. Marushock: Is that something that would be approved under their guidelines in regards to the grant? Cimini: Yeah. There's still \$10,000.00 available. There's obviously some limitations on what the money could be used for but, uh, Suzanne Weaver was to fax a checklist of items to Michelle today. Lukasewicz: So we could use that money for whatever *inaudible*. Shortz: Not for whatever, no... Lukasewicz: I don't mean whatever, certain things, certain things. So we don't loose the money. Cimini: Yeah, whatever, whatever the checklist says. The checklist, I don't know... Menichetti: Does this have to be for the day care? Cimini: Well Michelle, Michelle has a checklist of what it can be used for. I think, if it was faxed today. Mazzucca: I got the...*inaudible* today. Cimini: Is the trophy case on there? Mazzucca: I don't recall seeing that. Cimini: Maybe we could write it in. I'll ask Suzanne. Marushock: As, as we're saying here, you know, where's all this money coming from? We just spend \$100,000.00 tonight *inaudible* for that packerd, the \$25,00.00 on this lawsuit, uh, a property, I think you got \$100,000.00.... Lukasewicz: Don't forget \$25,000.00 for the other lawsuit that's gonna come. *Some laughter*. Marushock: ...on that one. Barnick: Or another one that's gonna come. Barone: This trophy case is long overdue. I'm not gonna be getting yelled at by John Sedina. Marushock: I, I understand and I agree with you, it's overdue. But do we have the funding to make this happen. With the expenditures that we're on right now, I'd like to see a mid-year breakdown.... Barone: *Inaudible* spendin' money on bore holes for Rinaldi's property.... Barone: All right just vote, huh, on the question, vote, vote. Jesus Christ. Lukowski: What's gonna go in this trophy case? What is going in this?

Four in favor - Barone, Lukasewicz, Blanchard, Menichetti,

Three against - Shortz, Barnick, Marushock

Motion carried

basement. A grant in the amount of _____ was approved for the bathroom. The grant money must be drawn by June 30, 2004.

All in favor

Motion deleted

27. Motion by Shortz

Seconded by Lukasewicz

To have an accounting from the Throop Booster Club of the \$20,000 advanced by Throop Borough Council including where the money was spent, and what balance still remains that is to be used for projects.

Lukasewicz: Motion #28, I believe that it should be tabled now until all council are given the proper timing to see the amended version of the minutes and to get the letter that was provided by *inaudible*... Barnick: You jumped one. Lukasewicz: I'm sorry.

Marushock: I'd like, I'd like that motion #27 to stay as read, uh, one thing to be added to that - with a time frame of about 10 days - with that \$20,000.00 to be returned within 10 days.

Lukasewicz: On the question, I think this is ridiculous.... Marushock: Well wait, I, someone, we don't even have a motion on this. Someone like to make that as a motion on number #27 - we add the wording, "within 10 days". Menichetti: What are we gonna do if they don't have the money?

Marushock: We'll just see what happens with this. The money should be there. The money was not expended for the projects as per the motion. Lukasewicz: Is there a motion? Marushock:

Approximately 3 years ago. Barnick: Is there a motion? Lukasewicz: I guess it died for lack of motion. Marushock: Someone like to make a motion? Shortz: Uh, I'd like to change it that in that

10 days we have an accounting for that \$20,000.00, where is that *inaudible* spent. Menichetti: Instead of returning it, to account for it? Shortz: For now, yeah. Let's see, let's see where it actually went. If there's any of it left lets *inaudible* at this point. Blanchard: *Inaudible*. Shortz:

Like an accounting of that.... Lukasewicz: I'll second that. The motion would be that there'd be an accounting of the \$20,000.00 that was given to them, where it was spent and what still is there

to be used for projects. Mrs. Shortz, are you in agreement with that? Shortz: Sure. Marushock: Mr. Lukasewicz, you're seconding on that. Marushock: Anyone else on the question?

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

One against - Barone

Motion carried

28. Motion by Shortz

Seconded by Lukasewicz

To rescind the motion accepting the minutes of the January 15, January 26, February 12 and February 23, 2004 meetings.

Marushock: Correct? Am I correct on those dates of the four meetings in question? Lukasewicz:

Is there a motion? Shortz: I'd like to make the motion... Lukasewicz: And I'll second

it... Marushock: Now wait. Mrs. Shortz. Shortz: Pardon? Marushock: Do you want to make that

motion. Shortz: I'll make the motion to rescind... Blanchard: Of which one? Marushock: Of the

four I mentioned. Lukasewicz: I'll make a motion to second it just to get on the question.

Marushock: O.K., motion on Mrs. Shortz. Menichetti: So, it's January 15th, January 25th?

All in favor

Motion carried

33. Motion by Lukasewicz

Seconded by Shortz

To authorize payment in the amount of \$1,223.84 to the Heating People (Marchington, Inc.) for invoice # 9939.

Barone: On the question, is that for the work he did a last week? *Few answering at once.* No...*About four months ago. A couple of months ago...* Marushock: We've got two detailed invoices in our packets. Barone: *Inaudible* a good man. You should make him, any time you need something for air conditioner I think you should have that guy come.

All in favor

Motion carried

34. Motion by Lukasewicz

Seconded by Shortz

To authorize the (2) landfill inspectors to work on Saturdays while there is dumping in both the Logan and the Tabor Sites.

Barnick: Yeah, on the question. What's going on during the week, Bob, are they still doin' the dumping? Cabets: They're not done. They're, they had it all filled, that top section. They have like a divined, and they wanted to fill it so they were doing it on Saturday but then they wound up Monday and Tuesday of last week *inaudible* and we were runnin' back and forth but they said, "Well, we're gonna have to start up here on Saturday", 'cause they're gonna have to cap that. Barnick: So, just Saturday's they're doin' this? Cabets: That's all for right now. But they, they didn't even start one Saturday. They keep tellin' us they're gonna but, like I was supposed to go last Saturday but they told me we're not gonna be there so I didn't go in. Marushock: As the motion reads, it says, "While they are dumping in both the Logan and Tabor Sites". Lukasewicz: At the same time on Saturdays. Marushock: At the same time on Saturdays, O.K.

All in favor

Motion carried

35. Motion by Shortz

Seconded by Blanchard

To adopt Throop Borough Resolution # 9 of 2004, a resolution Establishing Policy for Receiving Public Comment at Meetings.

Lukasewicz: You know this #35, the people in the audience said it best - we're the ones taking the meeting. We shouldn't limit how much time they have to speak. They've been good enough to sit through the whole thing. Menichetti: I think we should limit us too - *laughter*. Blanchard: Yeah, really. Lukasewicz: Well the problem, the problem is with us. We can't, we can't limit ourselves. Marushock: Mrs. Shortz. Shortz: The resolution does not just address the time limit it addresses other issues as well. Lukasewicz: Like what? Shortz: And, you know, unfortunately even though we are the ones that take the longer time it is our job as council persons to handle

the business. And if we have to be here late, we have to be here. We allow them the opportunity to speak at the beginning of the meeting. They don't have to stay so, I mean, we, were we have to be here no matter...if we're arguing we have to be here until we're done arguing. Lukasewicz: *Inaudible* four hours. *Few speaking at once, inaudible*. Menichetti: You have a copy. Lukasewicz: It's never gonna change up here. Menichetti: You have a copy of it. Lukasewicz: Pardon? I haven't even looked at it because I don't want to limit the people in the audience. Marushock: Would someone like to make the motion. Shortz: That's not the only thing that's addressed in there is the limits. And I mean we actually, I mean, the limit, I think we already passed that we were gonna do that. Barnick: Is the motion made? Shortz: And we haven't, we haven't...Lukasewicz: But we haven't done it. The podium's gone too so...Menichetti: I thought we were waiting for the resolution. Shortz: *Inaudible*. Barnick: Is the motion made or what? Barone: #35, right. Barnick: Yeah, just on the question. I, I think it's wrong to limit freedom of speech, again. I don't know what the problem is but we never had that problem before. All these problems tryin' to limit speech. Shortz: On the question, this is a, this is a resolution that actually is a sample from PSAB and there are a lot of boroughs that do have this type of resolution in place. Barnick: We never had any problems before. Marushock: Would someone else like to make this....On the question, Mr. Rocco, *gavel heard*. Please.

Four in favor - Shortz, Blanchard, Menichetti, Marushock

Three against - Barone, Lukasewicz, Barnick

Motion carried

Rocco: Could you tell us how many minutes we get...Marushock: Mr. Rocco, *gavel heard*, O.K., please. Rocco: *Inaudible* say three minutes. I just want to how, I have the right to know.

Marushock: *Gavel heard*, we don't have the resolution drawn up yet, please, we're on the agenda. Menichetti: Yes it is. It's drawn.

36. Motion by Lukasewicz

Seconded by Shortz

To authorize payment of invoice # 4693 in the amount of \$3,515.65 and invoice # 4695 in the amount of \$447.50 to K.B.A. Engineering, p.c. from the Capital Projects Account.

All in favor

Motion carried

37. Motion by Lukasewicz

Seconded by Barnick

To authorize Robert Kalinoski, Street Commissioner to evaluate the condition of equipment at the parks as soon as possible and to authorize Mr. Kalinoski to purchase what is needed.

Lukasewicz: I'd like to make motion #37 to authorize Robert Kalinoski, Street Commissioner to evaluate the condition of the equipment that at the parks as soon as possible and to authorize Mr. Kalinoski to replace equipment that is non-sufficient. Menichetti: When you say equipment you mean the swings and the...Barnick: Yeah, I'll second it. Lukasewicz: Yeah that's what this was all about. Morrell: And mulch too? Unidentified: ...protective equipment underneath? Barnick: Whatever needs to be done...Lukasewicz: Whatever needs *inaudible* a safety concern, as is.

Menichetti: Yeah, because I saw a thing on TV this morning where a little boy was at the playground, he was at a day care, and he was burned from the asphalt. Of course it was in... Unidentified: Nevada. Menichetti: Arizona or something, but you could get *inaudible*. Make sure it's *inaudible* safe. Kalinoski: We need, we need to place more in, it has to be a certain depth. Blanchard: Yeah. Lukasewicz: Whatever you have to do to make it safe. Marushock: Anyone else on this question?

All in favor

Motion carried

38. Motion by Menichetti

Seconded by Shortz

To accept the proposal from ADP for "payroll processing".

Marushock: Do we have a name? Menichetti: I think ADP was the lowest. Blanchard: That's the one *inaudible*. Menichetti: Yeah. Blanchard: O.K. Marushock: Daryl, you want to make that motion, to accept the proposal from ADP for payroll processing? Marushock: Second by Mrs. Shortz. Barone: Who made that motion.

Lukasewicz: On the question, will the pay date remain the same time and date as is?

Unidentified: Yeah. Menichetti: I don't see any reason to change it. Barnick: Just on the question, I think it was the same service we have before and we had problems. Menichetti: What kind of problems did we have? Barnick: Not on time. There was problems. Marushock: We'll see what happens. Barnick: If I remember right. Was it ADP, Elaine? Menichetti: Well, they do my payroll, they do my payroll at work and I never have problems. *Few speaking*. Lukasewicz: We had problems... *inaudible*. Menichetti: I mean, they do our payroll already. Morrell: A matter of like the taxes and the reports and everything being a partial year and the borough a partial year. Olyphant borough... Menichetti: The only advantage with ADP, they give you software and you could check everything on, on line, you know, like if you need to check a balance on something or whatever... Lukasewicz: Is someone gonna have to still check it? Morrell: When will this come into effect? Menichetti: Hum? Lukasewicz: Someone's gonna have to still check it? The secretary's still gonna have to check what they're doing? Menichetti: Well I don't know exactly what the procedure is. I mean somebody has to give them the information. Marushock: *Inaudible*. I don't know if you're gonna do it on line or I don't know. Lukasewicz: There's a lot of information, a lot of private information people's social security numbers and things that are gonna be given out? Menichetti: Yeah. *Few speaking*. Menichetti: It's national. Marushock: O.K., anyone else on the question? Morrell: Just, effective when? Menichetti: Well, as soon as possible. Whenever you can get to it. Marushock: As soon as possible *inaudible* 48 hours... Anyone else on the question.

4 in favor - Shortz, Blanchard, Menichetti, Marushock

3 against - Barone, Lukasewicz, Barnick

Motion carried

39. Motion by Shortz

Seconded by Blanchard

To authorize Cathy Egan, Transcriptionist to complete the meeting minutes that have not

been done to date. (March 11th, March 29th, April 13th, and April 15th)

Marushock: Cathy, you're gonna be busy all summer. Morrell: I was just *inaudible* if you decided on those January and February*inaudible*. Unidentified: I know, should she...Lukasewicz: Not till we *inaudible*. Let's see what we have first. Shortz: So, what's this for? Lukasewicz: This is just, uh.....Menichetti: 'Cause she has those other one's typed. I can't see doin' them over. Lukasewicz: Well, lets do these first. Shortz: Let them look at them. Marushock: Right. *Inaudible* the motion I was working on.

All in favor

Motion carried

Menichetti: Is that O.K. with you, Cathy. I hope you don't have any other customers. Egan: I just, I just had a quick question. I know I'm probably not supposed to be talking in, in this area but what comes, what takes precedence? This first and then would you, do you give me all of those at one time or....Marushock: I'd like to stay current I think we would now, because it's so, we're four meetings behind here. At least if we could try and stay current on these meetings now and get these other one's done as soon as possible. Egan: So you'll give me this all at the same, all at one time and then I'll just intermingle. Lukasewicz: Yeah. Marushock: But try to do this one first... Lukasewicz: Do the current one and then work from this one back, one at a time, until you come current. Unidentified: Yeah. Marushock: Are we in agreement with this everyone, that Lukasewicz: Yeah, that's good. Egan: And then, once I give you back one, do you want me to show you how long it's gonna take me to, to, to, retype one so then you would make a decision on the other three or do you want....Marushock: I believe they're lengthy also. Shortz: *Inaudible*. These, these have never been done before. Egan: Oh. Oh. O.K. Oh. All right. Marushock: You're only gonna have the tapes to go by, probably no written. Is there, is there anything written at all? Egan: O.K. All right. Morrell: But probably the tapes #1 would be you're main source. Egan: O.K. Marushock: O.K.? Morrell: I could give you the tapes tonight. Egan: That's O.K...*laughter*...All right.

40. Motion by Lukasewicz

Seconded by Shortz

To authorize payment to Joyce, Jackman and Bell in the amount of \$399.00 and to Standard Insurance in the amount of \$556.60.

Menichetti: These are for what, Elaine? Morrell: Um, Joyce, Jackman and Bell is, is the balance we owe on the uh, the balance we owe because we added *inaudible* police car and standard insurance is like the disability. And these bills came in after Amy prepared her list of bills and they would be late if we waited until the next month's list of bills.

All in favor

Motion carried

41. Motion by Barnick

Seconded by Lukasewicz

To combine 10% of the Host Municipal Fee for the first quarter of 2004 in the amount of

\$52,419.77 with the Sunny Day Fund CD's that mature at the end of July and the beginning of August.

All in favor

Motion carried

42. Motion by Lukasewicz

Seconded by Menichetti

To authorize Susan Shortz, Vice President of Council to send a letter to Gould Inc., requesting reimbursement for any costs that will be incurred by Gannett Fleming regarding the Marjol Battery Site.

Shortz: I was going to also address that to the congressman, senators, hoping that might be able to put some pressure *inaudible* and also when I do this do you want to see this letter before it's sent out or ...Lukasewicz: If you have it, if you have it...Shortz: I don't have it done yet but..*Few speaking at once*. Menichetti: I trust you. Shortz: I mean, I will put it in the packet. Lukasewicz: *Inaudible*.

All in favor

Motion carried

43. Motion by Lukasewicz

Seconded by Menichetti

To accept the vending proposal from Canada Dry for full service at the Civic Center and Washington Street Park (all five machines, prior associated with the Civic Center).

Barone: On the question, you's had a lot of trouble, trouble with Canada Dry, as a matter of fact one machine still sticks, and uh, I think Mr. Marushock, you said we should get other bids and we have a bid from Pepsi. Marushock: We did. Barone: And I think Pepsi was a little cheaper, weren't they? Marushock: Canada Dry actually works out better...Menichetti: No, we got less money. Barone: Huh? Menichetti: We were getting less money back. Lukasewicz: Pepsi was around \$1,800.00... Menichetti: \$1,200.00 and this was like \$\$3,300.00. Lukasewicz: Thirty something. Marushock: We discussed this the other night. Shortz: There was a big money difference, Joe. Lukasewicz: A big difference. Marushock: And you know what, Mr. Barone, I'll tell you, the machine will be their responsibility and if the machines are jammed and the're not gonna be moving the product they're gonna be looking to fix the machines. Barone: We'll I'll tell you, if you're gonna get Canada Dry I would suggest you tell them to put some new machines in there. Marushock: I believe they will. I believe they will. Lukasewicz: ...on the question. Barone: Are we still gonna bill them or are they gonna bill...? Lukasewicz: No, they're gonna do everything. Menichetti: I'm sure, I'm sure there might be a contract that has to be signed. Lukasewicz: Well there should be so we get our, we know we're getting a certain amount of money. Menichetti: And they based this on, on what we took in last year. Lukasewicz: Exactly, you know what I'm saying, so there's a contract to operate, the president of council is authorized to sign it ...Unidentified: Right. Marushock: Should we put that in as part of the motion, that *inaudible* to sign it? Lukasewicz: Yeah, and you make sure that it goes in there that we will guarantee a certain amount *inaudible*. Shortz: ...payback *inaudible*. Lukasewicz: I don't, I don't know..Menichetti: They give you so much of everything they take in. Marushock: Yeah, it's

based on what you sold.... Menichetti: It's based on what you used last year. Lukasewicz: So, so if their machines are...Menichetti: If we sell more, we make more money. Lukasewicz: But if their machines don't function properly and we have problems with them fixing the machines we could make less, that's, look, make a good, evaluate....you know what Im saying, Geddy. Menichetti: Make sure that there is a clause in there that if their machines are not operating or there's.....Marushock: I'm gonna show everybody the contract first, O.K? Because now we're getting sticky and I don't think it was guaranteed their projected income to the borough, that it was based on what we sold so far. Menichetti: Nobody's gonna guarantee it, no. Blanchard: Yeah, but you know, *inaudible*. Lukasewicz: *Inaudible* but if they're smart they'll take care of it and if they know they're gonna sell that much then they should be able to guarantee that for you. Marushock: Yeah. Everybody gets to see this contract before I sign it, O.K? Blanchard: All right, O.K. Barone: Did you, uh, speaking of Canada Dry, those machines backed up to Washington Street Park? Marushock: There should be...*inaudible*. Barone: There's two of them up there, they should be Canada Dry. Menichetti: Well, are they filling them? Lukasewicz: Then they would, they would have to take care of them machines also, then. Menichetti: There are five machines. This is based on five machines. Marushock: Well, this, see this motion is for machines at the civic center. Are we willing to make a change on this motion that we include the Washington Street Park? Lukasewicz: Well they know that. Menichetti: That was in the motion, I mean that was in the proposal. Blanchard: That was in. Marushock: O.K. what I'm getting at, if we read the motion I'm limited here...Menichetti: It said five machines. Unidentified: O.K., she has here... Morrell: I know the motion just says Civic Center. I didn't think about the Washington Street Park. Menichetti: But when I called I told them we had five machines. Lukasewicz: Yeah. Barone: Yeah, see the two by the park, they take them out in the wintertime. They take them back and they bring them back in the spring. Marushock: We're gonna change it to Civic Center and Washington Street Park. Right? Menichetti: Right. Lukasewicz: All five machines, prior associated with the Civic Center. Marushock: O.K.. Lukasewicz: Then when we get the contract we'll see. Marushock: Daryl, you're in agreement with that? Menichetti: Yeah...Marushock: O.K. Menichetti:... 'cause that's the way I, yeah....Marushock: All right.

All in favor

Motion carried

44. Motion by Barone

Seconded by Lukasewicz

To authorize final payment in the amount of \$1,146.00 to Scranton Craftsmen for the Wanda & Line St. Emergency Storm Sewer Repair.

All in favor

Motion carried

45. Motion by Shortz

Seconded by Blanchard

To advertise 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. (A complete copy is posted and is also available for review in the administrator's office.) Throop Borough Council will consider adoption on June 28, 2004 at

7:00 p.m., their regular scheduled monthly meeting.

Barone: On the question, isn't this the one we just decided to table a little while ago? *Few speaking at once, inaudible*. Lukasewicz: ...to read the bids, but this is to say that we're gonna opt in. Marushock: Yeah. This is, we're opt in, right? We need to do this I think by... Barone: That's all this is for, just to opt... Lukasewicz: We're opting in. Blanchard: Yeah. Yeah. Menichetti: When is the deadline on this, June 28th. Marushock: I think July 9th, right? Menichetti: July... Barnick: July 9th. Marushock: I think we're pretty much... Shortz: ... Yeah, *inaudible* the meeting's before the deadline.

All in favor

Motion carried

Marushock: Um, next is the additional motions. Elaine, correct me if I'm wrong. The first one I have here is...

46. Motion by Shortz

Seconded by Menichetti

To hire Mr. Ken Novack as borough manager as per the ordinance. No physical required in that position.

Marushock: On the question: Barnick: Yeah, on the question, what's the pay? Menichetti: \$33,000.00... Marushock: I think it's \$33,000.00, as per what was in the ordinance. Menichetti: That's not in the ordinance. That's what was... Marushock: Or what was on the budget. That's what we had in the budget, correct? Anyone else on the question? Barone: Yeah, I still say why you want to hire a guy for \$33,000.00. You've got 12 years experience right here and you won't have to hire anybody. Barnick: You're worried about the pack master, you could be puttin' that money to that... Barone: And she's from Throop and she pays taxes in Throop. Is Mr. Novack from Throop? Unidentified: No. Marushock: Anyone else on the question? Menichetti: Yeah. It's effective, I believe, June 7th. Marushock: Effective June 7th? Barone: *Inaudible* with this guy, Elaine.

Four in favor - Shortz, Blanchard, Menichetti, Marushock

Three against - Barone, Lukasewicz, Barnick

Motion carried

Barone: You people have so many people in Throop who are against this, so many people talkin' against this. I thought one of you would be a hero tonight, but I guess not. Marushock: Next.. Barone: Oh, ...stickin' it to you with your pants up. Menichetti: I know a lot of people say just the opposite Joe, so, you know... Lukowski: Oh, I don't know about that. Barnick: I don't think so. Lukowski: Oh, no. You're a dreamer. Barnick: What a liar. What a liar. Lukowski:

47. Motion by *
* Tabled.

Seconded by *

To rescind motion #1, March 29, 2004, as the minutes are incomplete. Entered into the

records the minutes presented to Cindy Blanchard by Christina Sullivan, marked draft, will be entered into the official record as minutes for those meetings, as they contain pertinent information that was deliberately omitted in the minutes that were submitted as completed.

Lukasewicz: I thought we were gonna table that until we get, until I *inaudible* to look at it.
Barone: While you're on that let me ask a question. You, you people, you say there's discrepancies in these minutes. Supposing they're good? *Inaudible* the minutes are up to date and *inaudible*, you're acting, you're accusing somebody of somethin'. Marushock: They went from a forty page draft to a twenty pages..Barone: I don't care what they went to. I'm just saying, supposing' they're good? *Many begin speaking at once*. You keep *inaudible* at that. That person and what you're trying to accuse them of will turn around and sue you. Marushock: We're asking for an accurate account. Barone: Ah, you're asking... You people got your *inaudible*.

48. Motion by Blanchard Seconded by Shortz

To hire Christine Hartshorn as assistant secretary starting immediately. Her hours will be 8:00 a.m. to 4:00 p.m. - Monday through Friday. Benefits would be the same as the previous secretary. She is waiving the health insurance, which is a considerable savings to the borough. Her rate of pay will be \$10.50 per hour.

Marushock: On the question. Barone: She getting benefits too? Marushock: No, she's waiving the benefits. Blanchard: She's not, no. She's waiving them. Morrell: Waiving, waiving health insurance but getting other benefits.

Five in favor - Shortz, Lukasewicz, Blanchard, Menichetti, Marushock
Two against - Barone, Barone Motion carried

Barnick: Well you got two people pushin....

49. Motion by Blanchard Seconded by Shortz

To hire Mary Catherine Reilly as the part-time secretary for the Civic Center. Her hours will be 11:30 a.m. to 5:30 p.m. Monday through Friday. The responsibilities will be to handle payments, register applicants, answer the phone, and do the necessary paperwork at the center. She will act as the assistant to the director in the absence of the director. Her salary will be \$10.50 per hour, again with no benefits.

Four in favor - Shortz, Blanchard, Menichetti, Marushock
Three against - Barone, Lukasewicz, Barnick Motion carried

50. Motion by Blanchard Seconded by Menichetti

To eliminate the position of the assistant zoning officer. The borough Manager should be able, with the assistance of the assistant secretary, to handle the paperwork and duties.

Lukasewicz: Is there a date on that or a time period? Marushock: *Inaudible* ought to be immediately. Barone: I think you should table that because that man has a, a proposal in. He might decide to keep it. Did you hear it? Menichetti: Hum? Barone: You should make the motion to table that. You're firing a guy and he's got a proposal here, he might... Marushock: That's, that's different. That's different. Menichetti: That's two different... Barone: Everything's different... *inaudible*. Who made that motion? Marushock: Ms. Blanchard, second by Ms. Menichetti. Marushock: Roll, I'm sorry, on the question. Barnick: I think it's wrong. Barone: huh? Barnick: I think it's wrong, firing another one. Barone: That's right, and you're firing a good man. And he got the lowest proposal. You sent him to school for this, you paid for school, he passed with honors, and now you want to fire him. Menichetti: Well he's not, he's not being fired. We just don't need this position. *Many commenting at once, inaudible*. Barone: *Inaudible*, you don't need the position... Menichetti: We tried to eliminate, we tried to eliminate this position in the beginning of the year. Barone: Well what are you, well you're gonna have the secretary helping Robbie. Menichetti: Yeah. So why do you need two people? Barone: Well why do you have the secretary do it for him? You don't need the position, don't let the secretary do it either. Let Robbie handle everything, see how far you'll get. Marushock: O.K. Menichetti: What sense does that make? Barnick: You'd be so backed up you'd be *inaudible* one of these *inaudible*... Marushock: Anyone else on the question? Barone: Wait, who second that. Marushock: Mrs. Menichetti. Barone: Oh brother. Another lawsuit comin'!

Four in favor - Shortz, Blanchard, Menichetti, Marushock

Three against - Barone, Lukasewicz, Barnick

Motion carried

51. Motion by *

Seconded by *

* Dies for lack of motion.

To terminate Jennifer Gongliewski for time card tampering.

Lukasewicz: Do it one at a time. You don't fire three people in one motion. Blanchard: We hired them in three. Lukasewicz: You fire in three individual motions. Marushock: Next is a motion to terminate Jennifer Gongliewski for time card tampering. Someone want to make that as a motion? Barnick: For what? Oh, God. *Many shouting at once, inaudible*. Unidentified: Mark that down, lady. Barnick: I can't wait to see this. Unidentified: For time card tampering, oh. Marushock: Someone want to make that as a motion? Blanchard: ...Hold on. Barnick: Oh, I love it. Morrell: I really can't believe this. *Many speaking at once, inaudible*. Lukowski: Oh God, that's, that's, oh...oh, that's scary business right there. Unidentified: Big time. Lukasewicz: Big time. Big time allegations. Barnick: And you know what, they can fire her or not, it doesn't matter now. Lukasewicz: It's already been said. Lukowski: Wow. Barnick: It's already been said to the public. Lukasewicz: It's already public record. *Many continue speaking at once*. Barnick: Twenty-five grand, gone again. Menichetti: Now wait a minute, they admitted themselves that they did this. We're not making this up. Blanchard: At a public meeting. At a public meeting. Barone: Hey Daryl, stop avoiding the question. She was told by her, she was told by the director... Menichetti: We're not making this up... Barone: How come you didn't fire her? Lukasewicz: Yeah. Menichetti: If the director told her to jump off a bridge, would she do that?

to see the director of the civic director be responsible that, if she's not already doing that now, for scheduling and being responsible for the time cards, not the individual employees. Because obviously they are not doing them appropriately. It should be something that *inaudible*... Marushock: All right, do you want to amend this?

Shortz: I'd um, I'd like to make a motion for.. Marushock: O.K. Shortz: ... a reprimand to go in their files and a *inaudible* for the Civic Center to be responsible for time card *inaudible*, the director. Blanchard: And I want the district attorney to be contacted to maybe look into this situation to, the fact, you know, that it either happened or it didn't. You know, and clear the girls up or you know, which way is it - one or the other. Barone: He's not going to bother... Blanchard: Well, we'll see if he will... Barnick: I thought we were waiting on the auditor. What happened to that? Barone: Yeah. Menichetti: I don't know... *Many speaking at once, inaudible*. Lukasewicz: How do you expect them to continue to be able to work there after the allegations have been thrown in their faces? Menichetti: We should contact the auditors. Barnick: Allegations. They're already called liars. Menichetti: We should contact the auditors... Lukasewicz: How do you expect these people to work there if you called them liars? *Many begin hollering at once, inaudible*. Menichetti: They admitted they did it. Marushock: O.K. Menichetti: They admitted they did it. Lukasewicz: You wanted to fire them. You wanted to fire somebody and now you're gonna ... Menichetti: What do you mean? What do you mean? *Many arguing, speaking at once, inaudible*. Barnick: Tom, thinks she's smart. She's smart. Menichetti: Guess what? Guess what? Marushock: Cathy, how do you write that down? Egan: A lot of *inaudible*. Shortz:... guilty to do what they did. That is the bottom line. Unidentified: Tommy, how 'bout the director? Mr. Stoffey: How 'bout the director that was fired? What happened to her? Unidentified: How 'bout her? Menichetti: She's gone! What do you want us to do reprimand her? She's gone. Unidentified: How 'bout charges? *Many speaking at once, inaudible*. Menichetti: She didn't get anything out of it. What did you... Unidentified: She authorized it. *Gavel heard continually*. Menichetti: She had the right, them, she called them to have people check them in and out? Unidentified: Yeah. Menichetti: No she did not. Because they told me. Mr. Stoffey: Who told you... Marushock: Please, what's *inaudible* is right up here on the floor. *Gavel heard*. Menichetti: She knows. She talked to her every day. *Gavel heard*. There's a motion on the floor by Mrs. Shortz to place reprimands in the files of the three individuals discussed this evening and that the director be responsible for the time cards. Someone want to second that motion. Barone: What's the, you're just puttin' a letter in their file? Blanchard: Exactly... *inaudible* I asked.... Shortz: A line mark against their name, no. Menichetti: And I would like, uh, I, I would also like, uh, an investigation by the auditor general. *Laughter heard*. Marushock: Now, wait a minute. Barnick: What a joke. Marushock: Mrs. Shortz, are you in agreement with that addition? Barnick: Colin Powell's comin' next. Barone: What was the part that was added on? Marushock: With an investigation by the Auditor General. Blanchard: Yep. Menichetti: Somebody told them, come on, adults don't *inaudible*. ... To be responsible for you're own actions. Lukasewicz: She was incompetent from day 1. Barnick: Don't say that, Tom. Lukowski: Who's he talkin' about? Who's he talkin' about? Barnick: Gail.

54.

Motion by Shortz

Seconded by Blanchard

To place reprimands in the files of Ann Marie Stoffey, Carol Kaushas and Jennifer

Gongliewski with an investigation by the Auditor General. Also, for the Civic Center Director to be responsible for the time cards.

Four in favor - Shortz, Blanchard*, Menichetti
Three against - Barone, Lukasewicz, Barnick

Barone: *Comments inaudible before voting*

*Blanchard: Uh, there's no firing right. U

*Duplicate
53 & 54
Shot by 55 & 56
#5 incorrect
forward*

53. Motion by Blanchard

To amend ordinance #19 of 1994 vacating

Marushock: On the question. Barnick: Yeah on the question. Round and round and round and round and then round and round again with the question. All over again. Blanchard: We'll, I guess we're going to have to do it again. Uh, and you promised that it was gonna die at the last meeting. *Many speaking at once, inaudible.* Barnick: Now, is there anything, I mean I have to ask the question. Do you live there? Live in this building? Blanchard: Do I, do I, I live in this building? Barnick: Yeah, is there any kinda... Menichetti: What does that have to do with anything? Barnick: It has a lot. I mean if he's you're landlord or whatever, I don't know. It could be *inaudible* in there, I don't know, I'm just asking. Blanchard: Don't let me start asking you questions. Don't let me start asking you questions, Jim. You, don't let that cat out of the bag too much, Jim. Barnick: It doesn't bother me.... Blanchard: Oh, no? Barnick: You're not good enough there. You're not good enough. Unidentified: How do you know, huh? How do you know? Blanchard: You wanna make a bet? *Many begin speaking at once, inaudible.* Barnick: Never will be. Blanchard: You wanna make a bet? Marushock: Roll call. On the question here. Lukasewicz: On the record here, on the question again, just for the record, I will be abstaining because of possible litigation involved. Marushock: Anyone else.

Four in favor - Shortz, Blanchard, Menichetti, Marushock
Two against - Barone, Barnick Motion carried

*Lukasewicz - Abstain.

Lukowski: Oh, here we go again. Barnick: Again.

54. Motion by * Seconded by *
* Tabled.

To opt in with the UCC codes and to hire John Hudak of his firm to administer the codes and have the solicitor administer the contract with the street commission.

Cimini: Naw. Marushock: You just want to table this one now? Cimini: Yeah, I'm supposed to review them. Marushock: O.K. Cimini: I mean, unless, unless you wanted to hire him.

Marushock: Daryl, do you want to hire, table? Menichetti: I thought he was gonna review them. Cimini: Yeah. Blanchard: Do you wanna do that? Menichetti: And then we'll vote. Blanchard: Because we have, we have *inaudible*. Cimini: Are they the, are those two of them right there? Could I have them? Blanchard: Yeah. But do you have ours? Marushock: Right now this other motion would be tabled, all right, O.K.? To table to opt in with the UCC codes and hire John Hudak to administer the codes and have the solicitor administer the contract with the street commissioner. That motion is going to be tabled so anyone want to make the motion to table? This is the addition...Menichetti: I don't know where you are? Marushock: To opt in with the UCC codes and hire John Hudak to administer the codes and have the solicitor administer the contract with the street commission. That motion is gonna be tabled until Atty. Cimini review the three proposals. Someone want to make that motion to-table. Barone: These proposal's, is there a deadline for them? *Inaudible*. Barnick: All right, lets move on here. All right, nobody motioned. Barone: Isn't there a deadline, if it's like a bid. Was there a bid on these? Cimini: I don't know, I didn't prepare it. I don't know. Marushock: Are we tabling this? *Many begin to speak at once, inaudible*. Marushock: All right, *gavel heard*. Next is a motion. Barone: Wait a minute, wait a minute. Don't be in such a hurry. Mr. Hudak, he didn't put his proposal on time and now you're givin'.....*inaudible*. Lukasewicz: Atty. Cimini, Atty. Cimini ...Menichetti: It's not a bid, it's a proposal. Barone: Huh? Menichetti: It's not a bid, it's a proposal. Barone: What's the difference? Menichetti: You don't have to have it in by a certain time. Barnick: He's gonna review it. Lukasewicz: Louie's gonna review that for... Louie's gonna review that...Menichetti: There's no money involved. Lukowski: Plus, plus he said, plus he said at a council of government meetings that he was only given the 10% discount and it was off on April the 1st or something like that. I'm not saying anything but this is what he said at a council of, uh, Lackawanna county council of governments meeting. So you may not even get the 10%. Barone: And Throop do the paperwork. Unidentified: That's right. Barone: Figure that one out. Marushock: O.K. Atty. Cimini to review that. Barone: 10% for Throop, 90% for him, and Throop has to do the paperwork. And you got Art, the lowest guy here and you send him to school.

55. Motion by Seconded by

To rescind motion #43, of 4/13/ 04 regarding the application for employment.

Menichetti: Hum? Unidentified: What does that mean? Barnick: What? Lukasewicz: *Inaudible* you have to advertise. Marushock: O.K., the other one is the motion to accept the new rate for the day care and summer camp programs at the Civic Center. Lukasewicz: Are we gonna, are we vote on that one? Menichetti: I thought you were gonna do it retroactive? Blanchard:...on what? Shortz: The Day Care...Marushock: To ratify the acceptance. Menichetti: Or to ratify. Marushock: It's to ratify the new rates for the day care and the summer camp. Anyone want to make that as a motion?

56. Motion by Shortz Seconded by Blanchard

To ratify the new rates, effective June 7, 2004, for day care and summer camp as what was submitted to the state.

Marushock: On the question. Barnick: Yeah, on that question, I'd like, I'd like, can you run by the solicitor on that, for retroactive fees? Marushock: The fees are not gonna be in effect, I think, 'til June 7th. Michelle's gone, right? I believe all these rates are gonna to take effect June 7th. Shortz: June 7th. Marushock: They're even, the paperwork was submitted, Atty. Cimini, you're aware of it. Barnick: But you started chargin' them. Shortz: No, if *inaudible* but we had to have the paperwork into the state of subsidies by then. Marushock: But the new rates are taking effect June 7th. Barone: But you're havin' this, you gotta, Louie, you're checking into this right? Cimini: Well it sounds like the fees don't go into effect until June 7th, so there's nothing to look at. Marushock: All right, that motion's amended here. We're adding to that as of June 7th. These new rates that will be in effect as of June 7th. Anyone else on that question?

Four in favor - Shortz, Blanchard, Menichetti, Marushock

Three against - Barone, Lukasewicz, Barnick

Motion carried

Barnick: Against, it's not enough. Menichetti: *Laughter*. He's the one that wanted the rates and now he voted against. Barnick: Yep. Menichetti: Just to be contrary. Just to be contrary.

57. Motion by Lukasewicz

Seconded by Blanchard

To have Gannett Fleming review of the ombudsman reports for a fee of not to exceed \$2,000.00.

Six in favor - Barone, Shortz, Lukasewicz, Blanchard, Menichetti, Marushock

One Against - Barnick

Barnick: Against, it should be donated by Gannett Fleming for how much we paid them.

57. Motion by Lukasewicz

Seconded by Barone

To reduce the letter of credit in the amount of \$222,610.00 for School Side Estates, as per Mr. Breisky's recommendation.

Marushock: Anyone else on the question. Blanchard: Why are we *inaudible*? Lukasewicz: Pardon? Blanchard: *Inaudible*. What is the reason? Lukasewicz: To reduce it? Blanchard: Yeah, it's just the credit. Lukasewicz: As they put in the infrastructure the amount of money that has to be *inaudible* by the bank to be reduced because they already expended the funds to pay...*inaudible*. Blanchard: *Inaudible*. Lukasewicz: Yes. Blanchard: O.K. All right. All right. Menichetti: *Inaudible*.

All in favor

Motion carried

58. Motion by Lukasewicz

Seconded by Barnick

That any directive decisions involving the case of Gongliewski vs Borough of Throop lawsuit be approved by motion at a public meeting.

Menichetti: Yeah, I don't understand this because you don't approve anything at an executive session. That's just a fact-finding meeting. Lukasewicz: You know, but at an executive session, the direction a case can go can be talked about and changed, in an executive session, as to how we move forward with the case. And I believe that any direction in this case should be handled by a motion of council and voted at a public meeting. Anything at all. I mean, I don't think someone should...Menichetti: O.K, go ahead. *Inaudible*. Marushock: Anyone else on that question.

Five in favor - Barone, Shortz, Lukasewicz, Barnick, Marushock

Two against - Blanchard, Menichetti

Motion carried

Cimini: Five - Two. Five - Two, Elaine. Marushock: Yeah, it's five. Morrell: Oh, I thought you said four....*inaudible*.

59. Motion by *

Seconded by *

*Dies for lack of motion.

To pass the D.P.W. contract.

Marushock: Mr. Barone, you brought that up. Do you want to make that motion? Barone: Yep. Marushock: Motion by Mr. Barone. Is there a second on that? Motion dies for lack of second. That is still in negotiation.

Marushock: The other one is for the accounting of the \$20,000.00 - that's already been handled previously, correct? *Inaudible*. Marushock: Yeah. Blanchard: O.K., O.K. Marushock: Is there any, that should be it for this evening.

60. Motion by Barnick

Seconded by Lukasewicz

To direct the solicitor, the street commissioner to meet with Scranton Craftsman in the barics over the problem related to the construction two years ago. The borough engineers, KBA, will also review the project as it was done to verify that it was in accordance with the contract specifications.

All in favor

Motion carried

Barnick: I've got one motion. I wanna, I wanna make a motion to direct the solicitor, the street

commissioner to meet with, uh, Scranton Craftsman in the barics over their problem related to the construction two years ago. Lukasewicz: The *inaudible* construction. Barnick: Yeah. With the driveway and... whatever problems are... Lukasewicz: ... What we talked about at the... *inaudible*. Menichetti: Now, I'd like to know what the problem is. What happened? Barrett: Uh, maybe two years ago they were, uh, putting in new sewer lines and water lines. They came on our property and they replaced what they had to in the sewers, in the water. But, when they did it, no one came to us and approached us about how they couldn't have widened that road by taking even some of our property, which we would have given because it would have been easier access for everybody. Instead they made it narrow at one end and they, and it, uh, Jimmy and Geddy and I had other people down here, they could attest to this. Marushock: The road got narrower. They were supposed to make it wider and you could see that it got narrower. Barrett: No, yeah, I, I mean, I don't understand why they did what they did, but in the process of doing all this they also changed the pitch of our land, which makes it harder for him to cut the grass, which, when they came back to fix it after we had holes and a trench from the beginning of it to the end of our property, they just filled in and they never did anything about the pitch. When he was filling it in he didn't put the correct amount of topsoil that he put in all this dirt, uh, this uh junk dirt in first. We only had like a layer. The neighbor across the street, because he knew him, he gave him like 13 inches of topsoil and we got the dumping. So Bill complained about that, he replaced. Not only that, I would never hire Scranton Craftsman in the borough because he also criticized and made fun of me, who, I am a disabled person, and Jimmy can attest to it because he was down there on our property that day, that he ridiculed me for being disabled. Menichetti: Now, who is he? Barrett: Mark. Menichetti: O.K. Barrett: The man who owns Scranton Craftsman was very rude and rotten about the whole thing. We've been waiting two years and they have offered to help, they have offered to do, I have to say the borough councilmen's been nice about it, but nobody's doing anything. We have gone to a lawyer - our lawyer said this is a matter that should be straightened out in the borough. I shouldn't have to sue anybody to have this fixed because what was said was, "If he damages it, he has to fix it." He damaged the driveway, the yard isn't fixed, nothing is being done. If there's a bond, pull the bond on them! Why should I have to go and sue everybody? This is ridiculous. He did something, he didn't do the work properly, then don't reward him. Don't give him any more money for doing jobs, because he's not doing it correctly. So, that's what we want done. We want the property fixed the way it should be. If he has to take out that hill and level that hill the way it should be then he should do it. They should have come to us and said to us, could, you know, we were willing to give up the land. To me the land's not worth, that could have made it more convenient for my neighbors and that to get through that road, it would have been better. They moved the utility pole back a foot but how could you make the road smaller by doing that? But they did it. And you know why it was? To save money, because he would have had to put in a retaining wall. That's what this amounts to. There would have had to have been a retaining wall. So because of it, I have to be aggravated and stressed over it and he made me feel like I was a lowlife because I became disabled and mocked me because I wear a collar. We award to *inaudible* like this, by getting him jobs in the borough? Menichetti: Mr. Cimini, what recourse do we have on this? Cimini: Well I, I... Menichetti: How long ago was this, mam? Marushock: Couple years ago. Cimini: 2002, around September, I'll discuss it with council. I don't want to discuss it in a public meeting. Marushock: The problem is it's visually visible. Barrett: Yeah and we have pictures of before and after and the whole... Unidentified: You don't need pictures. You could just drive down there and look at in.

You could see *inaudible* the dip in the land. Lukasewicz: *Inaudible* have Mr. Kalinoski and our engineer review what the documents were when the project was done, to see if it was done properly, for one thing. And if it was done as per the contract documents and if it didn't suit the needs of the people in there, we have to change....Menichetti: Didn't something come up a long time ago with the Fleury's regarding this? Marushock: But the other thing is, the property....*inaudible*. Lukasewicz: It's gotta be pitched. Marushock: Part of her property...Lukasewicz: Yeah, I understand. Menichetti: Geddy, didn't something come up about the Fleury's, and I have the folder on it at home. Marushock: Yes, that was another family that was involved there that there was problems...Menichetti: In the same incident? Unidentified: That's right across the street. Marushock: *Inaudible*, to the best of my knowledge. Menichetti: Did he to try and run or almost ran somebody over or something? Unidentified: He did. Barrett: He did. He ran over...he, he is disabled also and he was run over by him. Menichetti: 'Cause I know I kept a file on that. Lukasewicz: But the thing to do first is to have the engineer, KBA, review the project as it was done, to see if it was done in accordance to the contract specs. And then from there we know if we go against the contractor and if it was done as per spec then we'll have to pay for it ourselves or repair it or whatever. Cimini: Just, just...Lukasewicz: O.K. Barrett: Well he refuses to, he refuses to replace the driveway that he...Lukasewicz: Well first we have to look at the specs first to see how it was designed. Maybe it was designed improperly. Barrett: Not come on your property with a back hoe and actually ruin your driveway. He put holes in it. He put the marks in....Lukasewicz: We'll have to look at the specs first and then we'll get an evaluation of that and we could have KBA also come up with a fix for the problem. Evaluate and come up with a fix. Marushock: O.K., Mr. Barnick, are you in agreement to bring the engineer in this? You said the solicitor and the street commissioner. We're gonna add the engineer...Lukasewicz: Add the engineer to see if it's in accordance with the specs and if not then we'll come up with a fix. Did someone second it? I'll second it. Blanchard: Yeah. Barrett: Thank you. Marushock: Does anyone else have any questions on this motion? I think that's all I have for motions this evening however let me open these. Barone: One more. I got one more. Marushock: Go ahead. Barone: Since the, since the soccer, uh, seasons over I think these kids, referees, you should get them their, their pay. *Inaudible* for the pay. Marushock: There gonna be paid from the date that the motion was approved. *Inaudible*. Barone: I know, *inaudible*. Marushock: From the date that the motion was approved - \$10.00 a game. Barone: I think it should be retroactive. Barnick: With that Mr. Chairman, I'll be leaving. Marushock: O.K., before we, we move here I *inaudible* for today. It's bids I believe on the gate of the gate at the Civic Center. Barone: What do you think, Tom? Lukasewicz: *Inaudible* retroactive. Menichetti: No retroactive. Marushock: From the date of the motion. Marushock: Uh, O.K., this first one is from Concrete Step Units, submitted May 4th in the amount of \$820.00. Another one, this one was submitted February 25th in the amount of \$720.00. I believe this is the one that Mr. Lukasewicz was mentioned as calling to proceed. But anyway...Lukasewicz: This is the one with no fence. Marushock: Right, now. Menichetti: Who was that from? Lukasewicz: Same...Menichetti: Concrete Step Units. It was superseded by a , a bid turned on May 4th, turned in on May 4th. Lukasewicz: Which gives you the fence that comes adjacent to the building. Marushock: Now here's, this, this was from the day that Gail had left our facility and this was signed with her to be opened today...Uh, There's two different options here, it's, O.K, single iron gate and then, we're gonna have to compare these I guess... \$753.00 and \$186.00. Menichetti: Now wait, \$753.00, what's the \$186.00? Lukasewicz: Option iron railing on...so his would be..Menichetti: So, that's

an option? Lukasewicz:... \$753.00 and \$186.00, his would be \$886.00 or \$889.00, *inaudible*, from Scranton Craftsman. Concrete Step units was a total of \$820.00. Lukasewicz: I'll make a motion to have Concrete Step Units do it and put it up as quick as possible. Barone: I'll second it. Marushock: I need audience comments on this motion. Menichetti: I think everybody's too tired already. Marushock: O.K., audience comments on this motion.

61. Motion by Lukasewicz

Seconded by Barone

To award a contract to Concrete Step Units in the amount of \$820.00 for the installation of a gate at the Civic Center.

All in favor

Motion carried

Marushock: That's all I have for the motions. Elaine, that's, that correct? Morrell: That's all I have. Shortz: Want to make a motion to adjourn? Lukasewicz: I'll second that. Marushock: Do we want to do good business here? Rocco: Hey, we're here 4-1/2 hours, I think these guys would like to speak but we waited until the end. Marushock: O.K., First row, audience comments, new business. Second row, third row, fourth row - Mr. Stoffey.

John Stoffey - Yeah, I just want to talk about that grant. Uh, I think that money you get for that grant, uh, you get that every year. I think that grant goes for anything purchased downstairs for the day care. In other words you have to buy a couch or a television, uh, tables, chairs, uh, anything pertaining to furniture for kids, uh, our rug down there. But I, I 'cuase I remember when we were there, we tried to get a grant *inaudible* and they turned us down. Cimini: Michelle, Michelle has a, a fax, a checklist of what she could use the money for. Stoffey: Yeah. *Few speaking at once, inaudible*. Cimini: She has a checklist. Marushock: Atty. Cimini, could you see if the gate would be covered under that grant then, maybe? Lukasewicz: Because the kids do go to the gymnasium for recreation and it is a safety issue. Cimini: O.K. O.K. Blanchard: I bet ya. Lukasewicz: They probably will. Blanchard: I bet ya. Cimini: All right. Marushock: Next row. Across the back, Mr. Hartshorn. Hartshorn: Mr. Barnick left. I just wanted to make a comment that he was saying about his wife's picture in the car and everything like that. For him to make that and his wife's standing over to make accusations that my wife stole money from the borough. He should go home and tell her what accusations *inaudible*. The second one - Is Scranton Craftsman *inaudible* two signs on Underwood Road? Marushock: Not to my knowledge. They do have, they do have one from Rinaldi for the one on South Valley Avenue. As I sit here this evening there is not any permits for the signs on the Underwood Road. Lukasewicz: I'll just tell Robbie tomorrow Elaine to get...*inaudible*. Marushock: Mr. Snell.

Snell - Sanderson Street - Uh, we have a problem down there, uh, about that development down there. I don't want to mention the name, everyone knows who it is. Uh, we had three homes, their discharging all their volume of water from their roofs and the water, and the squall isn't pitched enough for this water to go in this catch basin that Mr. Chorba put in. And the water's stagnant there and we have this West Nile Virus comin'. And I, this has to be corrected either by the borough or the developer 'cause I will not condone this. What I'll do, I'll go to D.E.P. and that has to be corrected. The water does not flow because it's not pitched correctly. I even spoke to the

gentlemen behind me and he agrees with me. The water *inaudible*. Do you realize the water that comes off those roofs? It's not going into the catch basin. It's lying there. It etches in the ground, consequently it comes under my wall. I, I, I was in court with this once before about water damage. I may have to do the same thing. Now, is the borough responsible, or is the developer? Menichetti: We're not responsible 'cause we ..taken over anything there. Marushock: Right. We have not ordained anything whatsoever. Snell: And what am I gonna do about this situation? Do I have to go to D.E.P on this? Cimini: See the developer. Marushock: I'm gonna ask first if we have, maybe Mr. Kalinoski look into it. Snell: I asked him. He told me to go to planning.. Originally that was planning and the engineers problem. When he submitted plans it should have been done properly. It wasn't done properly. There's a pipe exposed on Sanderson Street by the cemetery, that should not be there either. That should have gone down for the retention *inaudible* but there was a lot of hanky-panky goin' on there, waiving this and waving that, and that's why we have this problem. The lady behind me gets water in her basement. This water is not flowing in the catch basin and it has to be corrected. Marushock: I think that's one reason why you have not seen a motion to ordain the roads and sidewalks in the *inaudible* in that development. Snell: Mr. President, this has nothing to do with sidewalks or anything else. Marushock: I understand. Snell: This is a square. Marushock: This is part of the problem that exists there. And we're not, you're not accepting anything there ...*inaudible*. Snell: And when Mr. Chorba put that catch basin in - it's not doin' its job because the squall isn't, isn't flowing properly. I'm not an engineer. I could see there's a problem because all they have to do is drag it or stone it or something, put rift raft in there for this water to flow through. If you leave it on, on dirt and sand the water's gonna leach into the ground. I have an investment down there. And I can't, I can't be goin' to court again with water damage and somebody has to atone to this. Step up to the plate and take responsibility for the situation. Marushock: But evidently you're getting the runaround already *inaudible* and we need an answer for you. I don't have an answer right now. I'm gonna ask Mr. Bernosky... Cimini: He's got to go to the developer. Menichetti: That's right... Lukasewicz: Let's put a motion on that Mr. Bernosky, the planner for *inaudible* the states, evaluate this problem and add it to your list and then ...Shortz: And then well make the motion. Menichetti: He already gave us that big list of all those deficiency's. None of those have been addressed. We're gonna have to do that. Shortz: Yeah. Menichetti: How 'bout the path goin' to the playground, where's that? Lukasewicz: Let Mr. Bernosky, put it, let him..there's a concern from our citizenMarushock: O.K., lets do this.....Lukasewicz: A problem, a citizen has come before us and *inaudible*, so a complaints been made..Blanchard: Right. Lukasewicz: Let's handle the complaint, let's give it to Mr. Bernosky the engineer in regard to that development. He's in all the planning there and has been. Look at it and make a recommendation to planning and council how it should be rectified. Before we do that, can I go to audience comments again on that motion. Front row, second third.

Unidentified: Are all those properties developed already? Cimini: No. Menichetti: No.

Unidentified: Where the water's coming from? Lukasewicz: Yeah, the three of them are.

Unidentified: Wasn't that a part of the homeowners rating problem, also? *Few answer no.*

Lukasewicz: No, because it was supposed to go into a dedicated system and then come around and come back down. So it's not functioning the way it should be. Marushock: To the detention

mark. Unidentified: O.K. Lukasewicz: It was designed to bring work accordingly to bring it down to the next corner, it's not doing that. Unidentified: O.K., I understand.

Marushock: Could we have something on that for Mr. Bernosky by the next...Blanchard: By a deadline for..Lukasewicz: By the next work session. Snell: Thank you council. Marushock: O.K., continuing.

John Stoffey: Yeah, Mr. Snell is right, because right across from you, when you go by the Little League field on the right hand side, there a pipe, a *inaudible*, coming under that rope. And it's opened, it doesn't go nowhere. That pipe, I remember council, a couple years ago, he was supposed to run that pipe straight down the hill and over to the retention pond - catch all that water from on top of that hill. First, the house next to Mr. Snell, that house is all solid rock. The water ain't gonna saturate any ground, it's gonna lay on top of the ground. So, I don't care what you're gonna put there. That was a rock. That's where that shaft was right there, if you remember. Lukasewicz: John, that's not the situation. He's talking about on the other side of *inaudible*. *Many speaking at once, inaudible*. Marushock: That's another problem. Stoffey: Yeah, but that's another problem, that's another problem there he's gonna have because the person there on the around the corner, they *inaudible* right by him. Now the guy couldn't plant grass there, the guy threw stone all over solid rock. He has a pipe comin' down there, it goes into a catch basin, it goes underneath the road, it stops. Lukasewicz: Comin' right out on the other side. Stoffey: No, it stops. 12 feet - it stops, all day long. Now the people that are doing the houses on, the next three people, well when that water's comin' down that hill they're gonna get flooded, because one guy, *inaudible*, he's gonna get blasted with water. Where's it gonna go? Marushock: Should we amend this...*inaudible*. Stoffey: That was designed real wrong. Marushock: This situation, also? *Inaudible*. Lukasewicz: That situation we talked about and the only way we could fix that situation you'd have perhaps...Stoffey: I know, that's another problem. Lukasewicz: *Inaudible* piping down Sanderson Street and go down to an overly problematic area already. Down there, water doesn't grade on the bottom of Sanderson. Stoffey: No, it lays down there. Lukasewicz: There's nothing we could do. Stoffey: It lays down there. *Few speaking at once, inaudible*. Lukasewicz: Just do the one Mr. Snell brought up now. Marushock: Back row, on the back wall. Mr. Hartshorn.

Hartshorn - Yeah, when are they gonna do repairs down Boulevard *inaudible*. My son has been after them for so long. They're tellin' him you, go down to the, let him make the argument. Why should he make the argument? ...Marushock: O.K., let me, let me just stay on this motion for now...Cimini: Yeah, there's a meeting on Friday with Dennis. Menichetti: He has a meeting on Friday with our engineer. Did you hear me Larry? Hartshorn: These meetings has been going on since I've been *inaudible* but nothing comes of these meetings. Marushock: The thing, up the side wall, this motion. Shortz: Just on the motion first. Menichetti: What is this motion? Lukasewicz: This is a motion to have engineering review the *inaudible* situation.

62. Motion by Lukasewicz

Seconded by Shortz

To have Mr. Bernosky, the planner for Tiffany Estates, evaluate the water flow situation there and make a recommendation to planning and council how it should be rectified.

All in favor

Motion carries

Marushock: Is that it? Across the back wall on the audience comments, new business. Mr. Hartshorn, do you want to bring up about the *inaudible* just on the Boulevard project? Hartshorn: Yes. Unidentifeid: Friday there's a meeting, Atty. Cimini? Cimini: Yeah... Menichetti: That's what he said... Cimini: Myself, and Robbie and Dennis. Menichetti: He might be here by then. Marushock: At the site or up here I guess? Cimini: No, here. The Saint Paul's attorney sent correspondence as to why they felt that the punch list was completed on Crawford Court and why the problems with the Boulevard were a design uh problem, uh, the Spotz should have taken care of and we refuatiated that with some correspondence and Dennis is now going to prepare the next round of correspondence back to Saint Paul's. It's a long process, it's not going to be done overnight. They're not, they're not accepting fault. Marushock: Well, how do you resolve Mr. Hartshorn's problem? Blanchard: Yeah. Lukasewicz: Just have to deal with the insurance company. Cimini: Yeah, that's what I'm doin'. Lukasewicz: We have no choice but to deal with them and we're trying....Barone: The borough's gonna, the borough's gonna have to fix it all and then go after him in court if you have to. Marushock: Well, we should do something this year. Blanchard: Yeah. Marushock: At least that's what's gonna have to happen. We should bite the bullet and do the repairs and...Lukasewicz: No, what we should, what we should do....Cimini: We'll just understand. There's no guarantee you'll ever see a dime of that back. Marushock: Well the thing is it's been since 1999 since that project was completed. We're here four or five years down the road, it's been complained about numerous times...Cimini: Yeah. Marushock: ... and it still keeps comin' up and we still don't have a solution. Cimini: No, a solution is the maintenance bond, but the insurance company is not just giving up the maintenance bond because they're claiming it's a design problem and not a problem that was caused by *inaudible*. Marushock: All right, Mr. Hartshorn, that's the best I could say is Atty. Cimini... Barone: I thought there was a motion this, on this... Marushock: Was there? I, Do you want to check on that, Mr. Cimini. Cimini: What? Marushock: We're talking here that perhaps there was a motion that the borough do the work and correct the problems and then...Lukasewicz: To correct the problems....Barone: I'm pretty sure there was a motion on that. That the borough would correct the problems....Cimini: I don't know. I think the borough did some work already. Lukasewicz: They did some work in certain spots. Cimini: Yeah, I mean, I would be careful about spending a lot of money on, just at this point, because you may not get it back. You may not get it back. Hartshorn: Then my son is supposed to suffer for the damages down there? Cimini: No, your son, son has legal avenues he can peruse also. Hartshorn: Oh, now you gotta go spend money for damages caused by...Menichetti: What if it's determined that it's a design problem? Then what? Then do we go after the engineers or what? Cimini: Well...*laughter*. Menichetti: Hum? *Laughter*. Cimini: I don't know. I hope not. I don't think it's a design problem based on the correspondence I saw and I think that eventually Mr. Hartshorn's son will be taken care of through the maintenance bond or through some bond but it still has to be determined. The main argument is that it's a design issue. In the interim there's nothing anyone could do short of spending money they may not ever get back. Hartshorn: That was brought up before when you people owed them money and nobody took any action. How could it be a design if somebody comes in with a machine and knocks your fence down? Cimini: Yeah, I don't think your son's fence is included in the design problem phase. Hartshorn: Well then, then who's gonna pay for the fence? They knocked it down. And that's was a fence he just put up there, it wasn't an old fence. Cimini: I know, I spoke to him about it. Marushock: Continuing up the sidewall. Lukasewicz: Can, can we get a motion on, to get some price quotes as to what it would cost to repair the fence to damage

on the Hartshorn property? Menichetti: Is it just the fence. Larry? Hartshorn: As far as I know, yeah. The fence and something about the sidewalks. The main is the fence. Lukasewicz: Let's get some price quotes at least, to see what it would cost to repair the damage. Menichetti: What kind of fence? Hartshorn: Wire. Others heard saying "Chain link". Menichetti: Chain link. Lukasewicz: I'd like to make a motion..Blanchard: Yeah, I'll second it. Lukasewicz: ..to get some quotes on what it would cost to repair the damage on the Hartshorn property on the corner of Pancoast and, what's that other street? *Many heard saying Boulevard, Brick, Birck...* Hartshorn: No, it's Pine. Pine Street. Unidentified: Is Robbie still there? Rob... Lukasewicz: Robbie will get the quotes. Menichetti: O.K. we have, Robert, we're gonna get, uh, quotes for the fence repair at the Hartshorn property. Lukasewicz: Sidewalk repairs? Kalinoski: Most of the sidewalk, from what I understand, is stone. Menichetti: We're talkin' fence here, right? Kalinoski: There was, there was damage to the fence and there was also stone down along the sidewalk area. The *inaudible* came through, I guess he put topsoil down and seed and *inaudible*. Now the issue - who's gonna put the stone down? The contractor says he didn't *inaudible* the stone. Lukasewicz: Get some quotes...*Few speaking*. Kalinoski: *Inaudible* any pictures prior to the construction...*inaudible*. Hartshorn: I'll bring a bill in for the stone. Lukasewicz: Come up with some numbers for us and we'll go from there. Marushock: Could you have that by our June work session so that we could address it at that time, please? Kalinoski: Yeah. Hartshorn: In front of the old rectory, in front of the old, you want a crew to check some work to be done, go right down. I hit it with the bus this morning. The *inaudible* is going down in front of the old - where the nuns used to stay. Lukasewicz: Check that out, Rob. Marushock: Yeah, Robbie, could you check that too, please?

63. Motion by Lukasewicz

Seconded by Blanchard

To solicit quotes and estimates for repairs at the Hartshorn property.

All in favor

Motion carried

Marushock: Anyone else, new business? Mr. Musewicz:

Musewicz: Yes, one last thing before we leave. Uh, would, uh, I was wondering if council could go on record tonight stating, uh, uh stating that any organization that public funds are dispersed to, how wide or small, the public funds that are dispersed to any organization in town, uh, would there be any type of, uh, accountability in a short period of time, uh, for any organization that the public funds are dispersed to. Lukasewicz: I'll make that motion. Marushock: We've tried several times. Lukasewicz: I believe we, I believe we do. Menichetti: We've done it several years with these fire companies. Lukasewicz: I believe we already have something in place similar to what you suggest. Menichetti: They've produced their financial statements. Lukasewicz: I'll make a motion that we do that. Musewicz: Just so it doesn't look like you're making, singling out the organization. Lukasewicz: No, you're right. Blanchard: No, that's fine. That's fine. Menichetti: He's already done that.... Marushock: Audience comments on the motion currently on the floor.

64. Motion by Lukasewicz

Seconded by Shortz

To have any organization that public funds are dispersed to, no matter how large or small,

provide accountability of the funds dispersed to council.

All in favor

Motion carried

Menichetti: Does that mean if we give the VFW \$250.00 we have to get an accounting of what they did with the money? That's...Lukasewicz: That's proper, if you do it for one you should do it for everybody. Marushock: You can't single someone out. Musewicz: So, is this the uh, the accountability is starting with the booster club, is that what you're saying? Blanchard: No. Lukasewicz: We have had accountability with the *inaudible*. We have an Easter egg hunt at the Civic Center, they account for everything. Jamie, when he works up the field, he accounts for everything he spends up there. You know what I mean, so basically things are accounted for...Menichetti: My problem with this is that this is their organization, not ours. I don't know why we have to be having an account for everything. Marushock: Mr. Musewicz: Just one more thing on the cow flop. Blanchard: Yeah, lets have a good time. Marushock: Just so we're all on the same base here. Last call 10:00, full shut down 11:00 for the bar. I know Leo addressed this several times. We want this in the record and everything else. On the alcohol beverage, last call 10:00, total shutdown at 11:00. I mean we will have. Unidentified : I thought it was 11:00. Unidentified: Yeah, I think 11:00. 11:00 he said. Marushock: Total shut down at 11:00. Shortz: That means not last call, that means everybody out of the tent by 11:00. Marushock: Not last call, everybody out of the tent. Lukasewicz: No more serving after 11:00. With no more serving it's gonna be hard to get people out of that fast...Marushock: Last call *inaudible* everyone out of the gate at 11:00. Unidentified: Woe, wait. You got a band playing 'till 12:00. Marushock: This is what, all...Unidentified: The last call, the last call is 11:00. Marushock: This was addressed earlier. This is what Neil wants firefoughted; it's last call at 10:00, everyone out of the tent, out of the fenced in area by 11:00. Musewicz: I think it has to be done in a fashionable manner. I think you just can't go in there and tell, and tell everybody you gotta leave....Marushock: We're gonna have to do that because *inaudible*...Unidentified: Well I suggest, I suggest, I suggest if you're gonna just go in and chase everybody out you're gonna start a riot. You're gonna start a riot. Marushock: Well we have, we need to get it across right now. It has to be announced, last call at 10:00...Musewicz: I think, if you talk to the chief, I think that he probably will suggest that it be done in a, in a fashionable matter. Marushock: But he, this is what he wanted clarification on because they are handling the policing of that event this year. *Many responding at once*. Unidentified: No, they're not. They're not handling nothing. Marushock: He wants to know what's going on here. Unidentified: Geddy, you got wrong information, Geddy. They're not handling nothing. Marushock: This is what he wants, he wants clarification on the last call at 10:00, is what I think you had previously *inaudible*. Musewicz: Is council, is council aware that we couldn't get borough policemen for this? Unidentified: None. Marushock: I was not aware of that because I thought that...Lukasewicz: *Inaudible* thought that they were gonna be. Unidentified: You shoulda signed them. Rocco: You said they didn't need them. Musewicz: We have two organizations comin' in. We couldn't get anybody. I wasn't in personal contact with Neil, uh, Frank was, but from what, from what Frank related to me is that he doesn't have anybody that's willing to work the event. Marushock: And we will have a certificate of insurance again, with Throop at the beneficiary? Musewicz: Can we, uh, is, I know in the past years Robbie and his crew have been a little helpful prior. Uh, they've gone down the line to pick up the office trailer for us. I'm just bringing this out now because I know, you know, obviously the

truck...Lukasewicz: Obviously, whatever we've done in the past we'll try and do again for you.
Menichetti: Just do it. Lukasewicz: I mean we've always, we've always helped with them with the clean-up and whatever. Musewicz: We don't, we don't want to come up on the Thursday prior to, to the event and have someone say, "No, you can't use the truck". You know what I mean. It sounds like it may get to that, unfortunately. Lukasewicz: No, just coordinate it with Robbie. No, its not gonna get to that. Coordinate it with him ahead of time. Musewicz: Well, there's a lot of personalities and, and there's a lot of arrows comin', you know. Lukasewicz: It'll be fine.
Musewicz: There's a lot of arrows comin', there's a lot of arrows comin' and we're sort of duckin', you know what I mean guys? We're duckin', you know. *Many speaking at once.* I just.
Unidentified: What's that? Musewicz: Can we, can we....Shortz: I said I think you're carrying it to far. Nobody is against any of this organization. But with the alcohol...Blanchard: No. Shortz: One of the issues with the alcohol, one of the issues with the alcohol in the beginning is because the last three years, you know as well as I know, that there's been major problems there. That was the reason initially we didn't even want alcohol but we agreed to it providing that that *inaudible*....
Cabets: Mr. Chairman: Is that gonna stop at 10:00 then and *inaudible* by 11:00? *Many speaking at once.* Lukasewicz: Nobody will get beer after 10:00. Cabets: Well, I'm just tellin' you about this. Uh, I don't want nothin', you know, I live right there and I got guys walkin' down the street drunk as skunks getting' in the car and going someplace, which is ridiculous. Unidentified: This is a function primarily to raise money for children. It shouldn't be a primary drinking *inaudible*so I think if there done by 10:00 out by 11:00, that's fine. Lukasewicz: If somebody takes their beer after 10:00 they're gonna go anyway, they're gonna leave. Marushock; The other thing is, we need clarification of that insurance because I think they're just looking for a 24 hour period. We need to probably have the insurance.....*Everyone talking at once, inaudible.* Marushock: Atty. Cimini, what do we have to do on that parking on George Street? When would it take effect?
Cimini: It has to be advertised.

Meeting adjourned at 12:00 midnight.
Minutes by Catherine A. Egan