

**Minutes
Throop Borough Council
Monthly Meeting
Monday, July 31, 2000
7:00 p.m.**

The meeting opened with the Pledge of Allegiance.

ROLL CALL:

Members Of Council:

Joseph Keyasko-P

Vice President - Anthony Chrzan-P

George Marushock-P

James Barnick-P

President - Joseph Barone-P

Robert Mraz-P

Thomas Lukasewicz-P

Mayor - Stanley Lukowski-P

Controller - Daryl Menichetti-P (Arrived at 7:10 p.m.)

Solicitor - Attorney Louis Cimini-P

Treasurer - Lenore Dolan-P

Announcements:

- An Executive Session was held this evening at 6:30 p.m. to discuss personnel matters.
- “Throop Night Out” - Tuesday, August 1, 2000 - 4:00 p.m. to 10:00 p.m. at the Washington Street Park..
Life Flight Helicopter 4:00-6:00 p.m., Child ID Program, Bike Safety, Logo Design Contest, Games, Refreshments, 5 Three Round Boxing Exhibitions - Meet Chris Mills and Bruce Corby.
Parade at 7:00 p.m. - Sanderson, George, Center, Cypress, and Murray Streets
- A Special Work Session/Meeting will be held on Wednesday, August 2nd at 7:00 p.m. with Barbara Pavuk, Representative of Berkheimer Associates and the Throop Ambulance Association.
- An Executive Session will be held Thursday, August 3, 2000 at 6:00 p.m. with the DPW and Teamsters.
- Throop Civic Center “After School Program”
Open House August 2nd, August 3rd & August 4th
From: 10:00 am - 2:00 pm & 5:00 pm- 9:00 pm
- August 8, 2000 - EPA - Ombudsman - Public Hearing - 6:30 p.m. at the civic center. (EPA officials will be arriving at 1:00 p.m and will begin with a tour of Marjol, followed by an off-site tour, discussion in council chambers and press release. Borough Officials are welcome to attend.)

Barone-I think this is the only bid.

Morrell-That's correct and the same, we advertised it and we faxed out information to others who bid or showed interest in the past, this is the only one we received.

On the question:

Marushock-Mr. President, didn't we have a discussion with Elaine a little while where we were going to go through workmen's compensation insurance policy through the state.

Barnick-That's (unclear) compensation.

Marushock-Two different policies, thank you.

All in favor

Motion carried

1997 Police Car (Borough vehicle 27-1):

Bidder	Address	Amount of Bid
US Properties Outlet Inc	Trenton NJ	\$ 1,639.00 10% BB Att.
Grace Auto	Morrisville PA	\$ 1,600.00

Motion on the printed agenda was as follows:

To refer the bid for the police car to the solicitor for his review and recommendation.

Lukasewicz-Joe, if I may, instead of giving this to the solicitor I think they should be rejected, that's ridiculous. I'd rather see that car stay with the police force and have the dummy sitting on the street than sell it for \$1,600.00, that's ridiculous.

Keyasko-Can't we have the right to reject any and all bids?

Lukasewicz-I'd like to make a motion to reject both the bids.

Chrzan-Are we going to put it back up for bid. We're going to have to, once money.....

A discussion took place.

Mayor-Incidentally, we got the new, not new, it's a surplus vehicle. It will be in the Night Out tomorrow. It's not fully, it's not all, the markings.....

Chrzan-It will be finished by tomorrow.

Barnick-Getting back to these bids, I think they should be rejected and re-advertised. Going to the purchases here this month, that was 27-1 correct?

Captain Repchick-Correct.

Barnick-Four tires were just purchased for it at \$292.00?

Chrzan-You put new tires on and it was up for bid?

Captain-That was prior.

Chrzan-Prior to the motion that it was going up (for bid)?

Captain-Yes.

crime, for that price.

A discussion took place.

Chrzan-That will be five cars, why do we need five cars when there's only two policemen on, I don't understand it.

Furiosi-That D.A.R.E. car, it's not really.....

Chrzan-Why can't you use it?

Furiosi-For a patrol vehicle?

Chrzan-Why can't you park it so we use it for police work?

Furiosi-Park it, yes.....

Chrzan-That's what it's for.

Furiosi-I'm talking about.....a patrol vehicle.

Chrzan-You court, you could take it to court, you go to the magistrates office, take it to the magistrate. We're paying for insurance for it.

Marushock-I'm not asking (unclear) keep the vehicle, patrol vehicle, strictly placed throughout the town.....

Chrzan-But you don't understand, we're getting a brand new one and that's why we're getting rid of it, because we got a new one.

Marushock-The new one will be roaming the streets of the town on patrol.

A discussion took place.

Five In favor-Keyasko, Chrzan, Barnick, Mraz, Barone

Two Against-Marushock, Lukasewicz Motion carried

Demolition Project:

Bidder	Address	Amount of Bid
Benjamin Adams Excavating Adams Enterprises	Factoryville PA	\$15,663.00
Pioneer Construction Co. Inc.	Sturges PA	\$ 6,100.00
Michael Chorba	Throop PA	\$ 1,780.00

5. Motion by Barnick

Seconded by Chrzan

To refer the bid for the Demolition Project to the solicitor and street commissioner for their review and recommendations.

Barone-This is for three buildings.

Morrell-You may want to read the individual bids because in tonight's packet one of the individuals that we were putting up for demolition hired someone on their own to have their property demolished, will be done, I believe it's August 21st.

Barnick-At the same time we're only accepting them for review.

All in favor

Motion carried

Warsaw Playground Project:

Bidder	Address	Amount of Bid
Pioneer Construction Co., Inc.	Sturges PA	\$72,035.00 10% BB Att.

Motion by Lukasewicz

Seconded by Barone

To refer the bid for the Warsaw Playground Project to Robert Bernosky, Engineer, Louis Cimini, Solicitor and Robert Kalinoski, Street Commissioner for their review and recommendations.

Motion withdrawn.

On the question:

Barnick-I think this came in high....(unclear)....be re-advertised quickly see if we can get some more bidders.....

Chrzan-Elaine, that's only one bidder?

Morrell-That's correct.

Barnick-Might be only because there's so much work going on everywhere that this thing came in so high.

Chrzan-Isn't that way over what we budgeted for that location?

Barnick-I'm not going to compare it to the amount of work that's going up there, it should be rebid. I hate to hold it up because it's been out there long enough and it should have been bid a long time ago. For a couple of hundred dollars of advertisement it should be rebid. Normally, Joe, (unclear) used to give us an estimate, a cost estimate of what the engineer thought it would come in at in a separate sealed envelope.

Bob Bernosky-\$45,000.00.

6. Motion by Barnick

Seconded by Lukasewicz

To reject the bid for the Warsaw Playground Project.

All in favor

Motion carried

7. Motion by Barnick

Seconded by Lukasewicz

To re-advertise for bids for the Warsaw Playground Project

Repchick-Okay, I thought that was done.
Chrzan-No, no matter what it is you still have to go through the purchasing committee.
Repchick-My understanding was it was brought up at a council meeting and it was approved.
Chrzan-Who told you that?
Repchick-You know what, I honestly don't remember if I talked to the Mayor or the Chief.
Marushock-I believe we did approve that ammunition.
Repchick-It's about two months ago.....
Marushock-Is that an annual purchase?
Repchick-Yes.
Chrzan-No problem Dave but from now you got to go....okay?
Mayor-It's in the neighborhood of what, \$1,200.00?
Barnick-\$992.00 according to this.
Repchick-Less than last year because.....
Chrzan-Prices from.....
Repchick-We get it right direct from the manufacturer because nobody can give it any cheaper, it comes right from Winchester direct, it's just paid through Jerry's but it comes from the manufacturer.
Barnick-My question too is what about the people that were off, that won't be qualified? You're basing this on the total amount you have, right?
Repchick-Right now, yes.
Barnick-That were active and inactive.
Repchick-Correct, they were on the books, let me put it to you that way, anybody that's not.....only what's on the books because I think even Paul is supposed to be back by next month so he should....qualify.....
Chrzan-I understand it's supposed to be this month, but he's got to qualify.
Repchick-Correct.
Barnick-But at the same time the new ones, shouldn't they have qualified as soon as they got on?
Repchick-They are qualified but they're qualified with their current weapons, they are not qualified with their new guns, I have to take them out and they will be qualified with them before they can carry them.
Mayor-It's just like being in the service, you've got to qualify every year and if you don't qualify.....
Barnick-Every year.....
Chrzan-There's no problem with it, Mayor.
Barnick-I understand that, I'm just trying to find out about the inventory and the guns and stuff like that.....
Repchick-You have six (unclear) calibers, all full-timers have....that's it.
Barnick-Fifty rounds, a hundred rounds?
Repchick-To qualify? It takes us almost two hundred rounds to qualify, at least.
Barnick-Two hundred rounds each?
Repchick-Yes, sir....(unclear)....to do what's necessary to help the borough with liabilities.
Barnick-Well, whatever's required.....
Mayor-When you go through the routine on the range, different phases?

The Boy Scouts were leaving and were thanked for coming to the meeting.

Repchick-We do a qualification that has to do with moving and shooting, we try to do a realistic shoot where we put some realistic type targets up, we do reloading procedures, we fire point blank shooting, we do the three to the twenty five yard line, we do a stress fire, and we do a dim light fire which is a (unclear) fire that's also required because the borough could easily be sued if they could tell if somebody if they (unclear), if ever get into a shooting with someone that gets injured the borough could be liable for that so, in short, that's it, if you want me to go further into detail I could, but.....

Barnick-Just getting back to the equipment stuff that's in here, now that equipment is their first time purchase? I thought it would be this month, though, like twelve or thirteen hundred dollars or something.

Repchick-They didn't get everything, Jim, it was only part of the initial issue they got, they didn't receive everything.

Furiosi-They got their clothing but they (unclear), their duty weapon and their duty belt.....Sammy Starr is very expensive.

Repchick-Comes right from the wholesaler.

Marushock-Captain Repchick, that's also a state requirement that these officers be qualified?

Repchick-That's correct.

Barnick-Another question, (unclear) qualify every year, semi-annually.....but, that's only my opinion, I just wanted to know where it's going.

Marushock-Mr. Lokuta, I have some questions also. I would be **voting against all the expenses and purchases from the Civic Center with the exception of the ADT Security.** Some other ones **I will be voting against would be Attorney Cimini's and Mr. Shevchik's portion of the Blue Cross Blue Shield bill, I will be voting against the solicitor's fee, Mr. Cimini, the Gannett-Fleming bill \$13,886.71, I will be voting against that. Attorney Michael Goffer's bill for \$595.00, I would be voting against that. Frederick Spott & Associates, \$8,474.00,** I'm just questioning it appears that we've had some things that we had to redo because of, I'm saying the engineering fees, their engineering design, maybe I'm wrong, I'm questioning the engineering bill however **I will vote to accept payment of that at this time.** Also one question I have I'm going to Mr. Mraz' help on this for **Wilkes Barre Truck Center the replacement of the clutch on the packmaster,** Mr. Mraz, do you believe that the \$2,212.00 was a fair price?

Mraz-\$2,212.00?

Marushock-That's what was charged out.

A discussion took place.

Mraz-Twenty two seems kind of.....

Marushock-What I have here in front of us in your copy of the bills it's one new clutch in the packer \$2212.94. I know at the last meeting we had discussed the cost on this with somewhere around \$1200.00. I would recommend holding off on that.

Kalinowski-That would be my recommendation because we were quoted a price \$1200.00 installed.

Barnick-You know that's what we approved through the purchasing committee, \$1200.00.

To accept the Controller's Reports and Financial Statements.

On the question:

Dolan-I have a question, maybe you could help me out, on your budget and revenue, Civic Center account, you have \$1,534.35, I have (unclear), now it's short \$18.33. The \$8.33 is interest income for the previous....

Menichetti-Civic Center interest is \$8.33.

Dolan-But \$10.00 is not. \$10.00 is a maintenance fee.....

Menichetti-I have Civic Center refund underneath there, \$10.00.

Dolan-It's not right, \$18.33, what I think you did is the \$8.33 is okay because that's the interest income for the previous month but the \$10.00 is a maintenance fee reversal, they just reversed it. Then I have another question on the interest, the general account, except the Civic Center one. There's the \$18.33 and I agree, I know what you did, I know the \$8.33 is the interest but that total should be at the bottom of June should be \$21.93.

Menichetti-That money was taken out because actually the interest was for the month before and it was put back into the general fund.

Dolan-Okay, I have that but it should be \$21.93.

Menichetti-For what, for June?

Dolan-June is \$9.23.

Menichetti-Right, well that's what I'm doing is June's account.

A discussion took place on the amounts in disagreement.

A discussion took place regarding assessments (paving).

The tape was changed at this point.

Menichetti-Because you are the one that screams the loudest here, Tony.

Chrzan-I think it's time we start looking for a competent accountant.

A discussion took place and everyone spoke at once.

Marushock-I believe the people of Throop made a decision voting Ms. Menichetti as our controller, I'm standing by the decision of the people.

Lukasewicz-I agree.

Marushock-The people of this town have spoken.

Lukasewicz-That's right.

Barnick-I'd like to know much money we lose daily on checks that aren't signed or CD's that are not.....

Chrzan-What do you mean, there's more checks now not signed?

Menichetti-Mr. Barnick, how much money are we losing on the \$2500.00 that you have in the Civic Center in an envelope every month? How much interest are we losing on that?

Barnick-I'm trying to find out about the \$63,000.00 Sunny Day Fund that sat.....I want to know about that \$68,000.00 that sat in the drawer for five days over the weekend, how much interest are we losing because one person didn't sign it, the controller.

Menichetti-Well, I was out of town.

Barnick-It's too bad.

Menichetti-And we had, when we went with Pioneer Bank she would post date it right to the date that we had the meeting, so if our new bank can't do that for us, well, that was your decision, not

mine. We never lost a days interest.

Barnick-(unclear) good interest right now with this bank, very good interest.

Lukasewicz-Maybe we should look into the question to see if they could post date it the same way that Pioneer Bank would.

Mayor-With all that money they could.....

Lukasewicz-....that's simple service.

Menichetti-Sure.

Four In favor-Keyasko, Marushock, Mraz, Lukasewicz

Three Against-Chrzan, Barnick, Barone Motion carried

13. Motion by Barnick

Seconded by Chrzan

To authorize payment in the amount of \$18,039.64 to Elliott Reihner Siedzikowski & Egan (Atty. Blazey) for the July invoices.

On the question:

Marushock-Looking at this total here and what we've paid to Gannett Fleming of \$13,886.71 that's like \$32,000.00 for that Marjol site for the month of July and again I'm saying (unclear) contaminated waste removed from the site. I have a problem with this, I mean I'd like to see that money put to use in either the Borough.....(tape unclear). I believe (unclear) spend about (unclear) in legal fees which we may or may not get back.....Mr. Blazey said it's going to be a fight on his hands to obtain that money as far as fighting them people. Again, (unclear) the site, again, we keep spending this money over and over, this site has been closed for now, what, twenty years, I believe all the money that we've spent on it we could have had a lot of stuff removed from that area and put a lien against the property, whatever we have to do. How do we go about condemning these properties now (unclear), lien against that property. I don't have any quick answers for that site I know it's a thorn in a lot of people's.....

Barone-What do you suggest we do, throw the sponge in right now?

A discussion took place and everyone spoke at once.

Barone-I think they've doing a good job, those guys.

Barnick-And I have to agree with you totally. We wouldn't be at the point right that we are at if it wasn't for the group that we put on, and to see the negative coming out at these meetings, hey, they're just sitting back waiting, waiting because they know they got a couple negatives on the council and that's what happens.

Lukasewicz-Who's the negatives on council?

Barnick-Soon as you start saying I'm against the engineer, I'm against this, I'm against that, next thing you know.....

Everyone spoke at once.

Marushock-When are they supposed to file the decision from the EPA, according to that meeting....

Barone-The end of the summer.

Marushock-The end of the summer, right? So that's (unclear) Labor Day?

Barnick-Why don't you call the EPA yourself?

Marushock-I just can't.....

Barnick-The phones are available.

A discussion took place.

Six in favor-Keyasko, Chrzan, Barnick, Mraz, Lukasewicz, Barone

One against-Marushock

Motion carried

14. Motion by Chrzan

Seconded by Barnick

To adopt Throop Borough Ordinance # 16 of 2000, an ordinance authorizing 48 acres of land (48.5+) located in the Borough of Throop commonly referred to as Eddy Creek to be accepted and managed for public purposes by the Borough of Throop.

On the question:

Marushock-In regards to the forty eight acres, that used to be a mine fire site, will the borough have a guarantee that the mine fire's extinguished, and what about any fire in the future? We're using the mine fire situation right now to combat Marjol and we're looking at a site where we know that have mine fires on the sight (unclear) you go up there in the dead of winter there's still some hot spots where the snow continues to melt.

Chrzan-That's because the heat is escaping, that's why.

Marushock-So evidently there's a fire.....

Chrzan-There's no fire there, the heat is escaping, you know what that means? There's no place for it to go, it's got to come out.

Marushock-I know what that means, I don't have spots in front of my house where heat is escaping.

Keyasko-Then where's the heat coming from?

Marushock-There has to be something generating the heat there.....

Mayor-That's why this Marjol thing is so ridiculous.....

Chrzan-That's right, you're right.

Mayor-So ridiculous, they could cap this thing and here we are fighting mine fires all over the place, somebody better get a brain.

Barone-He said they put the mine fire out, as far as the future we can't predict that a fire's going to start anywhere.

Keyasko-We can't predict that it's not either.

Barone-They're not going to guarantee it, DEP's not going to guarantee that there never will be a fire there.

Marushock-Again, I cannot see putting the borough at risk to fight this fire if we are the new owners of the land, that's the big, to me a big expense.....

Mayor-We should still hold on to that 48 acre tract of land, we really should.

Marushock-I'm against that, for that reason.

Chrzan-You know who gets it if we don't get it, you know that Mayor, right?

Mayor-We should.

Chrzan-That answers the question.

Marushock-One other thing I believe Mr. Szczepaniak in his statement at the Planning Commission meeting last year, I believe that land is (unclear).

Barnick-No it's not.

Marushock- And where's the accessibility to that site, sir?

Unknown-Ash Street and Division Street.

Kalinoski-In looking at the Resolution that by the borough I believe it was in '92 or '93 in trying to acquire that site, in the document that was filed with the Resolution which is part of the deed shows an easement from Ash Street all the way to the property (unclear) and we believe, we're not sure at this time, that DEP probably secured easement to get to that site to put out any type of mine fire and that easement should be included with the parcel that's being.....

Everyone spoke at once.

Marushock-(unclear) questions, do we or don't we.....

Everyone spoke at once.

Chrzan.....taxes up there, Geddy.

Marushock-I don't know the status on that but there's still too many questions unanswered about this site and I don't want to put the Borough of Throop at risk and find a mine fire in the future by a fire in that site.

Chrzan-I call the question.

Five in Favor-Chrzan, Barnick, Mraz, Lukasewicz, Barone

Two Against-Keyasko, Marushock Motion carried

15. Motion by Barnick Seconded by Chrzan

To authorize \$750.00 quarterly payment to Pennsylvania Municipal Pension Services (PMPS) from the assets of the non-uniform pension fund.

All in favor

Motion carried

16. Motion by Barnick Seconded by Chrzan

To accept Michele Lyn Sakulich's resignation as civic center monitor effective two weeks from today, July 31, 2000.

On the question:

Barnick-I think she did a good job.

Chrzan-I think maybe we should her a send her a letter.

All in favor

Motion carried

17. Motion by Barnick

Seconded by Chrzan

To appoint Jodie Ransom as Assistant Director, Civic Center, at a rate of \$8.50 per hour with a 90 day probationary period.

All in favor

Motion carried

18. Motion by Barnick

Seconded by Chrzan

To appoint Michele Charney Steblinski as Monitor/Aide for the After School Program, as per the hours that were established prior, \$7.00 per hour.

Six in favor-Keyasko, Chrzan, Barnick, Mraz, Lukasewicz, Barone
One against-Marushock

Motion carried

19. Motion by Barnick

Seconded by Chrzan

To advertise for Aide/Monitor for the Civic Center.

On the question:

Marushock-If we advertise that as an aide/monitor, aide, I'm assuming would be for the after school program, that's a different fund, do we have to two separate advertisements or (unclear), I don't believe we can have people there.....

Lukasewicz-Could advertise for aide/monitor.....

Barnick-Either, or.....

Marushock-Disbursement of payment for those people, two different funds. The monitor program upstairs, come out of the borough's general fund where the payment for the aide (unclear)....aide slash monitor, I'm agreeing with that.

Lukasewicz-Do you expect all monitors that you have there now to help as aides downstairs or...

Shevchik-Only two out of.....give us limited time (unclear).

Lukasewicz-As it is right now, you need another aide downstairs, because you don't have the people (unclear) to do the job. When will that program start?

Shevchik-The beginning of September.

Lukasewicz-You're probably going to want the aides to be hired prior period before that so we can train them.....(unclear).

Lokuta-If we don't have the manpower to staff the program, we can't do it, guided under state law.

Marushock-Will the people who will be in charge of the operation downstairs have to be state certified, there's just regulations for downstairs operation vs. the upstairs operation?

A discussion took place and everyone spoke.

All in favor

Motion carried

20. Motion by Lukasewicz Seconded by Mraz

To appoint Kevin M. McHale as an Aide to the After School Program.

On the question:

Keyasko-This program, what's the big hurry, we got a month to do it.

Lukasewicz-Can I answer that, Joe, we can't put it off too long for this program to be successful, this is going to start the beginning of school and here it's already the beginning of August. These individuals have to be hired and they have to become accustomed to the program, their surroundings over there, (unclear), so that when that program starts they're ready to go to town, they're ready to do their job, they're ready to avoid the problems that they could possibly have happen. I agree that it's very important to hire them now.

Keyasko-Well how come we don't have anyone from Throop?

Lukasewicz-We advertised, Joe, and only individual from Throop applied.

Keyasko-Nobody from Throop? Nobody?

Unknown-You've got the applications right in front of you.

Keyasko-That's all the applications?

Unknown-That's it.

Chrzan-What did we have, three?

Unknown-Four, that's it.

A discussion took place.

Four in favor-Chrzan, Mraz, Lukasewicz, Barone

Three against-Keyasko, Marushock, Barnick Motion carried

21. Motion by Barnick Seconded by Chrzan

To send notice, to authorize Bob Bernosky, Engineer, PG Energy, Pa American Water Company, and the contractors involved to conduct a meeting within the next 48-72 hours concerning the water runoff at Tiffany Estates.

All in favor

Motion carried

22. Motion by Barnick Seconded by Chrzan

To send notice to PennDOT, our engineer, the contractor involved (Leeward) with George St./ and Meade (Crawford Ct. Project).

Lukasewicz-Can we include in there also that we can do camera of the storm line by Walter Hoynowski's house down to where Gangi's is because it will back up all the way by.....

Barnick-Let's just do it.

Kalinoski-Right now you will not be able to camera the storm line I'll say from the Hose Co. to over by Gangi's (unclear).

Everyone spoke at once and a discussion took place.

Lukasewicz-Because Jimmy, for the first time, that water backed up by the gun shop all the way up to Simpson Street about four feet (unclear)

Marushock-Rob, let me ask you, the improvements that were just made at that intersection on George and Meade (unclear) problem down there for a long time, the rainfall we had yesterday, (unclear) wasn't the improvements made at that intersection to try to resolve that problem in that area?

Kalinoski-One of the biggest problems in that area, there's sanitary sewer backups in the houses, smells into the homes or structures, one was to (unclear), one was to Gangi, and I believe one of them was even to Elaine's sister that lives adjacent to Gangi. From what I understand speaking to at least Mr. (unclear) yesterday, there haven't been any sewage backups. We eliminated the sewage backups, we eliminated a lot of the storm water that's in the sanitary line which is now being dumped out in the street, we eliminate the storm water in the sanitary line, now it's going out on the street and we've got an increase in the water on the street.

Marushock-It seems like we corrected one problem, I give you's credit for that, but it seems that we've created a larger problem on the other end.

A discussion took place.

Kalinoski-Right now that project is only 50% complete. The sanitary system was completed, the storm system has not been touched yet, there was a permit from PennDOT that was issued, we had to get some modifications because of conflicts between PennDOT's requirements and what was existing out there. PennDOT requires a minimum of an 18" diameter pipe anywhere within the right of way. Some of the pipes going from the inlets to the manhole, they're existing right now but they're 12".

A discussion took place.

All in favor

Motion carried

23. Motion by Barnick

Seconded by Chrzan

To send a letter to PennDOT with requirements for taking over the road, sit down with PennDOT, see what it cost or what they're going to pay us for taking over that road and what they're going to fix.

Barnick-Because right now we are plowing, I know we get paid by the agility, through the agility program. We're taking care of storm lines, we're taking care of the sewer lines.

Mayor-How do you, do you feel that maybe we're losing money on this?

Barnick-I think we are just by all repairs.

Mayor-A lot of money?

Barnick-A lot of money because we're having to do it by the PennDOT requirements, which are more than what's required on our regular roads.

Mayor-So the agility program isn't so agile after all.

Barnick-No, the agility program's working fine as far as that, but on that road so far it's costing us more money because we have to make compromises for their sewer, the way they want it, they certain kinds of re-pipes, they want certain specs in their contracts.....

Keyasko-Well if it's PennDOT's, let them have it.

Marushock-If I can add to this, I attended that meeting in February down Wilkes Barre with some state people and the representative there said that the state is very happy to give up roads but, however, I don't want the borough to have the responsibility....

A discussion took place.

Barnick-I know, I made a motion to send a notice to them that we'd like to meet with them, that's all, period, concerning George Street.

Barone-I'd like to include, we get a, something like on George Street from the state, I'd like to improve Oleckna Street. Them big trucks come down there, they're ripping that part of town apart.

Kalinoski-If you were to take Oleckna Street, Joe, and I know you had mentioned it to me earlier today, you would have to take from, George Street is included, from Dunmore Street all the way down to Boulevard Avenue, you cannot have a state road that is (unclear).

A discussion took place.

Barnick-I just feel real bad pertaining to what happened down there because I'll tell you what, I've seen (unclear) the problems down there and I really believe because we're waiting on this permit from PennDOT and the modifications that are being made to the road that a lot of this water would have been taken out of the road and it would have been gone, it never would have been.....we're waiting here, now Thursday, what (name unclear) is going to review it Thursday up at PennDOT. How many weeks is this now this project's been sitting dead, three weeks, four weeks? That possibly that could have been solved before that even happened over there, but because they own the road we have to wait for them and keep waiting, it's costing us more money and it's going to cost us more in the long run by the time we get done with legal bills and everything else involved with it, the insurance (unclear).

Lukasewicz-Do you want to word the motion to request PennDOT to make us a proposal for (unclear).

Barnick-Yes. Proposal, this is not accepted, the proposal that we accepted by Ordinance is.

Barone-Seconded by Mr. Chrzan

All in favor

Motion carried

Barnick-I'd like to say about the Little League, a lot of money put into that, we have to take a hard look at that down there, that whole area down Haverly Street, I know the engineer supposed to be looking at this but with these rains coming the way they are, I mean, I understand there's a

Morrell-I checked with the insurance company today and they said to get an estimate for claim, they don't see any problem and there is no deductible on something like that.

Barnick-What's our deductible?

Morrell-Nothing for that. I spoke to Brian Bell himself.

Barone-That's Bette Goreschak's fence damaged by our DPW workers last year. Scotty Zilla can give them a price of \$150.00 to fix it, the insurance company will pay for it.

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

One against-Barnick, would rather see the borough pay the bill instead of making a claim with the insurance, possibly to then raise the insurance rates up.

Motion carried

Lukasewicz-I have a discussion for a possible motion. Hose Co. #1 the way that water is leaking in the roof, are we going to do anything with that building? The water is coming in, that roof has to be fixed, I don't think we're going to have anyplace to keep our equipment in the near future, I would make a motion that maybe Robbie come up with a game plan for fixing the roof either to repair the roof that is there or put a (unclear) roof on top of it or whatever.

Unknown-It's got to be repaired.

Barnick-One year ago we authorized you to go out and get bids on it for repair of the roof.

Lukasewicz-Well, we have to get it fixed, don't blame anyplace.

Barnick-No blame, I'm just saying we authorized it already.

Lukasewicz-Let's get it done.

Everybody spoke at once.

Kalinowski-One of the problems is, it's not just fixing the roof, you have to look at the sidewall structure, the foundation.

TAPE CHANGED

Chrzan-We could have sold it, we could have got money for it.

Keyasko-How much were you going to get, you were going to get....

A discussion took place.

Kalinowski-Can I make a recommendation? To have somebody come in and do a structural analysis of that site and make a recommendation to council.

Everyone spoke at once.

Chrzan-Why are you going to be bothered when we can get money for it? I don't understand this.

Marushock-I don't think we're going to get money (unclear) standing structure where it's going to be feasible.

A discussion took place.

Chrzan-Your family just bid on it not too long ago, you want to buy it, now you're going to spend money to tear it down, I don't know where the reasoning is.

Barone-We don't have another place to put the stuff that's inside it.

Everyone spoke at once and a discussion took place.

Motion by Marushock

To tear Hose Co. #1 down.

No second

Motion failed

26. Motion by Lukasewicz

Seconded by Mraz

To have a competent inspector come in to inspect the building to evaluate the condition of it (the roof and the wall), fees not to exceed \$300.00, as soon as possible.

Kalinoski-Is it possible that you could have the insurance company send somebody in?

Lukasewicz-They'll tell you to tear it down.

Chrzan- Jimmy, what was that bid that we got?

Barnick-\$9,000.00.

Chrzan-They wanted to give us \$9,000.00, why you want to tear a building down and pay for it?

Lukasewicz-Tony, you can't buy a lot for \$9,000.00.

Everyone spoke at once and a discussion took place.

On the question:

Barnick-I think we should (unclear), we need storage and that's....I won't vote....

Lukasewicz-Let me ask you a question, you look at it the same way I look at it, the roof is fine if you put a roof on it.

Barnick-Yes.

Lukasewicz-That's the way I analyze it too, but if everybody wants to go the \$300.00 I will.

Unknown-Well, about the sidewall?

Lukasewicz-The water is coming in from the drain down the sidewall, water after several years ofdamaged.....water coming down there has just been the last two winters heavily so I don't think it's that bad.

Everyone spoke at once and a discussion took place.

Five in favor-Keyasko, Marushock, Mraz, Lukasewicz, Barone

Two against-Chrzan, Barnick,

Motion carried

Officials Comments:

Barone-This is for the people from lower Throop who want their sidewalks to get the new topping, August 10th is the deadline. Those who are interested please come to the Municipal Building and give us your name and address and a deposit of \$25.00 to Elaine or Christina. If paying by check please make your check payable to Leeward Construction and not the Throop Borough.

Mayor-I want to mention again the Night Out tomorrow night, I hope everybody here will participate. Officer Jones, the effort he's put into this thing, there's going to be a lot of activities. I want to thank Dave Palfrey for the nice story in the paper this morning. There's going to be a life flight helicopter, child i.d. program, bike safety, logo design contest, games, refreshments, five three-round boxing exhibitions and you could meet Chris Mills and Bruce Corby, boxing

champions. Of course there's going to be the parade and Dunmore's won National Honors for their Night Out and I think we have even more activities than they do and we could expand on this in later years too. It's going to be a great thing and a lot of activities and I applaud Officer Jones for his hard work in this and Dave Palfrey for advertising this program.

Barone-Joe Perechinsky

Mayor-And Joe Perechinsky. By the way, I have that bicycle plan here in my pocket but I haven't finalized it yet, wait for a few days but I will get it to you in the next few days.

You know, Gangi, here's a man that does so much for the community that this devastation to him the other night is real sad because he does do a lot for the community. Rinaldi, do you any information, the property I should say, I mean we're talking about our equipment, here comes another winter, it's going to be awful cold and are any conceptions being made with Rinaldi, that would be a good, good place for...(unclear)...and what's happened, it's just in a state of limbo.

Barone-Any contact with him, Louie?

Cimini-We talked about that, the only problem was the second time that we sat down with Robbie the property we wanted increased in square footage, that was something that was not acceptable so I think we were going to take 4 ½ lots out of the proposed development at that time which was much more than was originally anticipated. They are willing to speak with us, if you want I can call and we can meet with them.

Barnick-I'm sorry, after he offered a thousand bucks for the planning fees, I wouldn't speak to him any longer, you should.....

Mayor-But something's got to be done.

Barnick-There's six thousand dollars in (unclear) assessments.....

A discussion took place and everyone spoke at once.

Barone-I've got one more thing to say, the Washington Street Park, we put three grills up there if people want to have picnics, there's tables there, use them anytime you want. Clean your messes up and we do not supply the charcoal.

Mayor-And it really looks good too.

Audience comments:

Bob Lokuta-I have a handout before we start. There's going to be three of us that are going to address you at one time here, myself, Jamie Shevchik, and Lenore will jump in where she thinks fit. The Civic Center was attacked again a week or so ago by our controller a copy of the letter is on the last page of this handout. We take exception to some of the facts that are stated in this letter. Number one, there is no deficit of \$82.05. Number two, the part that really hurts the most is this is not, this deficit is not increasing and it's not ongoing. You guys commissioned and hired an auditing firm, Gavigan, and he came up with a figure that was short on the soda sales and he okayed the procedures that we had in place, he offered no extra or no additional procedures to put in place, he said what we did was fine.

Barnick-Can I stop you a minute there, Bob? This \$82.00 you're talking for January 1st to March 31st, again, there's supposed to be no involvement with the Civic Center with inventories and stuff like that except from the investigators, am I right? Again, defy the borough.

Menichetti-These were the figures submitted by the Civic Center.

Marushock-That's part of public record.

Menichetti-Thank you.

Barnick-This is under investigation.....

Menichetti-They were posted on the bulletin board outside, these figures right here.

Barnick-Competent accountant, a certified public accountant, isn't any good.....

Lokuta-Is it my turn? We take exception to the fact that is ongoing and increasing, it is not. We want to defend ourselves, we think that this memo is totally wrong, it's offensive and it's totally inaccurate. If you want, I'll read the letter, as you are aware, the borough controller, Daryl Controller, has issued another letter regarding soda sales at the Civic Center. We would like to take this opportunity to address yet another frivolous attempt by this controller to undermine the Civic Center operations. You will see on the attached sheet that not only are Ms. Menichetti's findings wrong, but she is also having a problem reading invoices. In the letter, Ms. Menichetti points out that total sales at the center for the period of Jan. 1, 2000 through Mar. 31, 2000 show a deficit of \$8,205.00. Once again, I repeat, the controller's findings are not accurate. She apparently took the number of cases first for the period and multiplied that by twenty four bottles per case. She did not subtract the ending inventory of 1,982 bottles which netted 4,138 bottles of products sold. Therefore, she assumed the gross sales should have been \$4,138.00 as opposed to \$4,055.95 of gross revenue actually reported, accounting for the difference of \$82.05. Ms. Menichetti's number one priority as controller is the Civic Center beverage account, this seems to be the focus.

Everyone spoke at once and a discussion took place.

Lokuta-Ms. Menichetti revealed, would realize that all cases of products purchased did not contain twenty four bottles for example, RC Edge is a twelve pack and not a twenty four pack. The confirmation should have been as follows, and we did the analysis the way Ms. Menichetti did it and we show her work. We feel that the way that this was done by her is totally inaccurate. It's not the way to do an inventory, it's not the correct procedure.

Lukasewicz-Is that the first time you ever bought cases that only had twelve bottles per case?

Lokuta-No, correct me if I'm wrong, Jamie, ever since we went with Canada Dry it's been like this.

A discussion took place and everyone spoke at once.

Lokuta-We showed you a breakdown of different periods of the year so far. On number two, we gave them the definition of deficit, and now we get to the point where we, we did it the right way, we did the inventory the right way and in doing so our figures came up with a net profit of \$3,414.(unclear) far from a deficit, far from an ongoing problem. Please be aware that the CPA firm of Gavigan who did the Civic Center audit did not find a deficit in the year 2000. He did not find a deficit in the year 2000, that's right from the auditor that you hired, okay? In fact the auditor approved our figures and he approved our methods of doing so, he did that, he gave us a letter to that fact. Furthermore, Ms. Menichetti told council the reason she did not alert the center or council of her findings until March was that it took her three months to complete her audit. Just when her audit was due to the state she completed it. We would like to say that it took Ms. Menichetti three months to complete the '98 audit, her figures were off by \$2,000.00 compared to the CPA firm of Gavigan, in a matter of three hours we did an internal audit ourselves and we included the years '98, '99, and 2000 and our records show that the audit appeared, the CPA firm of Gavigan we had a difference of \$7.00. Internal audit over there we were off \$7.00, the facts speak for themselves, \$7.00, we could have saved you a lot of money. Statements were made at previous meetings indicating that the Civic Center does not know what

they are doing, based on this report it becomes obvious that regardless of the frivolous accusations thrown our way the Civic Center does in fact have its act together and functions in a most efficient way. I'd like to add one other thing, (unclear).
Everyone spoke at once and a long discussion took place regarding the Civic Center.

The meeting was adjourned.

Elaine Morrell, Administrator/Secretary

Minutes by Christina Sullivan, Assistant Secretary