

**Minutes  
Throop Borough Council  
Special Monthly Meeting  
Thursday, February 10, 2000**

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

**ROLL CALL:**

**Members Of Council:**

Joseph Keyasko-A  
 Anthony Chrzan-P  
 George Marushock-A  
 Vice President - Joseph Barone-P  
 President - James Barnick-P  
 Robert Mraz-P  
 Thomas Lukasewicz-P  
**Mayor** - Stanley Lukowski-P  
**Controller** - Daryl Menichetti-A  
**Solicitor** - Attorney Louis Cimini-P  
**Treasurer** - Lenore Dolan-P  
 Assistant Secretary - Christina Sullivan-P

**Announcements:**

An Executive Session meeting will be held tonight immediately following the meeting.

**Opening of bid proposals for security system:**

<b>Company Name</b>	<b>Address</b>	<b>Amount of Bid</b>
<b>Surveillance Camera Systems</b>	<b>Dunmore</b>	<b>Borough Bldg. - \$8,900.00 Civic Center - \$4,450.00 Total - \$13,350.00 (Monthly Maintenance Fee - \$125.00)</b>
<b>Hillman Security</b>	<b>Kingston</b>	<b>Borough Bldg. - \$10,695.00 Civic Center - \$6,695.00 Total - \$17,390.00 Monthly Maintenance Fee - Not indicated</b>
<b>ADT Security Systems</b>	<b>Scranton</b>	<b>Borough Building - \$2,445.00 Civic Center - \$4,950.00 Total - \$ 7,395.00 Monthly Maintenance Fee - \$25.00 each location</b>

**A discussion took place.**

**ADT (lowest proposal) will be asked to attend the next work session.**

**There were no audience comments on tonight's agenda:**

**Opening of the bids:**

**Line Street Storm Water Management Project**

**Note: Bob Bernosky, Engineer, estimated cost of project \$99,900.50**

<b>Name</b>	<b>Address</b>	<b>Amount of bid</b>
Slusser Bros.	West Hazleton	\$84,842.00 10% Bid Bond Attached
Leeward Construction	Honesdale	\$72,156.25 10% Bid Bond Attached
Pioneer Construction	Sturges	\$61,452.00 10% Bid Bond Attached
H. B. Sproul	Clarks Summit	\$92,417.95 10% Bid Bond Attached
Linde Enterprises	Honesdale	\$63,835.00 10% Bid Bond Attached

Jim Barnick: This project is along Line St. The storm water rushes down and causes problems for the Edgar Street Residents.

**1. Motion by Chrzan**

**Seconded by Mraz**

To refer the bids to Louis Cimini, Solicitor, Robert Bernosky, Engineer and Robert Kalinoski, Street Commissioner for their review and recommendation.

All in favor

Motion Carried

**2. Motion by Chrzan**

**Seconded by Mraz**

To authorize Robert Kalinoski, Street Commissioner to attend a work shop on April 27<sup>th</sup> on "Engineering & Traffic Studies" in Wilkes Barre at no cost. The work shop is sponsored by LTAP - PA Local Roads Program.

All in favor

Motion Carried

**3. Motion by Chrzan**

**Seconded by Mraz**

To authorize payment to Postmaster Olyphant for the sum of \$ 529.50 for envelopes with postage for the tax collector.

All in favor

Motion Carried

**4. Motion by Chrzan**

**Seconded by Barone**

To authorize payment to John Gregory, Sweeper Central for the sum of \$299.95 for a rug shampooer for the municipal building.

All in favor

Motion Carried

**5. Motion by Chrzan**

**Seconded by Mraz**

To transfer \$740.00 from the General Fund checking account to the HOME Program checking account to pay Marvin Brotter for the invoices dated February 1, 2000 for Home Program administrative services, etc. (These expenses will be reimbursed through the grant.)

All in favor

Motion Carried

**6. Motion by Mraz**

**Seconded by Chrzan**

To authorize payment to Five Star Cleaning for the sum of \$1,875.00 this represents the final ½ of the payment for refinishing the gym floor at the civic center.

On the question:

Jim Barnick-The floor looks great.

All in favor

Motion Carried

**7. Motion by Chrzan**

**Seconded by Mraz**

To authorize payment to George Dunda for the sum of \$400.00 this represents the fee for a deposition as a professional witness as per Attorney James T. Mulligan.

On the question:

Tom Lukasewicz-When responses are sent from my lawyer to Mr. Mulligan, are they given to all council members to review?

Mr. Barnick - That's not his responsibility.

Mr. Lukasewicz - Did anyone receive anything?

Mr. Barnick - This is the first thing I've seen in a long, long time.

Mr. Lukasewicz - All paperwork that is given to him that establishes my point of how I'm coming from where I am. Is that provided for council members?

Mr. Chrzan - No, the lawyer has all that.

Mr. Lukasewicz - What I'm trying to say is, there's a lot of information provided by my lawyer to Mr. Mulligan that should be provided to all of council so you guys can understand what is really going on. It might enlighten you before you continue to spend money needlessly, I would say, but all that information should be provide to you guys.

Mr. Chrzan - That's your opinion, Tommy. We listen to the lawyer.

Mt. Lukasewicz - Im just saying, there's a lot of information that has been provided and should be provided to every council member.

Mr. Barnick - I'd like to see it anyway.

Mr. Chrzan - I don't see why. If he's taking you to court, why would he give you the information? You have to file a petition for discovery.

Mr. Lukasewicz - That's not what I'm saying, Tony.

Mr. Chrzan - What do you mean?

Mr. Lukasewicz - My lawyer provides information to Mr. Mulligan. That should be distributed to you council members.

Mr. Chrzan - Not if you're the defendant. You shouldn't....

Mr. Lukasewicz - I don't want it.

Mr. Chrzan - Why should we get it?

Mr. Mraz - Do we get it from the other cases?

Mr. Barnick - Yes, we get it.

Mr. Lukasewicz - All legal cases you get it.

Inaudible.

Mr. Lukasewicz - What I'm trying to say is, there is a lot of information that will probably be helpful to the individual council members to better understand the situation.

Mr. Barnick - We'll get a hold of him.

Mr. Mraz - Do we get it from everybody else?

Mr. Lukasewicz - We have a case going on with Mr. Cimini. The information that comes in from other lawyers is provided to council.

Mr. Barnick - Yes

Mr. Lukasewicz - It's common procedure.

Mr. Cimini - Some things may be confidential, but even if they were confidential and Tommy is saying you should have it, then....

Mr. Barnick - Yes.

Mr. Lukasewicz - It's beneficial for you to see.

Four In Favor-Barnick, Barone, Chrzan, Mraz

One Against- Lukasewicz

Motion Carried

## **8. Motion by Chrzan**

**Seconded by Barone**

To send a letter to PAWC requesting replacement of the deteriorated water lines in the Boulevard areas where the borough's project is taking place.

On the question:

Jim Barnick-No cost to Borough, PAWC responsible. They will be responsible for some of the work that is needed....trenches. They had a water main break down there. They broke a pipe. That pipe was totally deteriorated. I guess it was put in 1905. We're doing that whole project down there, re-constructing roads and everything. They should come in and replace all the water lines. Probably a year from now or so, if they have more breaks, they'll end up coming back in. They should be doing it now.

All in favor

Motion Carried

**9. Motion by Chrzan**

**Seconded by Barone**

To accept the recommendation by the Throop Borough Planning Agency to consider a comprehensive amendment to the text and map of the Borough's Zoning Ordinance.

On the question:

Jim Barnick - I know you heard many times about the '94 ordinance, the property owner's lawsuit basically this is the same ordinance getting re-adopted. Through the appeal and many years there were many permits issued under that ordinance that was voided. It was accepted and recommended by the county planning commission prior to this and it seemed like a good plan. They're going to go back and amend it and make sure it's just right.

All in favor

Motion Carried

**10. Motion by Chrzan**

**Seconded by Barone**

To advertise for and conduct a public hearing at the Throop Municipal Building on March 13, 2000 at 6:00 p.m. to consider the text and map of the Borough's Zoning Ordinance.

All in favor

Motion Carried

**11. Motion by Mraz**

**Seconded by Chrzan**

To authorize Robert Lokuta to work additional hours to post zoning notices, not to exceed 39 hours per week and to include Randy Hebden and Civic Center Monitors, if interested.

All in favor

Motion Carried

**12. Motion by Chrzan**

**Seconded by Barone**

To accept the resignation of Frank Beder as member of the Civil Service Commission.

All in favor

Motion Carried

**13. Motion by Chrzan**

**Seconded by Mraz**

To adopt a Throop Borough Resolution # 18 of 2000 to appoint Joseph Barone as member of the Civil Service Commission as per the Borough Code. (To fill the vacancy created by the resignation of Frank Beder whose term expires May 29, 2005.)

Four In Favor-Barnick, Barone, Chrzan, Mraz

One Against-Lukasewicz

Motion Carried

**14. Motion by Chrzan**

**Seconded by Barone**

To accept the proposals for Security Cameras and put them under review.

All in favor

Motion Carried

**15. Motion by Chrzan**

**Seconded by Mraz**

To send a letter to the State in reference to the Community Revitalization Grant to request an extension. This particular Grant is to be used to acquire the land for the DPW garage/salt shed that expires June 3, 2000. One year extension.

All in favor

Motion Carried

**16. Motion by Chrzan**

**Seconded by Mraz**

To authorize the purchase of a pet carrier, trap, rabies pole and gloves as per the recommendation of the street commissioner

All in favor

Motion Carried

**17. Motion by Chrzan**

**Seconded by Barone**

To authorize payment in the amount of \$750.00 to P.M.P.S., Michael Cummings for Administrative Services of the Non-Uniform Pension Plan. This is payable from the assets of the plan.

All in favor

Motion Carried

**18. Motion by Chrzan**

**Seconded by Mraz**

To send letters along with the zoning map and zoning ordinance to the Lackawanna County Regional Planning, The Scranton Times-Tribune and the Lackawanna County Commissioners in reference to the recommendation of certain changes (comprehensive amendment to the text) and official map of the Throop Borough Zoning Ordinance.

All in favor

Motion Carried

**Mr. Barnick - We will have Audience Comments in general followed by an executive session.**

**AUDIENCE COMMENTS:**

Deborah Policichio, Annette Schaffer, Dale Casper, Ralph Policichio, Marion Eavarone and Richard Charney commented on Clarion Court, the portion of the alley parallel to the 100 block of Dunmore Street off Cypress St. They expressed their concerns. They would like to be able to enter the alley from Cypress Street as they did in the past. (They discussed road conditions, snow & ice, the ability to access the alleyway, also to access their driveways, safety, speed, etc.)

A lengthy discussion took place.

Robert Kalinoski, Street Commissioner will do a Traffic & Engineering Study and submit his report to council at the February 24<sup>th</sup> work session.

Council said they will not make any decisions until they receive the study from Mr. Kalinoski.  
Council expressed concerns with safety and liability.

**Motion by Chrzan**

**Seconded by Barone**

To adjourn.  
Meeting adjourned.

Elaine Morrell  
Administrator/Secretary

Christina Sullivan assisted with the minutes.