

**Minutes
Throop Borough Council
Monday, April 24th, 2017
Special Work Session/Meeting 6:30 p.m.**

The meeting opened with the Pledge of Allegiance.

“God Bless Our Troops and the Coalition”

ROLL CALL:

Members of Council:

John Musewicz - P

Vince Tanana - P

Richard Kucharski-**President - P**

Charlene Tomasovitch - A

David Repchick, **Vice President - P**

Wayne Williams - P

Bob Magliocchi - P

Solicitor - Louis A. Cimini - P

Mayor - Frank Shimkus - P

Assistant Treasurer - Lenore Dolan - P

Secretary - Renee O’Malley - A

Chief Clerk/Treasurer -Robin Galli - P

Announcements:

* An executive session is scheduled for 6:15 pm to discuss legal matters.

Work Session/Meetings:

* The May mid month work session/meeting will be held on Mon. May 8th, 2017 at 6:30 p.m.

* The May monthly work session/meeting will be held on Mon. May 22nd, 2017 at 6:30 p.m.

There are no audience comments on tonight’s agenda.

Kucharski added that there will be an additional motion added regarding the renter Ordinance. Cimini: Scranton was sued under their rental ordinance. The Borough’s ordinance is actually \$5.00 more than Scranton’s and Scranton’s administrative costs that they can show are much greater than Throop’s.

TAPE ENDED.

5. Motion by Williams

Seconded by Repchick

To accept the Fund Statement, Budgeted Revenue & Expense Statement as of March 31st, 2017 as posted and/or printed on the agenda.

Fund Balances:	
General Fund Checking Account - FNCB	\$61,543.11
General Fund Performance Money Market - FNCB	\$1,100,066.59
Civic Center Account-FNCB	\$890.02
General Fund Petty Cash	\$300.00
Payroll Checking Account-FNCB	\$12,086.43
Sunny Day Fund MMKT CK Acct-FNCB	\$3,276,103.54
Sunny Day Fund CD's	\$4,203,886.51
Liquid Fuels Account - FNCB	\$430,909.59
Fund Statement Grand Total:	\$9,085,785.79

All in favor

Motion carried

6. Motion by Musewicz

Seconded by Repchick

To re-appoint David F. Garvey, P.E. as Sewage Enforcement Officer for the next twelve months (4/1/17 to 3/31/18). The annual retainage is \$600.00.

5 in favor, Magliocchi against

Motion carried

7. Motion by Repchick

Seconded by Williams

To deposit \$75,677.20 in the Sunny Day Checking Account. This represents 10% of the Host Municipal Landfill Fee check received April 2017.

All in favor

Motion carried

8. Motion by Repchick **Seconded by Musewicz**

To authorize payment # 2 in the amount of \$12,438.00 to Mar-Paul Company for the DPW Roof, Wall & Ventilation Project, pending approval from Robert Kalinoski, Jack Scheuer and Attorney Cimini.

All in favor **Motion carried**

9. Motion by Musewicz **Seconded by Williams**

To authorize the purchase of yard waste bags at approximately \$2,500.00.

All in favor **Motion carried**

10. Motion by Musewicz **Seconded by Williams**

To authorize the engineer to prepare a pollution prevention plan inspection for the MS4 and to assist with what is necessary for the permit application renewal.

All in favor **Motion carried**

11. Motion by Repchick **Seconded by Musewicz**

To accept the proposal from Mazur diesel for repair to the American la France at a cost of approximately \$13, 326.00 upon 2 additional phone bids.

Discussion took place regarding needing 3 phone quotes.
Hegedus suggested just giving the hose company the money and they will buy it.
Magliocchi asked that they get 3 phone quotes.
Repchick: We should do the approval so it can be fixed.

All in favor **Motion carried**

12. Motion by Repchick

Seconded by Williams

To reimburse Hose Company #3 in the amount of \$10,136.00 for change order to the Pierce fire truck.

All in favor

Motion carried

13. Motion by Repchick

Seconded by Musewicz

To appoint Andy Hegedus as the EMA director for Throop Borough and he will receive \$100.00/month.

Andy Hegedus added that there is a whole plan that has to be prepared and submitted. A lot of paperwork.

All in favor

Motion carried.

14. Motion by Repchick

Seconded by Williams

To accept Lackawanna County's Wifi proposal, not to use credit or debit cards unless there is an encrypted secured channel.

Musewicz questioned how we will know?

Tanana replied that the county will know. The encrypted channel you have to put a password in and nobody, nobody in the organization should be logging onto that channel. Then there will be a guest channel for everyone else. The encrypted channel is only used for credit cards because anybody who logs onto it - Lou this is where I'm saying we might get ourselves into - because we own the property we're going to end up getting sued if somebody's credit card gets. It has to be specifically for credit card machines and credit card machines only or get hard wired and your credit card machines can run on that.

Musewicz questioned if both organizations are going to use it.

Tanana: The secured channel no organization is allowed onto. There is nothing that you need to do that is that secure.

Kucharski: I asked Robin to notify Chris about the credit card issue.

Tanana: My only concern is, especially today, a 10 year old can google it and sit there on a smart phone and skim credit cards over an open wifi network.

Magliocchi questioned what pole it will be on.

Kucharski said on one of the poles on our property.

**5 in favor,
Musewicz against**

Motion carried

15. **Motion by Repchick** **Seconded by Tanana**
To reimburse Attorney Cimini for fees for filing Charles St easements.
All in favor **Motion carried**

16. **Motion by Repchick** **Seconded by Williams**
To suspend the enforcement of the Renters Registration Ordinance.
All in favor **Motion carried**

Magliocchi questioned if should put another motion on to re-advertise for summer help because only got 5 applications.

17. **Motion by Tanana** **Seconded by Musewicz**
To re-advertise for the Planning and Zoning Consultant. Extend it to May 22nd.
All in favor **Motion carried**

18. **Motion by Magliocchi** **Seconded by Repchick**
To re-advertise for DPW Summer Help.
Suggestion made to put in the Advantage, on the website and also on facebook.
All in favor **Motion carried**

Audience Comments:

Dave Karr, Meade St.: Spoke of the We support the Throop Police Department Signs. We have some extra ones this year. Can We sell them through the Borough Building?
Kucharski: That's fine.

Joe Tropiak, Phillips St.: Earlier in the packet you spoke of the

Galli: The CDBG, the hearing was before the last meeting.

Tropiak: So it passed already?

Kucharski: Yes. It was help before the last meeting.

Tropiak: Is there going to be minutes on it?

Galli: It was before the work session so there was no minutes.

Hegedus: Thank you for your support to the Emergency Services. It is greatly appreciated. I want to be the first to say I'm sorry to see councilman Repchick move on. It's going to be a loss. He has done a lot of things over the years and we the Borough owe a lot to him. So thank you Dave.

James Barnick, 613 Dunmore St.: Would just like to know why council doesn't just accept Mr. Repchick's resignation tonight so that his position can be put on the ballot for the people to decide.

Kucharski: Actually I talked to Lou I don't think it can be put on the ballot.

Attorney Cimini: The ballot part I don't know.

Kucharski: The ballot is already made up.

Barnick: I understand that. Can you put a motion on to find out? And why are you sitting here? You are going to resign what's the difference. Are you playing some kind of game inaudible.

Kucharski: We don't play games.

Repchick: I wouldn't resign if I didn't have to but I have too.

Kucharski: He is resigning effective May 16th so we just thought we'd wait until the next meeting to accept it and give us the 30 days and put us beyond the election and give us 30 days to actually make the recruit and the appointment.

Repchick hopes that the Borough would pick somebody that is on the ballot.

Magliocchi: That makes sense but if it came down to somebody on the ballot it would probably be better to get them on the ballot if possible.

Kucharski: The ballots are printed.

Barnick: Do you know that it cannot be changed.

Attorney Cimini: No but I know what the Borough Code says. When someone submits a letter of resignation, a vacancy is not created until council accepts the resignation or the effective date in the letter whichever is later but under no circumstances can it go beyond 45 days. It's either council passes a motion, or May 16th or 45 days. One of the three.

Barnick: Council?

Kucharski: Right so it will be effective May 16th so we are going to accept it on May 8th at the meeting.

Magliocchi: So should we put a motion on to see if it can be added to the ballot then?

Cimini: If you want I will call the Elections tomorrow.

Kucharski: Would you please.

Joe Tropiak: When is Mr. Repchick's term end?

Repchick: 2 ½ years. December of 2019.

The meeting was adjourned.

Meeting minutes by Renee O'Malley
Borough Secretary