

**Minutes
Throop Borough Council
Monthly Meeting
Tuesday, April 25, 2000
(Meeting following the 6:30 p.m. work session)**

The meeting opened with the Pledge of Allegiance.

ROLL CALL:

Members Of Council:

Joseph Keyasko-P

Anthony Chrzan-P

George Marushock-P

Vice President - Joseph Barone-P

President - James Barnick-P

Robert Mraz-P

Thomas Lukasewicz-P

Mayor - Stanley Lukowski-P

Controller - Daryl Menichetti-P

Solicitor - Attorney Louis Cimini-A

Treasurer - Lenore Dolan-P

Assistant Secretary - Christina Sullivan-P

Announcements:

The Police Commission held interviews Wednesday, April 19, 2000 at the Civic Center with the top three eligible police officer candidates.

There will be a meeting for the Ambulance and Hose Companies on Monday, May 01, 2000.

DPW will have another meeting with regard to contract negotiations.

Easter pickup schedule (DPW) was a day ahead, it worked out well, all the garbage was picked up.

Audience comments on tonight's agenda:

Betty Goreschak-As Gene Sholtes was a member of the Throop Planning Commission for over ten years, I think Council should recognize him. He fought for this town very hard, when Gene spoke, people listened.

Barnick-I know. Mayor, to you.

Mayor-Well, you're right there about that, he did fight for this town, he was very, very lucid too, and we are all sorry and send our condolences to the family. What we should do is have just a moment of silence in his memory.

(There was a moment of silence.) Thank you, all.

Larry Hartshorn-Jim, I just wanted to...you said you had an agreement signed with the school on that deal.

Barnick-Yes, she just handed it to me.

Hartshorn-It wasn't signed, if you remember that's when we had the problem with what's his name...and that was never signed by the school.

Barnick-This is a Resolution, it says.

Hartshorn-It was supposed to be signed by the school, and it never was.

Morrell-It's signed by the Secretary, Rita Gallus.

Hartshorn-When did she sign that?

Morrell-The date of the meeting is the 20th of November, 1996.

Hartshorn-.....and we never brought that up to be signed.

Morrell-Certified from the records of the District Secretary this 20th day of November, 1996. Do you want a copy, Larry?

Hartshorn-Yes, I'd like a copy of that one, and I got to wait until later to bring up the grants, and my mother.

Barnick-Yes.

Jack Dolan-There's a couple of things I want to give you, you can decide what you want to do with the pictures, they're for your information.

Bob Bolus, Sanderson Street-Just a couple of items here on your Agenda here on the number one, the opening of the bids. On solid waste, I'd like you to take really into consideration that the DPW that I believe in the years have done an excellent job here in Throop. If you're aware, you can get an outside carrier in here but, remember, they're subject to the fuel increases and every other increase that comes along. The Borough is entitled to a lot of waivers that a private carrier out there cannot get, and that the privatizing, you're doing you're still keeping the employees, you're still going to have the trucks and the maintenance in this Borough here, and the expenses are still going to go on, and to try and privatize remember, it's going to cost a lot more down the road with someone else coming in here to try and compete with the Borough, they're just not able to do it. No matter what they do, I've seen Borough trucks go through this town, and not even on their route, where they've picked up the other day, and stopped and picked up garbage and stuff off the road. You're not going to find that with Mascaro or Apex Waste, because they don't live in this town, they don't have the heart, I believe, the DPW has had here. I think that it would be most and first thing to get rid of our DPW crew, because there's definitely no way for it to be profitable to go with a commercial carrier.

Barnick-Bob, did anybody say we were getting rid of the DPW?

Bolus-Pardon?

Barnick-Did anybody see we're getting rid of the DPW?

Bolus-Mr. Barnick, I'm making a comment here on to put out bids, I'm just making a record, that's all.....

Barnick-Your objection is noted, Bob.

Bolus-Well, I like to speak my peace, I don't need you to wave your hand, that's why.

Barnick-Sure, that's good.

Bolus-Okay, I didn't come here to be argumentative, but we can be if you wish to.

Barnick-Go ahead.

Bolus-On the number twelve motion, I spoke to Lou Cimini regarding the sale, prohibiting the sale of fireworks in the Borough of Throop. They're having (adding) new amendments to the BOCA Codes and the Fireworks Codes in the State of Pennsylvania, very recently, and I mentioned it to Lou, he said, suggest to the Council that this be tabled, that he could review the information, I'll supply it to him, we were just in Stroudsburg today with it and I'll supply it to him and then you could make your decision from that point. And he requested that I send it out to his way.

Barnick-Well, unless he told me personally.

Bolus-I'm just telling you, if you want to call me a liar, I'm just telling you what Mr. Cimini said and it could be amended later on, you vote on it.....

Barnick-Yes, it could.

Bolus-.....whatever you want to do.

Barnick-Yes, it could.

Bolus-I'm just trying to save the time for the people, I know it's kind of difficult with this Council to try and suggest something, thank you.

OPENING OF THE BIDS - "Municipal Solid Waste Collection"

Name	Address	Amount of bid
Solid Waste Services, Inc. D/b/a/ J. P. Mascaro & Sons	320 Godshall Dr. Harleysville, PA 19438	(Municipal) Total Bid <u>\$90,960.00</u> Recycling - Alt. # 1 <u>\$25,974.00</u> Spring Cleanup-Alt. # 2 <u>\$ 5,975.00</u> 10% Bid Bond Attached
Apex Waste Services, Inc.	13 Peggy Parkway Dunmore PA 18512	(Municipal) Total Bid <u>\$90,540.00</u> Recycling - Alt. # 1 <u>\$24,250.00</u> Spring Cleanup-Alt. # 2 <u>\$11,200.00</u> 10% Bid Bond Attached

Rob Kalinoski explained the bids:

The base bid, which I believe is the total bid, is for solid waste collection for municipal garbage collection for one year. Alternate #1 is for the municipal recycling collection, and Alternate #2 is for spring cleanup.

1. Motion by Chrzan

Seconded by Mraz

To refer the bids to the Street Commissioner and Solicitor for their review and recommendation.

Three in Favor-Chrzan, Mraz, Barnick

Four Against-Keyasko, Marushock, Barone, Lukasewicz Motion Failed

2. Motion by Chrzan

Seconded by Barone

To accept the treasurer's report, police reports, zoning report, landfill inspectors' reports, minutes of the March 27th, April 3rd and April 13th Council Meetings and the stenographer's transcript of the March 13th public hearing and meeting.

On the question:

Marushock-Mr. President, on the question, with regards to the minutes from the March 27th meeting, on Motion #2, I believe there was a mistake, I believe I voted against the paying of the bills for the Borough for that month and also Motion #14, it was to accept the vote for the standby letter of credit, and before here we have that it was six in favor, namely Barone, Barnick, Chrzan, Lukasewicz, Mraz, and Keyasko with one abstaining being Barnick. I believe I voted in favor, you did abstain, because I remember and the reason you gave for abstaining was that you were looking into acquiring property at Tiffany Estates. I'm in favor of accepting the minutes, just with those corrections.

Barnick-Why didn't you bring this up at the work session?

Marushock-Because this is the time to address this now.

Barnick-No, it is not, that's what the work sessions are for.

Barnick-Roll call.

Favor-Keyasko, Vote for everything except I'm going to abstain on the Treasurer's Report

Barnick-For what reason?

Keyasko-Not cleared up yet.

Barnick-Is personal, or pecuniary interest.

Keyasko-Hmm?

Barnick-The only two reasons you abstain, personal or pecuniary interest.

Keyasko-I want to look into it, I just didn't have time to look into it.

All in favor of all the reports except Keyasko-Abstaining on the Treasurer's Reports
Those corrections will be made to the Minutes of March 27th.

Motion Carried

MONTHLY BILLS.

Jim Barnick, President of Council - The individual bills will not be read only the totals. Lenore Dolan, Treasurer did not read the entire list of bills, just the totals. The bills are posted on the Bulletin Board.

3. Motion by Mraz

Seconded by Lukasewicz

To pay the monthly bills against the borough.

On the question:

Chrzan-I got a question here, a very important question, Lenore. I asked you for an invoice on this Computata.

Mrs. Dolan -Yes.

Chrzan-Who authorized it, who authorized that thing?

Mrs. Dolan-What do you mean who authorized it?

Chrzan-Why do we have to pay for the guy's meals? I'm not picking on you. Why, who authorized it?

Barnick-I didn't authorize it.

Chrzan-Joe, did you authorize it?

Barone-I didn't authorize.

Chrzan-Why do we have to pay for the guy's meals too, driving time, who authorized it?

Barone-That's what I want to know.

Barnick-There's a purchasing committee everything goes through, who approved it, I didn't.

Chrzan-I didn't know anything about it.

Barnick-I'm on it.

Chrzan-\$609.00 - Why should we have to pay for the guy's meals? Who do I ask to explain this to me.

Lukasewicz-(Unclear) this for, Jimmy, any idea?

Barnick-I have no idea.

Chrzan-Who's on the purchasing committee, they're supposed to ask our approval.

Morrell-In the original contract with Computata, if they come in here, I believe that's a part of their services, mileage and meals.

Barnick-Who called them?

Chrzan-Who called them in?

Morrell-The Controller called them.

Chrzan-Controller, could you tell us why?

Menichetti-I needed help with the computer.

Chrzan-Why didn't you ask us?

Menichetti-Ask you what?

Chrzan-For approval, it's \$600.00.

Menichetti-I have to ask approval to (unclear).

Chrzan-You're talking about me spending money.

Barnick-Any purchases, any purchase.

Chrzan-Any purchase has to go through us.

Menichetti-I didn't purchase anything.

Chrzan-Well, what is this, (unclear) purchase food.

Menichetti-We have a contract with Compudata.

Chrzan-I don't care about the contract.

Barnick-You purchased a service.

Menichetti-Well, we have a contract.....

Chrzan-There's a standard procedure.

Menichetti-We need support, they come here, they give us support.

Chrzan-I don't care, there's a standard procedure, you got to go through the channels. I'm against this bill because first of all, why should we pay for his meals.

Menichetti-Well, you'll have to discuss that with Compudata.

Chrzan-No, you discuss it with them.

Menichetti-(unclear) arrangement we made, and we signed a contract with Compudata.

Chrzan-Who is we, who's we.

Menichetti-Council.

Chrzan-We didn't approve of anything like that.

Chrzan-I call the question, Jimmy.

Barnick-Call the question.

Morrell-The contract does include that.

Menichetti-Enough is enough around here.

Menichetti-How much was the meal, five dollars?

Chrzan-That's beside the point, why should we pay for his meals, he's probably getting fifty bucks an hour, spending money, right Joe?

Roll call:

Against all the bills - Chrzan, Marushock, Barone, Mraz

Elaine-At this point the borough will not be paying any bills this month.

Roll call started again.

Abstain-Keyasko, Compudata bill.

Chrzan-For paying all the bills, except Compudata, which was not authorized.

Marushock-Pay all the bills, exception, the lease on the Ford Expedition and also against paying the Civic Center related expenses.

Barone-Pay all the bills, except Compudata.

Mraz-Pay for it all.

Lukasewicz-For

Barnick-Pay for them all except Compudata.

Motion is Carried to pay all the bills except Compudata, and notations will be made on the individual votes.

Motion carried

4. Motion by Chrzan **Seconded by Lukasewicz**

To pay the monthly employees.

All in favor

Motion Carried

CORRESPONDENCE:

5. Motion by Mraz **Seconded by Chrzan**

To accept the correspondence as read or posted.

All in favor

Motion Carried

CONTROLLER'S REPORT.

Daryl Menichetti, Controller, read the monthly controller's report.

6. Motion by Lukasewicz **Seconded by Keyasko**

To accept the Controller's Reports and Financial Statements.

Barnick-This is to accept them, that's not saying it's right.

Five In Favor-Keyasko, Marushock, Mraz, Lukasewicz, Barnick

Two Against-Chrzan, Barone

Motion Carried

7. Motion by Barone **Seconded by Mraz**

To authorize the controller to place 10% of the quarterly landfill check \$49,771.56 into the Sunny Day Fund Flex CD at the First National Community Bank, Dunmore.

All in favor

Motion Carried

8. Motion by Mraz **Seconded by Chrzan**

To authorize the quarterly payment in the amount of \$4,128.27 to Pennsylvania Unemployment Compensation Fund.

On the question:

Marushock-Mr. President on the question, I believe this amount is for people that the Borough had fired and then eventually replaced with other people, possibly for their political affiliation.

Barnick-You think?

Marushock-But we're paying forty one hundred twenty eight dollars to an unemployment comp fund that we should not be doing.

Barnick-You think that.....what do you know.

Six in Favor-Keyasko, Chrzan, Barone, Mraz, Lukasewicz, Barnick
One Against-Marushock Motion Carried

9. Motion by Chrzan Seconded by Mraz

To authorize payment to Pennsylvania Municipal Pension Services in the amount of \$750.00 for the Non-uniform Pension Fund from the assets of the Non-uniform Pension Fund.

All in favor Motion Carried

10. Motion by Chrzan Seconded by Barone

To ratify the third draw down from the interest free loan in the amount of \$235,000.00 from Keystone Sanitary Landfill, Inc. (We received the check on 4/17/2000 and it was deposited in the general fund checking account, Olyphant.)

Six In Favor-Keyasko, Chrzan, Barone, Mraz, Lukasewicz, Barnick
One Against-Marushock Motion Carried

11. Motion by Chrzan Seconded by Mraz

To Table #11:

To adopt Ordinance # 13 of 2000, an ordinance establishing a drug and alcohol policy for borough employees and applications for borough positions.

A complete copy of the ordinance is posted and is on file in the administrator's office for review.

All In Favor Motion Tabled

12. Motion by Chrzan Seconded by Mraz

To adopt Ordinance # 14 of 2000, an ordinance prohibiting the sale of fire works in the Borough of Throop.

A complete copy of the ordinance is posted and is on file in the administrator's office for review.

On the question:

Keyasko-On the question, Jim, wasn't this the one Bob was referring to?

Barnick-It sure is.

Keyasko-Well, didn't he talk with the Solicitor?

Chrzan-How do we know that?

Barnick-How do we know that?

Bolus-Well, I guess we're all liars, Mr. Barnick, I come in here and just said that.....

Barnick-We don't need your opinion, we have our Solicitor's opinion, he developed the Ordinance.

Bolus-Well, (unclear) the Ordinance.

Barnick-Enough, Mr. Bolus, you're out of order. Roll call.

Bolus-Everything's out of order with you.

All In Favor

Motion Carried

13. Motion by Chrzan

Seconded by Barone

To advertise proposed Ordinance # 15 of 2000, an ordinance establishing designated parking spaces for senior citizens, fifty five (55) and over, at the Throop Borough Civic Center and fines for violations of said ordinance. (A fine in the amount of \$50.00.)

On the question:

Keyasko-On the question, Jim, now on Sunday morning the people go to church they park there all the time, you know. At that time, or how we going to.....

Dolan-The Center isn't open in the morning.

Keyasko-That's what I'm saying, but are you going to enforce it in the morning?

Unknown-Yeah.

Keyasko-Well, you don't say that, do you?

Dolan-But the Center isn't open.

Chrzan-The sign says Senior Parking and that's it.

Barnick-It should be Senior Parking.

Chrzan-Senior Parking, unless you want to put for kids or 4-wheelers.

Marushock-We're making any exceptions for church services, Mr. Keyasko?

Chrzan-It's at the discretion of the police officer. If he feels they should park there, let them park there.

Mayor-Well, we'll let them park there.

Chrzan-Right, there you go, Mayor. We'll let them park there, I mean, it's for church.

Chrzan-Thanks, Mayor.

Barone-On that question, Senior parking, is all it says, it doesn't their age.

Chrzan-It's for 55 and over.

(A discussion took place.)

All in favor

Motion Carried

14. Motion by Barone **Seconded by Mraz**

To authorize Robert Bernosky, Engineer to design and prepare specs for the Cambria Court Storm Water Management Project. (Alley between Copperrick & Phillips)

All in favor Motion Carried

15. Motion by Chrzan **Seconded by Mraz**

To advertise for temporary summer help to work with the DPW.
On the question:

Chrzan-How many, Jim?

Barnick-It depends, when we get them in we'll see what their ages are, last year we got seventeen, sixteen (tape is unclear)

Marushock-Also, I believe Mr. Kalinoski asked for three people, six hour days, thirty hours per week.

Barnick-He might have asked for that but, he might want more, I mean you could go with who you want to but I say just advertise for summer help.

All in favor Motion Carried

16. Motion by Chrzan **Seconded by Barone**

To authorize payment to Sunny's Sweeping for the pothole repairs for the amount of \$3,150.00.

On the question:

Lukasewicz-Is that the total bill, Jimmy?

Barnick-That's the total bill.

Lukasewicz-They're all done?

Barnick-They're done as far as we know of, they've got some bigger spots they got to get and a lot of stuff that's involved in the pavement program that's been going on.

All in favor Motion Carried

17. Motion by Chrzan **Seconded by Mraz**

To authorize payment to Roto Rooter for the main sewer that was blocked in the 700 block of Center Street in the amount of \$135.00. (Gongliewski, 709-711 Center St.)

All in favor Motion Carried

18. Motion by Chrzan **Seconded by Barone**

To authorize payment to Midlantic Engineering for the testing involved with the Boulevard Project for the amount of \$900.00.

All in favor Motion Carried

19. Motion by Marushock **Seconded by Keyasko**

To authorize a search and survey to be done of the Ash Street extension on the southerly side of South Valley Avenue between the Dolan's and Keegan's property.

On the question:

Marushock-I would say the search and survey and find exactly where that property is there and the amount of property involved at this time.

Keyasko-I'll second that.

In Favor-Keyasko, Marushock, Lukasewicz
Against-Chrzan, Barone, Mraz, Barnick Motion Failed

20. Motion by Chrzan **Seconded by Barone**

To authorize the Throop Lions Club to attach their signs to the Welcome to Throop signs in coordination with the Street Commissioner and to waive any fees they have to pay.

All in favor Motion Carried

21. Motion by Chrzan **Seconded by Mraz**

To authorize a mutual agreement between Blakely Borough and Throop Borough for the purchase of fuel for the Police Department and, if applicable and cost effective, to include the DPW.

All in favor Motion Carried.

22. Motion by Chrzan **Seconded by Marushock**

To repair the damaged fence at the Washington Street Park and to install approximately two hundred twenty five feet (225') of fence at the Little League Complex in the area of the Center Street entrance.

All in favor Motion Carried

23. Motion by Chrzan

Seconded by Mraz

To direct Robert Bernosky to design specs for bid for the Warsaw Playground Project.

All in favor

Motion Carried

24. Motion by Chrzan

Seconded by Barone

To authorize Jim Barnick's 1998 salary in the amount of \$1500.00 as donation to the Throop Booster Club for the purchase of a scoreboard.

All in favor

Motion Carried

25. Motion by Chrzan

Seconded by Barone

To authorize the purchase of one load of top soil for the Washington Street Park field.

On the question:

Keyasko-Are you going to buy a trailer load or truck load, or what?

Barnick-Truckload, whatever he normally gets. Robbie usually gets it set up with whatever driver picks it up.

A discussion took place.

All in favor

Motion Carried

26. Motion by Chrzan

Seconded by Lukasewicz

To hire Charles Reed as a full-time police officer. He was number one in the Civil Service test.

On the question:

Barnick-Any comments on this prior? Any comments as far as the hire of full-time?

Unknown-Is he living in town?

Chrzan-Yes he does, he lives down near you, Tommy, the next street.

(Unclear)

Unknown-There's a lot of things I don't know about (unclear).

Chrzan-Come to our meetings.

Unknown-I'll be at the next work session.

Six in Favor-Keyasko, Chrzan, Marushock, Barone, Mraz, Lukasewicz

One Against-Barnick

Motion Carried

Barone-I want to say something about Mr. Reed, we're also getting a paramedic cop, it will be a good back..(unclear) for our Police Department.

Chrzan-He could teach other guys.

27. Motion by Chrzan

Seconded by Barone

To hire Eric Viola as full-time police officer, he came in second (2nd) in the Civil Service test.

On the question:

Keyasko-Where is he from?

Barnick (and Barone)-Dunmore.

Keyasko-Stipulation six months to move in, or what?

Unknown-He agreed to that.

Mayor-That was one of the prime reasons for the interview.

Keyasko-Well, Mayor, I know before you told me you had a letter to the affect but it never happened. You said he was going to move into his grandmother's house.

Chrzan-Who's that, Joe, who was that again?

Keyasko-I know.

Chrzan-Well, tell us.

Mayor-I have no idea.

Keyasko-No, I'm just asking, is it in there?

Mayor-Yes.

Chrzan-Yeah, he agreed to it, we interviewed him.

Mayor-I don't know what you're talking about.

John Stoffey-One year, Joe, one year probationary period and he's going to have to move in the Borough within six months, if he doesn't, he's terminated.

Chrzan-Eric, did you agree to that?

Eric Viola-Yes, I did.

Stoffey-He agreed to that.

Barone-He's also a veteran.....with Reed.

Keyasko-That's all I want to know

Unknown-I call the question.

Six in Favor-Keyasko, Chrzan, Marushock, Barone, Mraz, Lukasewicz

One Against-Barnick

Motion Carried

Barone-Mayor, are you sure that's it?

Chrzan-Mayor, you want to congratulate the guys that.....

Mayor-I have to swear them in, do you want to finish the meeting?

Chrzan-You could do it now.

Barnick-What else you got?

28. Motion by Barone

Seconded by Chrzan

To amend the Civil Service Eligibility list from six months to one (1) year with the option of adding a second year, at the Council's discretion.

(Rules & Regulations for the Civil Service Commission of the Borough of Throop
Amend - Section 6 - 6.1 - Creation of the Eligibility List.)

Chrzan-Can we do that now?

Barone - Recommendation by the Civil Service Commission

Stoffey-As it is, your rules and regulations states that after six months, you have to do the written and oral test all over again, the marks are only good for six months.

Six in Favor-Keyasko, Chrzan, Marushock, Barone, Mraz, Lukasewicz
One Against-Barnick **Motion Carried**

Barnick-Anything else?

Barone-Yes, since the basketball court over there is pretty well free now and the sports are all over with, I'd like to make a motion to get the machine to get on that floor, because it's getting bad.

Chrzan-How much was that machine, Bob?

Lokuta-Off the top of my head, Tony, I would hesitate to give you the figure, I don't know the exact amount, I don't remember, I don't remember.

Chrzan-(Unclear)...Is it over \$2,000.00, Bob?

Lokuta-Yes, sir.

Unknown-How much?

Chrzan-Is it over three, four, five?

Lokuta-I don't....Tony, I don't know the exact figures.

A discussion took place.

29. Motion by Barone

Seconded by Chrzan

To have Louis Cimini, Solicitor check on the piece of land where Jack Dolan lives to vacate it. (South Valley Ave. between Dolan's & Keegan's)

Keyasko-Abstain

Barnick-For what reason?

Keyasko-For the reason who's going to get what.

Five In Favor-Chrzan, Marushock, Barone, Mraz, Barnick

One Abstain -Keyasko

One Against-Lukasewicz

Motion Carried

Barnick-We'll go on to the swearing and move on to audience comments.

The Mayor swore in the two police officer candidates.
Everyone offered congratulations to the new candidates.

Mayor-Let me just say that we sincerely hope that with the with the addition of Officers Reed and Viola we'll make this community a safer place in which to live and that is our goal. I know that there are some people here who want, we're going to see how this works, who want maybe the addition of another officer or two, it's something that we're going to have to consider. We're going to have to consider how it fits into the Budget and just how we can do this. Now, they went through a vigorous series of tests, a written test which was not easy, an oral test, another thing that was very, very, difficult, an agility test, there were several aspects to the agility test and, of course, there was an interview by the Council and myself...(unclear). I think were nineteen or twenty one people who applied for the position of patrolman in our community. Both Officers Reed and Viola are Veterans, Military Veterans, and Federal law states that you give them first consideration, they both (unclear) top of the test list. And as I say, we'll study the situation and maybe, there may be one or two depending on Council's decides, I would say they would start or soon as possible or at least by the first (1st) of May.
A discussion took place.

Barnick-I'm dropping from the DPW negotiations. George (Geddy) Marushock will be part of the DPW Negotiations Committee, it will be you, Tony, and Joe.

Chrzan - I'm dropping from the DPW negotiations also.

Audience Comments:

Thomas Tylenda, Harriet Street-I'd like to ask Bob who the engineer was that made those estimations of lines because I've lived there for thirty (30) years, I have three vehicles, and they cut me so low, I mean they cut the road down so low I can't get in my driveway. Now, I got forty thousand dollars (\$40,000.00) worth of vehicles out there and I had to put some (wood, unclear) to get in the driveway.

Unknown-They're not finished.

Tylenda-I know, but, who's going to pay for the scratches and the dents if I leave the cars outside.

Chrzan-You have insurance, Tom?

Tylenda-Yeah, I have insurance.....

(Tape is unclear.)

Chrzan-They have to understand, there's work being done there, you know.

Tylenda-Thank you very much, sir, there is work being done there, it doesn't help.

Barnick-Remind Robbie Kalinoski tomorrow, see if he can't put some kind of ramp up in there.

Tylenda-I have a ramp but I just wanted you to know what's going on.

Chrzan-We understand that, Tom, maybe they could put a temporary there for you.

Tylenda-Well, if they put a temporary, they're going to have to pull it out, they have to binder down and the guy told me that was putting the binder down, he says, you can't put it out there because it will stick and we'll try to bulldoze it out we'll make a hole.

Barnick-.....incidental to the project, I mean, they're getting money to do....

Tylenda-I already talked to the foreman.

Barnick-They're going....keep people comfortable at the same time.

A discussion took place.

Name Unclear-821 Adams Court-I'm concerned about the pool that isn't fenced at 817 Adams Court. I called the Zoning Office three times.

Barnick-That's being addressed now, right Robert? They're getting a notice.

Dominick Rocco, 110 Sanderson Street-What about that playground in lower Throop, are you going to get that done this year?

Barnick-Well, that's on a list, if somebody would like to volunteer to get working on that.

Rocco-.....we've been asking for years.....got the land.

(Tape unclear)

Jack Dolan-We started doing some work on it but we're trying to concentrate on that up in Warsaw, to get that one finished and get it out of the way.

Lukasewicz-There is a start on it already, right?

Dolan-Yeah, we've got to plot it out, an idea, where some things are going to go. It's going to cost a little bit more money though than, the one in Warsaw's going to cost, I was going to address thatthe playground in Warsaw, allotted twenty five thousand (\$25,000.00) for it, and I think it's going to run a little, a lot over twenty five thousand (\$25,000.00), by the time you get the excavation done, the fencing, the lighting and everything. Everything you buy for those playgrounds, there's nothing under a thousand (\$1,000.00) dollars.

Rocco-You gonna get on it this year?

Dolan-Possibly.

A discussion took place.

Bob Bolus-First of all I'd like to congratulate Officer Reed and Officer Viola, I think we really need it and this will be a big help to the area to have full time people. Second of all, this thing tonight on this Computata, like who's really going to pay the bill?..... (Tape unclear).... who on Council's going to go out and repair the computer or take over their duties, if they have a bill, someone's got to pay it if they have a contract, you want to pick on the Controller or question who's.....someone's got to pay the bill. Council's....contract and somebody had to approve it. I think you have to look at a little logical, as far as getting something resolved in paying the bill.....you're going to get sued, I mean, what's your defense. The other part, you know, I really think you, reading articles in the paper here, what's going on.....it's easy to pass on the Controller by Council, despicable thing going on here. This Council, the Controller, all have to work together, you have somebody over there watching what's going on. As you're all aware, you put cash in a business or anywhere else, you going to have to, questionable.....(tape unclear), you're being reviewed you got your checks and counter checks. Why are you questioning someone

doing the job, I mean, the questionable of Mr. Marushock or Daryl over there checking cans because they're stealing money or stealing the cans? Is their honesty any different than anybody sitting on this Council? You're all here to do the same job, you're all elected to represent the people in this community, I think it's time from this Council, I haven't been here in a long time, because I just got sick of coming here, listening to the same rhetoric, everything going on, don't you think it's time now that you people just pull together, this town's got tremendous potential, tremendous growth, and start working together instead of this fighting constantly? You're making everybody, not only Council, but the everyone in the whole town look like a bunch of idiots. I think you should really take a good hard look at what you really have here and start respecting each other then maybe this town would get somewhere. Thank you.

Barnick-We want to all get together just about the day of the hearing goes off on the property up there on Sanderson.

Bolus-Jim, we'll get together, don't you worry about that.

Barnick-On the cross, when that's cleaned up there, then we'll get together.

Bolus-Don't you worry about me getting together with anybody here.

A discussion took place.

Bolus-Mr. President, if I may, we're still waiting for the permits, we have a court order, we're still waiting for the permits to clear up our property up there.

Barnick-Your objections are noted....

A discussion took place.

Larry Hartshorn, 142 Dimmick Street-I just wanted to ask a question about, on the grants down there that my mother....the fellows were down there the other day and told her what she getting and how much (tape unclear), you owe me forty six dollars (\$46.00).

Barnick-I checked into it, Larry. It's for the filing fee, for the lien.

Hartshorn-Then why the Borough....

Barnick-Because we got the grant.

Hartshorn-Well, shouldn't that money come out the grant money?

Barnick-I wouldn't think so.

Hartshorn-You know, my mother only gets about \$90.00 a month, \$46.00 from that, she can't live on. \$46.00 is half of her pay.

A discussion took place.

Marushock-Did we charge that for everybody else that we've approved so far?

Unknown-Yeah.

Hartshorn- That's not the point, my mother did not receive a receipt for the \$46.00 or anything else, now all she's got is an envelope there, the man says you got to go down and get this notarized and send it back to me, I mean, what's that, it's the third time down there. Whatever is said in itself, he don't know this from a hole in the ground.

Everyone spoke at once and a discussion took place.

30. Motion by Lukasewicz

Seconded by Marushock

To waive filing fees in conjunction with the Home Program and reimburse the homeowners if legal.

Chrzan-Bette, you said that's the file downtown in the Courthouse?

Bette Goreschak-That's a courthouse fees.

Chrzan-.....the Borough pays, I don't if that's legal, you better check it.

Bette-That's a federal program, you can't do that.

A discussion took place.

Marushock-We're going to make a Motion here, if it's legal, for the fees to be waived and I guess the Borough, the money would come out of the Home Grant Program. But if you people are going to have to pay if we cannot do this, I would suggest that any payments be not in cash, be money order or check.

Hartshorn-She didn't know any better, she's ninety years old.

A discussion took place.

On the question:

Unknown-What does the Motion exactly state?

To waive the filing fees in conjunction with the Home Program, if legal.

All in favor

Motion Carried

(Please note: Elaine checked with Marvin Brotter, the filing fees must be paid by the home owner. Grant monies cannot be used.)

Hartshorn-When the pipe was broken in front of my house, right directly in front of my house, why does the Borough have to go and repair that road.

Barnick-The Borough didn't repair that road.

Hartshorn-The hell they didn't.

Barnick-The Borough did not repair that road, they filled the soft spot in and it was a problem there, theunclear.....break.

Hartshorn-Is that right?

Barnick-Yes.

Hartshorn-I've been on that road, on that street for thirty years and I never seen a wet spot there, over thirty years. You know, this has been, this going back to the same thing when Mr. Chrzan recommended to have somebody to watch that place across the street, and it's going to end up where it's costing the Borough because it's not your men out there putting that stuff in that hole, which they done the damage, nobody else, there should have been somebody down there watching them.

Chrzan-And nobody wanted to listen to me.

Hartshorn-That's right, you're right, Mr. Chrzan, and it's the same thing going to happen down there if nobody's there watching. They put the rock back in there in which they weren't

supposed to put back in there, they done a lot of things down there, but nobody wants to pay any attention, so it's going to cost you a lot of money. Next thing I want to know, you're opening all kinds, you're talking about giving everybody this land and everything, how about opening my road behind my house so we can park our cars.

A discussion took place.

Hartshorn-Get a hold of Rinaldi? That's the Borough problem.

Everyone spoke at once.

Hartshorn-Mr. Marushock, there's been motions and there's been promises here for the last five years and I haven't seen nothing yet.

Marushock-What do you suggest, Larry, to try to get this thing resolved?

Larry-Well, while you got these people down here now, there's going probably be a drainage problem down the bottom, while you got these people doing all these sewer jobs down there and everything else, now is the time to do it where it's not going to cost you any money. All we want is the street open, I don't care if its dirt, ash, or whatever it is, you don't have to pave it. I want to get in my backyard. There's a fire hydrant in front of my house with three cars to park, where do I put them?

Marushock-You probably have to put that out for bid, first of all, for that improvement.

A discussion took place.

Bob Lokuta, 200 Phillips Street, Civic Center Commission-Article in yesterday's paper made the headlines, Controller Says She Will Stand by Her Report. There's some quotes in here that I'd like to direct to (unclear) members of council and appointed officers to see if we have any truth to some of these questions, some of these statements. First of all, I'm going to read, "Jamie gets checks for cash, which I am totally opposed to. I warned Jamie about this a long time ago but he laughed it off." Question, Mr. Barnick, did you ever sign a check for cash to Mr. Shevchick?

Barnick-Never.

Lokuta-Mr. Lukasewicz, you were President when the Center was in operation, did you ever sign a check for cash?

Lukasewicz-I can't remember ever signing a check made out to Cash.

Lokuta-Can I take that as a yes or a no? I'd like a yes or a no, Tom.

Lukasewicz-It's kind of long since I've been president.

Lokuta-I mean we're talking about a very serious charge here.

Lukasewicz-Well (tape unclear) whatever I ever signed was done properly, I know that much.

Lokuta-Mrs. Dolan, have you ever signed a check for cash?

Mrs. Dolan-No.

Lokuta-I think statements like this in the paper cause a lot of the problems that this town has. This is wrong, checks for cash, who would sign the checks for cash.

Barnick-Bob, we.....(unclear).

Lokuta-I understand, Jim, this is a politically driven machine that has started to attack the Civic Center and we're fighting back. We're not going to sit back and get our face slapped every meeting, we're going to fight back. I mean, you have Mr. Marushock sitting there and he votes to pay an unauthorized bill and then he slaps our hands across the street, where's the consistency in that?

Marushock-I voted (unclear) that bill because I felt that evidently there was a contract....proof, previous.....(everyone spoke at once).....he asked Mr. Lokuta again for specifics,asking for accountability.

Lokuta-Asking for accountability, you ask for accountability in one place, Getty, you don't ask for it borough-wide.

Marushock-I expect it borough-wide.

Lokuta-You expect it and what you demand is two different things.

Marushock-There are more things that will come out eventually, sir.

Everyone spoke at once.

Barnick-Bob, now we're talking the same thing they knew about that going on for a while and they didn't do nothing about it.

Marushock-Mr. Lokuta, there's no quotes of mine in that paper and I'm sure that Mr. Palfrey could verify that cause I never gave.....

Lokuta-I didn't say you had a quote in here, Mr. Marushock.

Barnick-All I want to say is.....

Lokuta-I'm not finished.....

Barnick-You guys do a great job.....

Lokuta-It's my

Barnick-There was mistake made, let it be, let the investigation go through, the audit go through, be done with that, let them.....go out and tell the people all kinds of lies and.....

Lokuta-Articles like this, articles like this and statements like this not only degrade the building across the street and the people that work and help out in it, but it also degrades you guys at council because the insinuation is there you signed checks for cash.

Barnick-You don't understand, they're playing this little corrupted, twenty years they had control and nothing got done here, nothing. (tape unclear)

Lokuta-I've got some more things here.....there was a question about no report for 1998, whether there was a profit or a loss, an audit should have been done. Whether the thing goes in the black or it goes in the red, it still should have been done.

Barnick-.....look bad, that's all.....you've got all these programs over there, nobody reports none on these. You've got aerobics, you've got basketball, baseball camps, cheerleading camps, basketball in general, basketball for the older, the seniors, all this stuff, but nobody says a damn word.....

Keyasko-Well how come it's not broken down? How come it's not broken down on the reports.

Mrs. Dolan-Yes it is.

Barnick-It's not - you've to read the report once in a while then.

Mrs. Dolan-Mr. Barnick, I would like to say something. I would like to....how come the Controller does not hold the cash receipts from the Civic Center?

Barnick-I couldn't tell you, Lenore.

Everyone spoke at once.

Mrs. Dolan-.....should all be in one report, just like she holds the

Chrzan-Bob, is there any money missing since January the 1st?

Lokuta-I'm coming to that, Tony, don't take the words out of my mouth.

Chrzan-Well, okay.....

Lokuta-I can finish? We gave council an audit that we feel is 100% accurate. There was a lot of time and effort put into it, the correct facts and all the figures were used, okay, and as of the first of the year, there's been a turn around as far as profit goes on the soda.

Barnick-I wonder why.

Lokuta-There's been a turn around.

Mr. Marushock-Did I ask who did that audit, Mr. Lokuta?

Lokuta-Civic Center Commission.

Mr. Marushock-Okay.

Mrs. Dolan-Who did your audit?

Everyone spoke at once.

Mr. Marushock-Well, you're acknowledging that there may be money missing for.....

Lokuta-You most certainly better believe....yes, we are, but we don't hide that fact. There is a substantial loss and we're thrilled that it was brought to your attention but we're dismayed at the way it was done.

Mr. Marushock-Why was this kept quiet until now, we opened our mouths.....hush hush deal.

Lokuta-There was nothing kept quiet, what are you insinuating? What are you insinuating?

Keyasko-How many hot dogs did you sell at the party?

Everyone spoke at once.

Lokuta-That's right, that's right, and we're appreciative that it did come out, but the one, the way it came out, it was wrong.

Mr. Marushock-How would you suggest that we went about that report?

Lokuta-It should have been brought to council, most likely an executive session, the steps should have been taken to find out where and how this was going, but now, the cat's out of the bag.

Everyone spoke at once.

Barnick-I mean, I myself, I didn't see.....where's the audits on the people that.....where's the audits on the people that aren't paying taxes in the borough, where's the audit on the pavement....the planning fees that haven't been recovered for years and years around here, only we are pursued, they were never pursued or....never, we are.

Lokuta-I have one more thing to say. It seems like everybody gets their day in the paper, the Civic Center Commission is asking for it's day in the paper and we would hope that Mr. Palfrey would grant that wish so we would be able to present our side of the story and present the facts which we hold to be true, we would hope that would happen and we're open to meet with Mr. Palfrey at any time, any place, we want to meet with him as group because we act as a group and we stick together.

Barnick-Bob, you got understand, election's less than a year away.....they have to get the majority back here to get control here.

Lokuta-We're taking a black eye here and we're going to fight back, we're fighting back.

Mr. Bolus-This is the Throop image.....

Lokuta-Hit the bricks, go to Scranton.

John Stoffey-I'm on the Civic Commission also, I have a couple of things to say, there was a couple of articles in here also that I disagree with. I(unclear) you have to make money just to break even. So in another words, what you're trying to tell us, we could run everything over

there, you're basketball, and we don't have to make no money, just gotta break even. Now,in your question is soda is pizza, now if there were.....pizza, then you should have come to me for.....I would have given them pizza and soda, you know what I mean. There's other things we do over there, you got aerobics, you got basketball, you got soccer, you got baseball camp, you have cheerleading, there's, and there's so many different categories that money is put into, which is all accounted for, okay. Now, Mr. Marushock complains about the Civic Center, I looked at the minutes I think in January which I have the right to do, I could look at the public records, you were questioning the soda back in January, so why.....you weren't in office in January so how could you question the soda in that place over there, how did you know about it? Everybody spoke at once.

Marushock-I questioned that.....

Stoffey-No, no, no, you just got a (tape unclear)it's the firstyou questioned about the soda, how did you get information? You had that information when the election time was coming up. (Everyone spoke at once.)You're the mouthpiece for everybody that's here.

Marushock-Okay.

Stoffey-She just left, I wanted to give it to her, but she left, but, you're the mouthpiece for everybody that's here and I don't like that. You should do things for the town. The sewers.....out there, go do, Marjol, you didn't do a damn thing about that, you're not doing nothing for the town, you shouldn't have been elected. There should be somebody in that seat that does something for the town, not question the council what they're doing for the town.

Marushock-Mr. Stoffey.....

Stoffey-You're talking about the money they got for the interest free loan, go borrow the three point two, three and half million dollars, see what interest you're going to pay for five years.

Marushock-Okay, but there's.....

Stoffey-You borrow it and you see what you're going to pay.

Marushock-There's also a million and a half ton of garbage up there being transferred back into the Borough.....

Stoffey-The garbage dump is there and there's nothing you can do about it, you got to benefit by it.....(tape unclear) as much as you.....it's there, you're not going to change that, it's not going to go away, it's going to go up to Dunmore pretty soon.

Marushock-That's three million dollars, sir, that the Borough is using, that we were legally entitled to.

Stoffey-What are you doing about it as an elected official.

Everyone spoke at once.

Stoffey-As a council member, what are you doing about the garbage dump?

Marushock-What could I do?

Stoffey-I don't know, I don't know, I'm only.....you're a council member, elected by the people to work for the people, what did you do so far in this town? Tell me what you did for this town so far since...council. All you did was criticize your other council members.....the majority, like Bob Bolus said, you should be all sticking together and that's the way it should be but it's not that way, because you're worrying about what they're doing and that doesn't cut the ice around here, we elected you to do things for this town and that's what we elected you for. Not be arguing about soda and pizza over there and worrying about what they're doing and you're

worried about Marjol, we want that all taken out of there, we don't want it capped, we want it all taken out of there.(tape unclear) you have to spend a million dollars, it's a million dollars.

Marushock-I would like to see it removed also, as far as.....but in all reality.....

Stoffey-.....everything you do, we need professionals to do that, professionals.

Marushock-If I give you a rubber stamp on everything you bring me.....

Stoffey-You said, wait a minute, you said lawyers were getting too much money, that's (tape unclear), you got to pay lawyers, if you want the lawyers you got to pay them, and to pay them to get results, and we are getting results, believe me when I tell you. You are getting the results.

Marushock-I don't see any, that's what I said, I didn't.....

Stoffey-Well, it takes time, you know that's.....for eighteen years.

Barone-How long was Mr. Cimini a lawyer here?

Stoffey-He's only here one year, two years? (Everyone spoke at once.) You should have been here, when there was another lawyer here, want to know what this lawyer got paid? They were paying him \$75,000 here, \$70,000, \$100,000.00, what did we pay, about \$7500 a week - I'll tell you one lawyer billed for one month for \$40,000.00. And guess what he got paid for the year? A quarter of a million dollars, and that was the last council that did this, a quarter of a million dollars, no itemized bills.

Marushock-I was not on council at that time but we don't have itemized bills at this time, sir.

Everyone spoke at once and

Stoffey-You don't have to have itemized bills, he's in the contract.

Barnick-Don't say that, you're a liar.

Marushock-I have one general retail bill.....

Stoffey-He's on the payroll, he's on the payroll, what's he need to give you itemized bills for, he's doing what you're doing.....

Barnick-He itemizes them anyway, he sends a bill in every month.

Marushock-I'm sorry but, Mr. Stoffey, I cannot give you a rubber stamp for all your expenses at the Civic Center, I will not do that, sir.

Lokuta-And we're not asking for a rubber stamp.

Stoffey-We're not asking for a rubber stamp. If you knew there was problem over there, we're seven members over there, right, on that committee, doing everything possible to buy things for the kids, to do things for them kids, that's what Tommy says, for the town, that's the reason why we're there. I don't get paid for this job, I need this aggravation that you guys are giving me, it's all political right now, the election's coming up, you're trying make our name look bad over there, so you want people to resign.....(tape unclear), say oh boy, we're going to be in trouble, I'm going to resign, then you got patrol.....

Marushock-I am looking for accountability over there, you mentioned many of the programs that are involved, have they been profitable for the.....

Stoffey-Yes, they have been profitable, yes they have, they have been.

Marushock-The (tape unclear) certainly has not though, correct?

Lokuta-And Mr. Marushock, we are looking for accountability and I say we, the residents of this town, from each council member and where they sit and we're not seeing too much on your end of the stick.

Marushock-That's your opinion, Mr.....

Stoffey-It's not only our opinion, we could see, we come to every council meeting, we come here every Wednesday, all you do is criticize everybody, sometimes you don't even come to the work session, you don't know what the hell's going on. You come to our meeting like this, all of a sudden, you're unprepared, you're telling everybody vote against everything, you weren't even at the work session, how could you know?

Marushock-Okay, well wait, how many work sessions.....and/or meetings have I missed since I took office, I believe it was one since.....

Stoffey-....maybe once or twice but there's.....you should come, Joe's one of them, Joe misses a lot of work sessions.

Marushock-That's him, sir, I can't be responsible for.....

Everybody spoke at once.

Keyasko-How many did I miss, Jim?

Barnick-Too many.

Stoffey-Quite a few, quite a few, Joe. I come to every work session, were you at the last one?

Keyasko-Yes.

Stoffey-Were you at the one before?

Chrzan-Look at the bulletin board.

Stoffey-I'm done, I spoke my peace.

Keyasko-John the Borough Code says you only have to attend one every two weeks.

Stoffey-Yeah, but you're (tape unclear), you're supposed to know what's going in this town, not come when I feel like coming.....come to the next meeting see what the hell's going on.

Keyasko-You know, John.....could not come.

Stoffey-You got to come to every work session.

Keyasko-What if you're not able to come, then what do you do, you got to come? How do you come?

Stoffey-You call in sick?

Keyasko-No, did you?

Stoffey-No, but do you call and say you don't feel good or tell anyone you don't feel good.

Keyasko-I don't have to call.

Thomas Tylenda-I think it's going too far. I think you got council that is doing a job....that they can possibly do for us.

Chrzan-Thank you, Tommy.

Tylenda-....people to help the council, not bickering back and forth. That one man can't do nothing by himself.

Stoffey-That's what we're trying to say.

Tylenda-Well, then don't be hollering at, you don't have to be saying that you don't come, if you can't come, that's a privilege.

Unknown-Well, nobody could make every meeting.

A discussion took place.

Keyasko-....making statements you don't know what.....you want a doctors slip, I'll bring it for you.

Stoffey-Not to me.

Keyasko-Well, you're the one that called it, you got your mouth going.

Barnick-Move on.

Charles Reed-I just want to take the opportunitythanks for....everybody for their vote of trust and confidence and I guarantee I won't let you down. Thank you.

Chrzan-How about you, Eric?

Everyone spoke at once.

Barnick-Motion to adjourn?

Motion by Barone

Seconded by Chrzan

To adjourn.

Meeting Adjourned

Minutes by Christina Sullivan
Assistant Secretary

Elaine Morrell
Administrator/Secretary