

**Minutes
Throop Borough Council
Monthly Meeting
Thursday, June 29, 2000
6:00 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 (Arrival 6:25 p.m.)

Thomas Lukasewicz-P

Mayor - Stanley Lukowski-P

Controller - Daryl Menichetti-P

Solicitor - Attorney Louis Cimini-P

Treasurer - Lenore Dolan-P

Announcements:

- Tonight's monthly meeting was originally scheduled for Monday, June 26th at 7:00 p.m. but was cancelled due to a lack of quorum and re-scheduled for this evening.
- An executive session was held June 6th at 9:30 a.m. with the Police Committee, Mayor and Chief of Police.
- An Executive Session was held on Wednesday, June 14th at 6:00 p.m. to discuss the DPW union contract.
- An Executive Session will be held on Wednesday, June 28th at 6:00 p.m. to discuss the DPW union contract.
- A Public Hearing will be held on July 13, 2000 at 6:30 p.m. regarding a landowners request for Curative Amendment to the Zoning Map. The request is challenging the validity of the Borough's Zoning Map as it relates to a parcel of land in the Keystone Industrial Park owned by John and Lois Kearney. The Special Monthly Work Session & Meeting will follow.
- A Special Work Session will be held on Monday, July 17th at 6:00 p.m. at the Throop Civic Center to discuss the Marjol Battery Site.

Marushock-I understand it was for a seat for the patrol bike?

Dolan-It has a seat, yes.

Marushock-The reason I'm saying that is, I don't see that bike coming on board immediately because of lack of manpower of staff, improper.

Dolan-The seat was (tape unclear).

Marushock-This is what I'm against, the purchase of that seat. (Tape unclear), you're already buying a seat on a brand new bike.

Everyone spoke at once.

Barone-It was an uncomfortable seat, and it was hurting them guys.

Barnick-I think it should be sold, myself.

Everyone spoke at once.

Marushock-(Tape unclear) why are we putting another fifteen dollars into that bike when it's sitting in the corner, definitely, that we're not going to use right now. In regards to the Blue Cross bill.

Barone-You want the seat from the bike to sit on?

Marushock-That's not the issue.

Barone-Sure, it's the issue. You're making an issue of fifteen dollars, that's uncomfortable for those guys.

Marushock-I'm sure if it was coming out of your pocket directly you would be upset, sir.

Barone-It's coming out of my pocket indirectly.

Marushock- **Blue Cross of Northeastern Pennsylvania, I'm against Attorney Cimini's portion of the bill.** I believe he's a subcontractor, I don't see an obligation providing him with Blue Cross coverage. The rest of the Blue Cross I'm in favor of paying. Moving down, **Edward Bocan, Sr.**, as far as electrical work at the Civic Center, against, I was against that expense, I'm also questioning if the borough has a certificate of insurance on file from this individual, was this work inspected by a licensed inspector. If this work was inspected does the borough have a copy of inspection on file. I believe Mr. Lukasewicz also questioned the certification of electrical work being done at that facility. Again, **Attorney Cimini's fee for June, he was off for an unspecified amount of time**, and we have no itemized invoice, no account of, no accurate accounting of his time other than what he submits. Iquestion on.....

Barone-There he is.

Marushock-....called him the other day and I asked for an opinion, it's more than forty-eight hours and he has still not returned my call. **Canada Dry, Civic Center beverages**, I'm against that payment.

Barone-Are you for anything?

Marushock-Yes. (Laughter and tape unclear.) Okay, there's again **Civic Center, to the supplies from Ceccacci Lift**, the item last, there was a Civic Center replacement window, (**Diamond Glass**) the question I have on that, was it smashed, who was in charge of that facility the time that this was done, a two hundred and ninety dollar bill for replacement of a window. **Gavigan and Company, I feel (tape unclear) not pay that bill for the audit of the Civic Center**, I have not received a copy of (tape unclear), I cannot see how I can approve payment of that item I have not even seen or am fully knowledgeable that even exists. **Michael Goffer, his invoice bill, I feel there's a possible conflict of interest with Attorney Michael Goffer representing other**

people in.....private lawsuit at this time. Hughes Trucking, I'm questioning the uh, how many loads of material received. I know we approved and authorized the purchase of sand and also the Dynatex(?) topsoil for the playground, however, on the next page there's a bill from **Martin Limestone** for \$580.04, bill from Hughes Trucking is this for the purchase of the sand also plus the delivery of the sand and the Dynatex? Uh, another bill here **Bill Kobesky** fencing, again, did this individual a certificate of insurance on file with the borough? **Petty cash reimbursement to the Borough of Throop in the amount of a little bit more than \$193.00, I'm in favor of the \$93.00, however, I'm against the \$100.00** that Mr. Barone personally requested on that account to reimburse Jamie Shevchik, I feel you overstepped your bounds in that situation that's why I'm only going on approval of the \$93.00. **Quints Army Navy**, again, there's a \$75.00 bill for this bike related operation, we're not going to operate the bike, why are we paying these bills. **Reid's Towing and Repair**, a bill for \$413.30, I believe it was for a situation where PP&L had backed into that fleet vehicle, was it, the Borough of Throop.....

Chrzan-Wait a minute, hold, what did you say, PP&L backed into the vehicle.

Marushock-Okay, how was the damage.....

Chrzan-That's the Mayor.

Mayor-Not on that case, no.

Chrzan-The PP&L pole must have backed into the vehicle, is that what you're saying?

Marushock-I didn't say that.

Chrzan-You said PP&L backed into.....

Marushock-I said a PP&L vehicle, right?

Chrzan-You didn't say that.

Marushock-Mayor, what is the impression on that, please?

Mayor-It was just a plain old accident, that's all.

Marushock-But, okay, but our operator not, with someone else (tape unclear).

Mayor-Are we talking about the Repchick incident in this case?

Barnick-No.

Chrzan-Repchick's incident.....

Mayor-Oh, that was the one that was at 3:00 in the morning.....

Barnick-They backed into the vehicle.

Mayor-They did, yes.

Barnick-If he would look through his bills he'd find all the stuff in there.
(Everyone spoke at once.)

Marushock-Mayor, is that incident where an outside vehicle hit our vehicle.

Mayor-Yeah.

Marushock-Okay, was the Borough of Throop reimbursed the \$413.30? Because it was not our fault?

Mayor-I have, no, I don't know at this point.

Chrzan-....Chief of Police to answer that.

Marushock-That the \$413.30 be reimbursed to the borough.....

Chief-Well, the Chief of Police did work about three or four nights this week, you know.

Chrzan-I'm asking, why isn't he here to answer these questions.

Mayor-Well, maybe he needs a little rest.

Marushock-question is.....

Mayor-I don't see anybody else volunteer.

Marushock-The other thing I'm questioning here is a bill from **Frederick Spott** \$13,894.00 this definitely needs some looking into, we had another situation before, Boulevard right now, either poor lack of design, we were going into (tape unclear) on that sewer project, right now we have a situation on Boulevard Avenue where we may have to put gas loops, I'm sorry, lines in the gas, loops in the gas lines to get the sewer lines to be able to tap into the new sewer lines from the residents. Each loop is going to cost the borough approximately \$14,000.00, why was this over looked, to me this is a major cost overrun against the Borough of Throop.

Barnick-Did you ever think about attending some of these meetings and stuff?

Marushock-Why.....

Barnick-....by only a couple of individuals, just so you understand that on all the stuff, nobody else does anything.

Marushock-.....was done....(tape unclear).

Barnick-Have done nothing, since six months he's been on council.

Marushock-That's your opinion for that.

Barnick-Absolutely nothing. Except for pick on the Civic Center.

Chrzan-I call the question.

Barone-Roll call, Elaine.

Morrell-Keyasko.....

Keyasko-Vote to pay the bills except for what Geddy brought up.

Everyone spoke at once.

Keyasko-I want to know, I want.....(tape unclear)..I said I'd vote for...

Chrzan-I want to know what you're voting against.

Barnick-I'd like to know....(tape unclear)...and why you're voting against them.

Marushock-I haven't had....(tape unclear).

Barnick-(Tape unclear)....Mr. Keyasko, here.

Keyasko-Why didn't we get the audit? You didn't pay for that audit, Joe, what gives you the right to hold that back?

Barone-We're not talking about the audit, the audit comes.....

Keyasko-How come I don't know about the audit?

Chrzan-I called the question, Joe.

Barone-That's not part of the discussion.

Marushock-That was part of the.....

Barone-That's not part of this right now.

Everyone spoke at once.

Favor-Chrzan, Barnick, Barone

Marushock-For, except as noted.

Lukasewicz-For, all bills except Attorney Goffer's.

Morrell: We have for all the bills except Joe Keyasko and George Marushock are against the list that Getty mentioned, do you want me to read a list?

Chrzan-No.

Morrell-And Mr. Lukasewicz is for all the bills except Attorney Goffer's, Motion carried.
 Barnick-Well, which ones passed, which ones failed?
 Morrell-They all passed, because there was only two of them, oh wait, **Goffer's is a tie.**
 Barnick-I don't believe Mr. Lukasewicz could even vote on Mr. Goffers bill.
 Lukasewicz-I can vote on that.
 Barnick-Being that he's being sued.....
 Chrzan-It's in reference to your case.
 Barnick-Yes, it is.
 Lukasewicz-I don't think you should be.....
 Barnick-And that's a violation of ethics, right there. Mr. Cimini, could you give me an opinion on that? So we can get the ethics commission in here, maybe.
 Lukasewicz-(Tape is inaudible).....something that was just.....
 Barnick-Tape is inaudible.
 Marushock-.....conflict.....
 Dolan-Actually, it's vs. Dolan, for your information.
 Marushock-Okay, but still, is there a borough official involved?
 Unknown-You're going to have to give me an opinion on it tomorrow.
 Barnick-Is it possible that there's a violation there.
 Lukasewicz-Mr. Cimini, how do you think I should vote on this, can I vote against paying them?
 Cimini-Without researching it, I don't know, I really don't, I don't know how you want to do it.
 Lukasewicz-I vote the same way.
 Morrell-So we'll have, all the bills we passed except Attorney Goffer's is a tie, Mayor Lukowski, we need a tie-breaker to pay the bill for Atty. Michael Goffer.
Mayor-Yes.
Morrell-Motion carried, all the bills will be paid.

3. Motion by Chrzan

Seconded by Barnick

To pay the monthly employees.

On the question:

Barnick-On this, I just asked that any overtime be specifically looked at and (tape unclear).

Marushock-On the question, Mr. President, I believe that Mr. Barnick is referring to (tape unclear) overtime of the Police Department.

Barnick-Don't believe what I'm referring to. You mean you can start to read my mind here, Mr. Marushock?

Everyone spoke at once.

Chrzan-He didn't say it was abuse.

Everyone spoke at once.

Mayor-Wait a minute, did you say you're not going to pay that overtime?

Barnick-No, no, I says I asked all the departments to look at overtime to make sure.....

Mayor-Oh, all right.

Chrzan-To use common sense.....

Barnick-I didn't say nothing about the Police Department, this guy did.

Marushock-I don't think there's been any abuse of overtime in any of the departments to the best of my knowledge (tape unclear)

Barnick-That's your opinion, that's your opinion, don't try to read my mind.....cause you never.. (tape unclear)...you're not smart enough.

All In favor

Motion carried

CORRESPONDENCE:

4. Motion by Barnick

Seconded by Chrzan

To accept the correspondence as read or posted.

Morrell-No, there's nothing to be read.

All in favor

Motion carried

CONTROLLER'S REPORT.

5. Motion by Keyasko

Seconded by Marushock

To accept the Controller's Reports and Financial Statements.

On the question:

Barnick-How much interest have we received since we changed banks on the General Fund?

Menichetti-6.17%

Barnick-How much have we gained so far?

Menichetti-I don't know, (tape unclear) if I knew you wanted to know I would have the results reported.

Barnick-Don't we get a monthly report on interest, what's made?

Menichetti-No, (tape unclear) interest 6.17.

Barnick-They add an amount to each and every month.

Menichetti-Oh yes, there's an amount every month, yes.

Barnick-We don't have an amount for this month?

Menichetti-Well, if I knew you wanted it I would have had it here for you.

Barnick-That's it.

In favor-Keyasko, Marushock, Lukasewicz

Against-Chrzan, Barnick, Barone

Tie

Mayor-For

Motion carried

6. Motion by Barnick

Seconded by Chrzan

To advise the Controller to post revenue from the civic center to each specific category.

On the question:

Menichetti- Would you be more specific, please?

Barnick- This is to post all cash deposits, right, cash receipts, make sure everybody gets an eye on what's going on over there, what they received and also.....

Menichetti- I don't think, the treasurer gives a report.....

Barnick- But it's part of the controller's obligation to report on what's going on with these accounts.

Menichetti- Well I've been doing that, Mr. Barnick.

Barnick- So why isn't it posted specifically, then?

Menichetti- It is posted by the treasurer of the Civic Center, she has it itemized. It's posted every single month.

Barnick- Why is it posted by the treasurer of the Civic Center?

Menichetti- Because she takes the revenue.

Barnick- It should be posted by the controller, that's my opinion.

Menichetti- It is posted, it's posted in the general ledger.

Barnick- (tape unclear) and glue it together, right? Treasurer (tape unclear) once.

Menichetti- Yes.

Barnick- Yes, (tape unclear) individual.

Menichetti- Well, it's not necessary to and it may not even be feasible to do it.

Barnick- Well, I'd like to see it individually.

Menichetti- I'll look into it but I don't think.....

Dolan- Excuse me, may I say something? The audit, totals. You told us that the Civic Center should be in the controller's report.

Menichetti- It is.

Dolan- No, by each category. Just like you do the borough money. The borough knows you did (tape unclear) and not take the revenue in. But the Civic Center is part of the borough.

Menichetti- Alright, then you're going to have on the treasurer's report you're going to have to break it down for.....also, Lenore.

Dolan- I do.....(tape unclear).

Menichetti- (tape unclear).....the transfer.

Dolan- No, I don't, you get a report every month, there's your report, every month it gives you the general ledger.

Menichetti- That's exactly what I said, so why does it have to be done.....

Dolan- Because if you did it this way when we have an audit if they had your books we have one (unclear) between the Civic Center and the borough. You don't pay for two bills.

Marushock- (unclear) I haven't even seen.....

Dolan- He's the one that brought it to our attention.

Marushock- I haven't seen an audit (unclear) copy of that audit.

Everyone spoke at once.

Menichetti-You know more than I do and I, you know, really didn't speak to Mike Gavigan about anything about the Civic Center, so you know more than I do.

Dolan-Well, we were called to a meeting.

Menichetti-(tape unclear)

Marushock-I'd like to see that motion tabled.

Barnick-The motion is made and seconded.

Chrzan-And I call the question.

Three In favor-Chrzan, Barnick, Barone

Three Against-Keyasko, Marushock, Lukasewicz

Tie Vote

Mayor-In favor

Motion carried

Note: Bob Mraz just arrived at 6:25 p.m. from work.

7. Motion by Barnick

Seconded by Chrzan

To authorize the controller to transfer the Sunny Day Fund CD from a FLEX CD to a 13 month fixed CD at a rate of 7% interest at the First National Community Bank, Dunmore. (The Flex CD has a 6% rate.) (\$1,035,920.34)

On the question-

Barnick-Again, this was my recommendation, I saw it in the paper, these are the things that should be looked at by the controller.

Menichetti-Well, we'll pat you on the back, Mr. Barnick, and give you a little star.

(Everyone spoke at once)

Menichetti-We'll give you a little star, a red one and a blue one.

Barnick-Thank you, thank you, do your job, that's all.

All in favor

Motion carried

8. Motion by Barnick

Seconded by Chrzan

To receive the Audit of the Civic Center by Gavigan & Company, P.C. for the period November 4, 1997 through April 30, 2000.

Marushock-I suggest that we table that motion at this time because we have not received copies of that.

Barnick-I'll make the motion.

Chrzan-I'll second it.

On the question:

Menichetti-The motion when you passed it, read to do the audit up until April 2nd not 30th. The

motion read that the audit should be done till April 30th.
Barnick-I didn't, I didn't see it so.....
(Everyone spoke at once)
Marushock-The controller is correct in that statement because in fact I got a copy of the minutes but I don't have them right before me, though we did not authorize an audit to April 30th, I believe it was April 2nd or the 3rd.
Menichetti-April 2nd.
Dolan-You should be happy.....
Barnick-Yeah, no (unclear)....
Marushock-It wasn't done according to the motion as approved. Plus, again, I have not seen a copy of that, I don't know why it's being held in confidence, confidential, but....
Barnick-Well, the way the detective down at the D.A.'s put it is, bring it to council, president held onto it, the only one, nobody else saw it, except for him, the D.A., then he says put it to a vote in order, this way if the council goes and votes it out, fine, it's public, but he's still investigating over there of what's going on because it's going to point to more than items over there, so....
Marushock-When did this (tape unclear).
Everyone spoke at once.
Keyasko-Well how do you know so much about it if you didn't see it?
Barnick-Cause I spoke with him after Mr. Marushock spoke to him.
Keyasko-Oh.
Barnick-I didn't see the audit.
Keyasko-Mr. Cimini, I would like a ruling on this, why we were denied a copy of that audit.
Barnick-You're accepting it right now.
Cimini-I don't know why you were denied copies.
Keyasko-We're (tape unclear) of this council, and I want to know why we were denied a copy of that audit.
Cimini-I think you should ask the president why you're denied, I don't know why you're denied.
Barone-Motion was made on this. Mr. Barnick made the motion, Mr. Chrzan seconded it.
Lukasewicz-Wait a minute, we're still on the question.
Barone-Go ahead.
Lukasewicz-All right? Because I have a few questions I'd like to ask on this.
Barone-Go ahead.
Lukasewicz-The first question, did you read the whole audit? Like it was given to you, did you look through the audit?
Keyasko-Yes.
Lukasewicz-How are you so much different than myself, that you, let me finish.
Barone-Go ahead, I'm not saying anything.
Lukasewicz-That you, as an elected official of this borough was privy to that information but yet me, someone that has been elected by a fewer people in this room, didn't have the opportunity to, okay?
Barone-that it?
Lukasewicz-Now you had the opportunity to review it, I know you're a responsible (unclear), did

you, referring to that information (unclear) what else?
Barone-No.
Lukasewicz-That's all I have to ask.
Barone-And the reason why it wasn't even out, because I went with the D.A.'s word, because the audit, when it was given to you was still under investigation. This gentlemen right here, and her, tampered that investigation, they kept calling him about that audit. They got Gavigan, that's why Gavigan got fired, because of those two.
Menichetti-Mr. Barone, I spoke with Detective Jordan myself and he told me there was no investigation going on.
Everyone spoke at once.
Chrzan-He told Mr. Marushock not to call the D.A.'s office anymore.
Menichetti-No, he did not.
Marushock-For a matter of record.
Chrzan-Well then you're saying he's a liar.
Everyone spoke at once.
Menichetti-I'm saying you're a liar, Mr. Chrzan.
Chrzan-He'll be up here tomorrow, don't you worry about that.
Marushock-The fact of the matter is yes, I did talk with the auditor after the audit was completed. I had no influence in his doing with the audit. I spoke with him after it was done to verify that he had turned in a copy to the borough, again, as a public official I feel that I'm entitled to that public document. When I first talked to Detective Jordan, his stipulation was that there be no other copies made and that it be not be released to the news media. I was in full agreement with his suggestions, however.....
Barone-(tape unclear) you're going by his word, what are you asking about, you and her?
Marushock-Because.....
Barone-unclear.
Marushock-Evidently there was a conflict in time schedule and what was said.
Barone-When was the first time you asked Gavigan questions, you and her?
Marushock-Questions.....
Barone-It was before the audit was complete.
Marushock-No it was not.
Barone-Yes it was.
Everyone spoke at once.
Barone-Elaine, roll call.
Morrell-Keyasko
Keyasko-I want to know how I can vote on this.
Chrzan-Ask your buddy.
Keyasko-No, I'm not going to....our solicitor. I'm a member of this council, I have a right.....
Cimini-I'll tell you this, I'll tell you this much. Mr. Marushock called me earlier in the week, I did call him back. He asked me for an opinion, I did the research, I got tied up with Joe Kosciak with the VFW condemnation, there's a little battle going on, I don't know how you vote to accept something you have not read, that's common sense. That's all I could say, other than that, I don't know why you don't have a copy, if the detective told Mr. Barone that it shouldn't disseminated

that's another story, that's just common sense.
Barone-This motion reads, the way I understand it, to accept the audit from the Civic Center from Mr. Gavigan, do you want the audit, yes or no?
Keyasko-I want to know how I should vote on this. Yes, I want the audit.....and how I'm going to vote for it, I'd like to see it before I vote on it, you jackass.
Chrzan-Enough is enough, Joe.
Barone-One more time we'll get the Chief of Police and throw this guy out of here.
Keyasko-You throw me out, go ahead, I've got thrown.....
Barone-Yes or no, Joe, do you want the audit or no? Do you want a copy of the audit?
Chrzan-You don't vote for it, you don't get a copy, that's all.
Keyasko-This says to accept it.
Everyone spoke at once.
Lukasewicz-If I accept it will I see an audit?
Barone-Yes, you will, it's right here.
Everyone spoke at once.
Morrell-Should that wording be changed? Should it say to receive a copy of the audit?
A discussion took place.
Cimini-I think from what Mr. Barone is saying, there's just a little confusion as to the wording of the motion that perhaps the word accept should be changed to receive the audit. Maybe we should change the word accept to something else to reflect what Mr. Barone is saying.
Marushock-So Attorney Cimini, you're suggesting that we do accept (tape unclear).....
Cimini-All I'm saying that what Mr. Barone has just said that maybe the word accept is not the right word, maybe it should be to receive the audit of the Civic Center.
Marushock-Can we change that then?
Barone-Joe, how do you vote?
Marushock-Can we change that motion with the (tape unclear) made the motion to second it.....
Barone-Sure.
Keyasko-To receive?
Marushock-Yes.
Morrell-Tony?
Chrzan-For.
Morrell-No, I mean it's okay to change the wording to receive?
Chrzan-Yeah, go on I don't want to be playing games here.
Marushock-For
Unknown-I'll go for too.
Morrell-Okay, let's do the roll call now.

All In favor

Motion carried

Another discussion took place.

Morrell-Is this for council or is for public?

Barone - Public.

Barnick-Read the two letters dated June 9th from Gavigan and Co.

13. Motion by Chrzan

Seconded by Marushock

Motion #13 Withdrawn by Chrzan & Marushock

To submit an application for an Executive Edition VISA business card, (major credit card) to be used by authorized borough employees as approved by council and/or the purchasing committee. (Purchase orders will still be required.)

14. Motion by Barnick

Seconded by Chrzan

To accept the audit proposal from Bernard A. Fagnani, CPA for the sum of approximately \$4,100.00 to audit all borough accounts for the year ending December 31, 1999.

On the question:

Marushock-After reviewing Mr. Fagnani's proposal the contract for audit says the fee for the single audit should be approximately \$4100.00. This part of the sentence, in my opinion, should be eliminated and replaced with the fee for the single audit shall not exceed \$4100.00. Number two, last paragraph on page two, in my opinion, needs to be eliminated, it says that no borough personnel interfere with the audit. (Tape unclear) not exceed \$4100.00. I believe we're in a problem area here with so called borough officials intervening with an audit and having influence on an audit or the accusation, and here we're looking for input from borough officials for this audit. This audit is for the year 1999, to me there are issues and records that are already on file, I believe Mr. Fagnani should be able to do that just by coming in and reviewing the records that are a matter of public record. Also, Mr. Gavigan was hired previously to do this audit I believe at a lower price and then after he had completed the Civic Center audit this board up here made a motion and approved it to remove Mr. Gavigan as the auditor for the borough general accounts. We asked Mr. Fagnani also to submit a bid again being that it was higher, if we're going to reject Mr. Gavigan's bid I feel...reject this (tape unclear, then end of tape), before we encourage additional costs. Maybe what we need to do is table this motion, have Attorney Cimini review this and give us his opinion on that.....

Barnick-I made the motion, Tony seconded it.

Chrzan-I call the question.

Keyasko-Mr. Cimini, I want an opinion from you how I should vote on this.

Cimini-Vote however, I don't know how to tell you to vote.

Keyasko-What's that?

Cimini-I don't have the proposal in front of me, this is the first, this is the only thing I have is this one sentence, I don't have the proposal.

In favor-Keyasko, Mraz for, not to exceed \$4100.00

Chrzan, Barnick, Barone

Against-Marushock, Lukasewicz

Motion carried

Mayor-He probably will and Dunmore conducts one of these, it's considered one of the best (tape unclear) the one year and Keith (unclear) long time, I think this would turn out to be an annual event and not only that, reduce crime.

Barnick-But he won't need nothing at all to get it started up right now, Mayor? He won't need nothing right now to get started?

Mayor-Not right now, he hasn't come forth and said he needs anything right now.

Barone-I'll tell you (unclear), this is a good program, a lot of support from the people in this town, these guys are doing a good job and Mr. Perechinsky is, there's a guy who's working his butt off to get this thing going, keep it going. As far as the parade, if any of the council want to be in that parade, you're welcome, just get a hold of Keith.

All in favor

Motion carried

18. Motion by Barnick

Seconded by Chrzan

To submit an application for a variance to the Throop Borough Zoning Hearing Board in regards to the Warsaw Playground landscape buffer area between the parking lot and right of way.

All in favor

Motion carried

19. Motion by Chrzan

Seconded by Mraz

To accept the resignation of Jon Molitoris, DPW employee, effective June 20, 2000.

All in favor

Motion carried

20. Motion by Mraz

Seconded by Chrzan

To ratify the advertising for full time employment to work with the (DPW) Dept. of Public Works, Drivers license required, preferably Class B, CDL with air brake endorsement. Applications must be submitted by July 7, 2000.

On the question:

Keyasko-You said June, it's July.

Barone-All right, thank you Joe, July I said.

Lukasewicz-You have here preferably a Class B CDL with air brake endorsement.

Barone-Yeah, that's all we need.....

Lukasewicz-Don't you think you should either make it a requirement or not make it a requirement because you're actually looking at two different categories of individuals, if they have that, they have it, if they don't, they don't. You're not going to look at the standard individuals the same way when you judge their qualifications.

Mraz-One might have the CDL but did not be so, work background...(unclear), I don't know if...

Barnick-But then again one might have the CDL and not have the air brake endorsement either. Lukasewicz-I'm just saying preferably.

Barnick-Preferred the air brake endorsement on the CDL so I don't think there's nothing wrong with it.

A discussion took place.

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

21. Motion by Chrzan Seconded by Barnick

To advertise for bid the 1997 Ford Crown Victoria Police Car.

On the question:

Marushock-When we advertise this I'd like to see in there with the option that the borough have reject all bids.

Barnick-That's in all bids.

Marushock-We've talked about on this vehicle and perhaps moving back into the DARE Drug Program. I know it's got a few miles on it but I'm sure we have a full list of any and all repairs to that vehicle, the vehicle used in the DARE Drug Program will not be a high mileage vehicle, we maybe should sit back and look at what we're going to get versus what we would have to (unclear), when we do get the bids.

Mayor-Mr. Marushock, I really appreciate your concern but I think the vehicle is dead and I think and we can get around it and get a surplus vehicle.

Barnick-That was my suggestion on that.

Mayor-But I do appreciate your.....

Chrzan-Thank you, Mayor.

Mayor-I would like to keep it but in this situation concerning if it wasn't damaged I think we're on our way to getting another vehicle, via surplus.

A discussion took place.

All in favor Motion carried

22. Motion by Marushock Seconded by Keyasko

To have all civic center records placed in the borough building under the supervision of the borough secretary as per the borough code.

On the question:

Barnick-The records are in the borough building, that is a borough building over there and they are under control and plus there's very limited space in this building.

Marushock-I believe it's not in the original building as per, the best of my knowledge it's the borough or the municipal building.

Barnick-Let's define building now.

Marushock-Yeah, it's a technicality, I agree, but this is the building where all the borough records are maintained, am I correct in that statement?

Morrell-Yes.

Marushock-I attended that meeting in Wilkes Barre in February, the gentleman conducting that meeting was very specific on that that the records be maintained in the borough or municipal building and the public has (tape unclear), I believe that the borough administrator or the secretary is the carer and custodian of those records anyone making copies would have to do so with her approval and her terms or her observation or witness.

Barnick-So you're saying that's not municipal building?

Marushock-That is correct.....

Barnick-Well, that's your definition.

Menichetti-They have no copy machine over there if somebody wants to copy something they can't copy it over there.

Dolan-The secretary doesn't have a filing cabinet (unclear) it's full, completely full. So where would you put them, in the controller's office?

Barnick-Anything to try to make it difficult on the people over.....

A discussion took place and everyone spoke at once.

Barnick-I call the question.

Three In favor-Keyasko, Marushock, Lukasewicz,

Four Against-Chrzan, Barnick, Mraz, Barone

Motion failed

23. Motion by Chrzan

Seconded by Marushock

To have all departments submit to borough administrator/secretary a complete inventory of their departments to be completed by the end of the year or December 31, 2000.

On the question:

Barnick-This was attempted before that we were going to try to get things out for bid, auction off excess inventory but it never developed because there's only so much time available, especially with the amount of projects we got going. If we could start taking, like Mr. Kalinoski and Elaine, off the normal jobs and everything that's going on here you're going to be affecting all these projects that's going on all over town. When they find that they have some slack time, good, but right now you have buildings that need to be condemned and ripped down, there's problems, we got four or five different sewer projects and street paving projects so I'd say to have them complete by the end of the year, that's the only way I would vote.

Chrzan-I'll add that to the motion.

Mayor-Now Mr. Chairman, and furthermore, you know the PP&L went around changing poles, utility poles and here's what they did, it's a shame, they cut some of the poles and threw them down a bank in the back of the woods, that should have been removed. They removed the poles and left a hole there and that's where a lot of people walk, if someone steps...In another case,

they left the stump of a pole next to the new one, they cut it down and left the stump there next to the new one that they installed, you know what would happen to that? And the list goes on and on and on, that it not right. They should not come in here, it's a utility (unclear).....should not take advantage of the situation.

Barnick-We have another problem with PP&L right now here on Sanderson Street just trying to get the lights repositioned back there.....Sanderson Street, they don't their own engineers and what they do, they got so many projects going you can't get nothing done. You've got to try to pull every string possible.

Mayor-If a street light burns out, I know I had one burn out in front of our house, it took I think eight months, eight months to replace it, what is this.....come on, there not...

Barnick-You have to beg to do something.

Mayor-But to do this, you know, you talk about liability, someone step into that hole that they left or somebody to trip over that stub of a pole that they left there or if somebody were hit by those poles that they threw over the embankment instead of taking them away, I know they probably hire contractors, that is not right.

A discussion took place.

All in favor

Motion carried

**Motion by Marushock
(Motion withdrawn)**

Seconded by Keyasko

That all rooming houses, homes and apartments or other dwellings which provide housing for college students have a permit issued annually after a visit by the borough zoning code enforcement officer and also by fire marshal that these facilities meet all state and local codes.

On the question:

Barnick-I'd like to see (unclear)....put some time into it before the motion is passed, find out if you're discriminating against one, apartment owners, or college students, I mean.....(everyone spoke at once)...you have a zoning code that forces it on all housing and not only to start with picking on certain....

Marushock-Maybe we can change that and make it borough.....

Everyone spoke at once.

Marushock-Mr. Chairman, the reason I brought this motion forward is I had access to the borough newspaper, down around Bloomsburg University there's been a fire where some students had got killed recently while a lot of finger pointing has gone over toward the landlord and everything else. Knowing what I know that there were people killed in a fire that perhaps may have been eliminated by the proper enforcement, that's why I brought this motion forward and I'm sticking by that motion and, again, if we do want to make the change to (unclear) homes, all those homes and apartments or other dwellings which provide housing, what do I want to say, for renters?

Barnick-I believe that's part of the zoning ordinance which was passed and that's going to be a amendment to the zoning ordinance, am I right?

Everyone spoke at once.

Barnick-I think there should be some research done before that's passed.

Marushock-(unclear) and look into the proper wording?

Everyone spoke at once and a discussion took place.

Tabled motion and bring forward again at the next regular meeting which will be at the end of July.

24. Motion by Keyasko

Seconded by Marushock

That all rooming houses, homes and apartments or other dwellings which provide housing for college students have a permit issued annually after a visit by the borough zoning code enforcement officer and also by fire marshal that these facilities meet all state and local codes.

All in favor

Motion tabled

25. Motion by Chrzan

Seconded by Barnick

To approve payment to Amico Masonry in the amount of \$2,765.00 for the block work, etc. in regards to the construction of the storage room in the basement of the civic center.

On the question:

Barnick-I think he did an excellent job over there and it looks like it's just part of the building, it looks great, he did one heck of a job.

Chrzan-Thank you, Jim.

Marushock-Mr. President, on the question also does this gentlemen have insurance, a certificate of insurance in this office?

Chrzan-Yes, he does.

Barone-Mr. Amico, do you?

Amico-Say again, please?

Marushock-Do you have a certificate of insurance on file with Mr. Kalinoski?

Amico-No, I don't have it on file, I contacted my insurance company and they're supposed to fax it to him.

Marushock-To the best of my knowledge that this certificate of insurance should have been on file prior to any work even beginning.

Amico-I wasn't made aware of it or I would have taken care of it.

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

One against-Marushock

Motion carried

26. Motion by Barnick

Seconded by Mraz

To authorize payments from the “Throop Borough Child Care Capacity Grant Program” for approved purchases for the After School Program at the Civic Center to the following vendors: (The total grant is \$7,500.00. We currently received \$3,750.00. Any payments made from the general fund for these purchases will be reimbursed from grant monies once received.) To transfer \$3,750.00 from the general fund to the grant account until the grant monies are received.

Hoban’s	\$2,438.06
SAVE (Shehadi’s)	329.00
Staples	864.07
Staples	149.96
Lowe’s	149.00
Sam’s Club	1576.31
Sam’s Club	562.37
K Mart	133.98
Staples	258.53
Staples	153.59
Hoban’s	175.14
Sam’s Club	305.48
TOTAL	\$7,498.05

On the question:

Barnick-I think it’s one good that’s going to develop in the borough, we start getting an after school program, kids, parents who want to use it over there, I hope it turns out successful, these people over here are volunteering their time and put a lot of effort into all these programs that they develop. Not every program comes out smelling like a rose, like our critics would want to believe but, they put a lot of their own time into this and it should be appreciated and hope it’s going to turn out great. We’ve got the grant, an extra seventy five hundred dollars unexpectedly. Everyone spoke at once.

Marushock-My question was, I mean, all I’ve seen so far are expenses for this after school program, I have not seen anything at all as far what our income would be from that program. I hate to see....(unclear)...operating....that facility.

Barone-Roll call.

Menichetti-Elaine, just one question, please, before you call roll call. Were we supposed to have a motion on here to transfer money to the general fund...(unclear)...this account.....because we only received \$3,750.00, this bill is still \$7,498.05.

Morrell-I didn't list it as a separate motion, I just thought with the motion being as it is, stating what the total grant was and any payments from the general fund would be reimbursed. We can have a separate motion if you want to have a separate motion to transfer because that's what we need to do, we need to transfer from the general fund over to the, that account to pay those.

Barone-You want to have a separate motion?

Morrell-Or include it, if you want to.....

Barone-Include on this one.

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

COUNCIL COMMENTS:

Barone-Any more motions?

Barnick-The only thing I have here, I see....(unclear)...about the tires, recyclable tires, (unclear) for the parks. If you look at this, I think Robbie figured it out we need about 43.3 tons at a cost of \$9,815.00. The only thing we don't know is the only company that has this stuff because once you get over three or four thousand dollars there should be three phone bids. I think the stuff should be used at the parks, before you start getting into this....

Marushock-(Tape unclear)....look into suppliers....

Lukasewicz-Should we make a motion to approve this, Geddy, if there are no other suppliers explaining (tape unclear).

Barnick-At the same time, if DEP has got a grant we just got the grant for (tape unclear) the Booster Club and they're going to use something like 80 tons down there and they've got seventy something thousand dollars, if we need 43 tons I can't see why we can't get a grant for that amount, that's what they wanted, they want to use waste products, I can't see why instead of going out and buying it we might get a 100% grant funded for it and maybe get a concession stand added in there or something like that.

A discussion took place.

27. Motion by Barnick

Seconded by Chrzan

To contact DEP to try and get a grant for the amount of tonnage we need, 43 tons, recycled tires, Marvin Brotter, to apply.

On the question:

Barnick-At the same time, these parks have been operating for years now with this stuff that's been there, so if it's a couple more months it's worth the wait if you get it for free instead of \$10,000.00 out of the borough funds, that's my point.

Marushock-I think we need to do, one problem that we always have is that the playground on (tape unclear), small stones down there right now that the kids are throwing them at each other (tape unclear)...my neighbors have been complaining and making an issue almost on a daily basis. If we're going to wait on this grant, I have no objections to getting the grant, I think that what we should do is try to have the small rocks removed from that playground on...(unclear) as soon as possible perhaps put some wood chips down there (tape unclear).

All in favor

Motion carried

Official comments continued:

Mayor Lukowski-Mr. Chairman, let me talk about this.....when was it Elaine, Tuesday, that this gentlemen Ken Rumelt from the Environmental Protection Agency Headquarters Office of Public Waste and Emergency Response, I guess he wanted to talk with someone, he's from the office of the Ombudsman, anybody know what an ombudsman means? When everything has been exhausted to correct a problem, you go to an ombudsman, because extensive investigations, well in this case it's about Marjol. And I think how the office of the ombudsman got contacted was Attorney Blazey, wasn't it?

Barnick-Actually through Senator Specter.

Mayor-Through Senator Specter, but he mentioned in his office is a Mr. (unclear), I guess they're really going to really going to get into investigating this situation. Based on the complaints of the citizens of Throop, the EPA the last few weeks said, at this time the Marjol facility continues to be stabilized and poses no current health threat to the community. Never mentioned that we're in a mine fire area. Anyway, he wants to come up, he's going to come up within the next two or three weeks with Mr. Kaufman, I guess he is his boss. How is this Mr. Kaufman, in fact I spoke with him about an hour on the phone, is he sincere, is he a go getter? Well, he said, let me tell you something, in another situation a few years ago in another community I guess it was and Mr. Kaufman got involved and they corrected I guess EPA's decision, it wound up that the EPA Director, National Director, who is a presidential appointee, got fired, got fired and he was appointed to that office I think by President Regan. Now here we are, the fire threat is not being taken into consideration, the Marjol is within a few feet of the Lackawanna River which could contaminate the water all the way downstream and we've had fire burning there for years and years and years, and he wanted to know all the details of DEP, I said DEP really wasn't any help and you all remember, we had a Dr. Jones come up here and when we mentioned the fires, don't forget, not too far from the school, the Mid Valley High School, Secondary, and Elementary Centers was a mine fire and that it would have been very, very dangerous to the children attending school, luckily it was put out before anything happened. If you'd realize, and I told him this, we had a long, long, discussion, that if all of this (unclear) and all this lead, if a fire consumes all this, you won't live but a few seconds, and I think this is the thing that have to consider, the EPA and DEP, whatever the case may be. Anyway, this Dr. Jones didn't even want to mention mine fires, then he comes back two to three months later and says he's absolutely sure never a mine fire.....I said you know what Mr. Jones, only the good Lord knows if spontaneous combustion could cause a mine fire there. This guy, who says he didn't even want to mention

mine fires because that was not in his area of expertise comes back two or three.....and to this man is going to investigate.....and somebody making these decisions better be on their toes or else is all I could. You know, they had a similar situation, and this is what I told them, at West Point with the lead, a Gould thing too, we went up there, Joe Keyasko I know was part of that...(tape unclear), myself and a few others. They were digging to extract all this lead from that area, they were digging in the middle of the Hudson River and they took it out, and why can't they take it out here, not a partial covering, we don't want that, we want the whole thing excavated because there's just too many dangerous situations there and I don't know at this point whether Mr. Kaufman is going to come, they said he's a ball of fire and he must be if he had a presidential appointee removed from office.

Keyasko-Mayor, did you bring to their attention one of the mines owned here and this could wind up in.....

Mayor-He asked me, he wants me to put down a whole bunch of stuff when we have the meetings over at the EPA, the public hearings that I said, some of my remarks, and we'll fax them down.....he want to talk to someone, anyone rather specifically, Elaine, at that point?

Morrell-He was wondering if there were citizens or a group of citizens in the area, I gave him Susan Shortz', he already had it but I referred him to Susan.

Mayor-Unclear

Barnick-In reference to that Mayor, at the same time we had a conference call, finally they restarted the conference calls.....

Mayor-He asked me about the conference call.....

Barnick-.....last week about two hours and we did everything we could but sticking our arms through the phone and choking them, the EPA, because they're trying to delay the decision, later, summer, fall, I said.....meeting with....we'll travel, whatever it's going to take, also from what I understand they're going to have the decision out the middle of July for sure, so....and then I told them they weren't doing their job, we're paying money to.....

Mayor-I mentioned that to him too, the couple hundred thousand dollars have been expended by the borough to do somebody else's job.

Barnick-They talked around everything I brought up and Joe, and Joe. We did everything we could but reach through the phone and choke them. And we demand.....

A discussion took place.

Barnick-.....explain why you keep delaying this, why it's costing the borough residents money to go and correct the problem that the EPA fails to identify. It's their job to ensure that the people are safe and they're not doing it, they're using our money....their job. I said it before and they....liar from that group, and I'll say it again.

Mayor-Now the other thing, Mr. Chairman, is the fact that you know this Census is a long drawn out process and the situation with Throop is if we fall below 4,000 we're not eligible for grants anymore. You know we're going through the books the last three or four evenings, cross referencing getting telephone numbers and everything and for the homes below the Scranton Craftsman, this is how messed up we are here because of the zip code, I can't look under Throop, I have to look under Olyphant and some instances I had to look to find streets in Throop under Dickson City, in other instances the streets are under Dunmore. If we lose, I think we have lost

several hundred maybe a thousand people, they missed 256 homes in the 1990 census, 256 homes. Two hundred homes, the postal service in the first ward, gave those homeowners permission to use Olyphant as their not temporary, as their permanent mailing address. So where does that leave this community of Throop, are they trying to bribe us right off the map, I think so. I mean, you could drive around the area go up to the mountain, Lake Ariel or some of these places, you can go through them in about ten seconds. Here we have two schools, how many plants, the Lackawanna River Basin Sewer Authority, you've got thousands upon thousands people coming in this town every single day and we can't, we offered even a building to have a post office. We pay for the building, here it is, but they're just not listening. That's why, you know, sometimes we have to get up in this town, I think we're a little subdued, get up and start fighting for ourselves once in a while. Hey what's going on here, we have these meetings about Marjol, we had the meetings about the zip code and all and nobody shows up. Well, most people are complacent, we have to get out and fight once in a while and get what these other towns are getting too. One of these days, I know a massive sewer project's going on in the Boulevard, it's costing in the neighborhood of about three million dollars, I'd like to see, sit down, plan, and get this town beautified and clean especially, let's point to the business district and get sidewalks and curbs and have a nice, clean, beautiful community everyone would appreciate. The sewers are nice, get the curbs and everything like that, I think the town's gone a long way but we've got a long way to go yet, too. Thank you, Mr. Chairman.

Barone-Getting back to that census, I think that we should get Specter, Santorum and (unclear) to the postmaster general in Washington, we'll go up there. I think one of the problems is union. We have to get our representatives, I'm going to have them send letters, we'll go up there and talk to them, they won't come out here, we'll go out there.

A discussion took place.

Mayor-Because of this you know, we're not from Throop, we're from Dunmore. Well, you're not from Dunmore, and the list goes on and on.

Barnick-Just one other thing, Mr. Chairman, about the VFW, did you see that thing from our solicitor from the VFW, notify the contractors let them take the police down with them, if they give them any more problems trying to put the line in. They withdrew from the preliminary objections and we have the right to go in there and do what we have to do, right? That's what it's all about, but they've been harassing Leeward and preventing them from putting the pipes in. (Unclear).

Chrzan-....police down there....

Mayor-Yes, that's their job.

Barnick-That's the last part of the sewer project, the major part, is the storm line down there, it's got to go through that area.

A discussion took place.

Marushock-Mr. President, I have a one more question. Going back to Monday nights meeting I just wanted to (tape unclear) rescheduled due to lack of quorum, I don't understand where the lack of a quorum come from, I was on the road all day, I come home and was told that the

meeting had already been cancelled prior to anyone consulting me (tape unclear) possibility of attendance at that meeting. Probably what we should have done was have the meeting as scheduled (tape unclear)

Barone-Well, it was cancelled so you wouldn't have to come running, before you got here you were called. Mr. Barnick had problems with his house, lightning hit it, Mr. Chrzan had some important things to do, I was waiting for a few calls myself.....

A discussion took place.

Barone-It was cancelled, it's over with, next case. If you've got another question, ask the question.

Marushock-Yes, I'd like to be part of the executive sessions on the police department, we opened it up here where we have all council members involved in the negotiations with the DPW, I have no objections to that, but I'd also like to contribute to the executive sessions and meetings which are held with the police department.

Barone-I want all the councilmen there.

Marushock-I was not even advised of the executive session that was held on June 6th.

Unknown-It wasn't an executive session.

Barnick-It was a committee executive session.

Mraz-Well, on the executive session it's kind of worded improper here too, it's not executive session, executive session's held with the council, that's kind of misleading there and I requested an executive session with the police. I believe that if you check a few meetings past, for a meeting to be drawn up with all of council members. But I had this, also questioned, executive session was held, I don't know how you call that executive session.....

Barnick-Could I explain here?

Mraz-Other council members.....

Barnick-Under the Sunshine Act, committees that are designated by the chairman can have executive sessions for personnel reasons, they don't have to advertise it, they can have their own executive session by committee, it's in the Sunshine Act, Lou, am I right or wrong?

Cimini-Yes.

Barnick-Very simple, follows the

Mraz-Why can't we have an executive session....

Barnick-You could, just ask for it.

Mraz-Well, I've been asking, I've been asking, and yet I don't get what I want.....

Marushock-Mr. Cimini....

TAPE CHANGE

AUDIENCE COMMENTS:

Andy Hegedus, 417 George Street-Twenty five year businessman on George Street. The first thing I want to say, I brought some people here, prospective tenants of my new business place on George Street, in my own opinion, they're getting the run around by your officer, his name is Mr. Kalinoski, all right? They've been trying for three weeks to get him (unclear). I called him personally and I got buzzed off. They've called him, they've called him a couple times today, he

wasn't even available today. They had an agreement to go into the zoning July the first, which we've been working on for months, but we can't seem to (unclear). This is getting into the thing where it has to do something.....(unclear)....getting into the legal issues. All this council has in the last five years in my opinion is.....(unclear).....and they've mistreated a lot of residents in Throop, in my opinion. I know thirty something of them, I....(unclear)....thirty something of them objected to something recently and they were buzzed right off.. I'd like these people to make a statement to verify what I just said.

Barone-Unclear.....you said he didn't get back to you.

Diane Armbruster, Scranton-I can't apply yet, because....zone.....I'd like to start a business at 301-303 George Street, the situation is I guess it's a C1, I want to have birthday parties for children, which it would not be open to the general public, it would be just invitation only but we are having arcade machines where you would use tokens, not quarters, and I think that could be a problem, zoning. Mr. Kalinoski's been looking into it and he said if I need a variance I need to do it by July 1st, well that's Saturday, well I'm not going to be able to do it that quick, so that means I'd have to wait until August and I've got equipment coming from (unclear) the third week of July and I don't know what I'm going to do with it. I've been kind of going back and forth for three or two weeks now when I call (unclear) get an answer from him.

Terry Siebecker, Scranton-Okay, now my sister has been speaking personally to him but she was told to please send him, fax him, what we want in this business, maybe he just didn't understand the concept, so we sat down made the flyer that we're sending out and to fax everything to him, she still hasn't heard the answer. The problem is we can't get a yes and we can't get a no. It's more or less I'm not sure, we'll get back to you but he's not getting back to us. Okay, we did not know, I mean, coming up with \$300.00 to go up before the Zoning Board, we'll be (tape unclear) because we have a lot tied in so.....(unclear)....if that's what we must do, fine, but we can't keep holding this out, we have huge equipment being delivered someplace July 21st, our houses aren't big enough so if we can't just get a yes or no on the zoning problem we might have to (unclear) and look for another building and we really do like this building, we, everything that we want.

Barone-Bob (Lokuta), do you know anything about this?

Lokuta-The facts came in two or three days ago, I don't know the exact date, I'd have to go back and look at the date on the fax but Robbie has been reviewing it extensively, we've talked about it, he's indicated that there are some parking questions that have to be addressed, the statement was also made that maybe we might have to go to Labor & Industry to get an opinion on this, it's being worked on, that's all I can tell you. I hasn't been put by the way side or anything like that, it's just a very complex issue and as you know time has been a real premium and he hasn't, Robbie hasn't been in the building much the last three, four days.

Barone-Is he coming in tomorrow?

Lokuta-Half a day I believe he's working tomorrow.

Barone-Tomorrow morning I'll ask how far he is on this.

Armbruster-(unclear) but now...told...a bar there, you have pool hall there, but apparently (unclear) birthday parties. Okay it's not like we're going to have five year olds hanging out on the corner, most of our customers probably be (unclear), that's what we're....we would like an answer.

Barnick-The standard is \$300.00 for the variance. Most of that could get back, most of it you get

back because it depends on how many people are going in for variances and it's split on the ad. Armbruster-And if we had to do that, that's fine, we're just not getting an answer either way, Saturday is July 1st.

Barnick-Well, you've got to give him some time to research and make sure everything conforms that's part of his job here. We can't push him one way or the other on the zoning, that's like a total separate, different board.

Armbruster-Richie's Playhouse.

Barnick-I mean he could, who knows, if it falls under something with the land development ordinance or (unclear). I mean, can't tell you, once he reviews every part of that and he comes back with a recommendation, I can't tell you what to do, either file the application for a variance or

Armbruster-See, my problem is I can't wait until August, I got all this equipment coming the 13th of July.

Barnick-When did you first talk to him?

Armbruster-About a few weeks ago.....

Barnick-See, zoning is held only once a month. Zoning hearing is only once a month and you'll find that in most boroughs.

Armbruster-He told us this and he said we have to have our paperwork done by July 1st which is Saturday but we needed our paperwork in, that's fine with us but we're still getting told maybe you can't get in there, I'm still not sure, so I know we're not going to make it for July 1st, you know, I mean we had the opportunity to do it (unclear) zoning ordinance..

Barnick-But nobody's denying it, he's got to research it to make sure it's right, that's his job.

Armbruster-Right.

Barone-Bob, have you got something else to say?

Lokuta-There is a Zoning Hearing Board meeting on July 5th which is already booked, we couldn't put anybody else into that meeting but we're trying to put another one together for July 19th and if everything is done in a reasonable amount of time and they do need a variance it's possible they could get in for that one, that's only a possibility....

Barnick-But nothing guarantees that board, that they're going to pass it.

Lokuta-Nothing guarantees that.

Barnick-Nothing guarantees it because once they vote, I mean it could go any way.

Everyone spoke at once.

Barnick-It's a long process and everyone has to go through it for pools, fences, you name it, additions on their houses, everything.

Barone-Could you get (unclear).

Armbruster-I can possibly (unclear), possibly we could, I can't take it to my house.

Barone-But normally you would check with the zoning in the borough before you go and into a business like this and make sure you're conform.....

Armbruster-Well see, we're there, (unclear) you know, it's a commercial zone (unclear) it should be no (unclear) and I guess the main problem is the tokens to the machines, I think that's the problem.

Lokuta-No it's not, that's not the main concern, Ma'm, there are other issues that have to be addressed, that is not the main concern.

Armbruster-Oh, I see, that's what I thought.

Hegedus-Okay, what are they, speak up, what are they? We're here to settle it.

Barnick-You, they (unclear).

Hegedus-He's got to put them in black and white, they have to research it, I mean.

Marushock-I believe that these people have a need and also the opportunity, should have the opportunity for speed answer on this and I know that with appearance here that maybe rule books could be looked at with a magnifying glass for specific people.

Everyone spoke at once.

Marushock-How many other times has the Department of Labor & Industry been consulted for.....

Lokuta-I'll address that.

Marushock-That's my opinion, evidently we have a couple different sets of books in this, who you are who you know in this town that should be stopped.

Armbruster-Thank you very much.

Hegedus-Mr. Barone, may I speak now?

Barone-Go ahead.

Hegedus-I want to make a statement here. You and Mr. Barnick came down about this water problem, I had advised you to come down, right, I had first given you a letter in February of last year about it, (tape unclear)Mr. Barnick.....fire department and the chief..

Barnick-No, I did not say that.

Hegedus-What did you say, then?

Barnick-I did not say that.

Hegedus-(unclear)....statement.

Barnick-However (unclear) you said you's guys and I resented it and I said that's the end of it and don't ever you's guys to me because I didn't create the problem, that's.....

Hegedus-(unclear) don't like that, I'm sorry you don't like that, I apologize, but I'm going to tell you something, when I said you's guys I meant the borough, not you specifically. (Unclear) to you that day and.....

Barnick-Don't ever forget it.

Hegedus-You got two guys that won't forget. But I want to continue that, that's my problem there and I also heard you say to me Mr. Barone and Mr. Barnick that (unclear) been elected to take care of the people, don't worry about Andy Hegedus, this isn't a problem of the borough, water is backing up in his yard.

Barone-I said don't worry about Andy Hegedus.

Hegedus-Yeah, I heard you drop my name. You said this...Andy...involves the borough. You could be....(tape is unclear).

Barone-That's not the point though, Andy, you know I don't remember saying it. You don't make any statements and you don't, you can't remember.

Hegedus-I do remember this.

Barone-Anything that's down there that has to do with the borough is the borough's problem.

Hegedus-Correct, that's what you ended up saying, that it should be taken care of. You recommended that there be a drain put in because in the blue print that you's voted for, the

sewers were on the opposite side of the road, am I right there?
Barone-Was the drain put in?
Hegedus-No, wait a minute, am I right there?
Barone-(unclear)...across the street.....
Hegedus-Okay, so you recommended that it be put in, right? You recommended it be put in.....
Barnick-Excuse me, Andy.
Hegedus-Hey, don't interrupt me.
Barnick-Can I say just one thing? Normally our engineers recommend, we don't recommend, the engineers review it and give their advice to counsel and then we go from there.
Hegedus-Okay, I'm just saying that the fact that it was voted on and it was on the wrong side of the street, I don't care who decided but it was voted on and approved and now it's wrong, now I have to (unclear) my yard eight to ten inches. (Unclear)...on, so you let them pave the road, you put a crown in the road the water was going to the other side which is beautiful but the water on my side comes to me, so in the meantime I get water in my basement, first time in twenty seven years. I called the police department, it's on record where I got it, eight inches of water, right? I talked to some people up here and they said that's the best we could do Andy. So I waited if you's were going to do anything else so I went ahead and had the pave (unclear), okay, I didn't apply for a permit but I got one later, I didn't realize I needed a permit. Now the point is this, who's going to pay for that blacktop? Because I got a letter today saying that it is your (unclear), not mine. I got a letter in my pocket stating the fact that I'm in the right of way, right, okay? So I want to know and that's what I'm going to request, I'm going to (unclear) private lawsuit (unclear) lawsuits and I'll (unclear). I also want to take Mr. Kalinoski's letter into appeal. It's going to cost me \$500.00 to appeal it, I want to know how that works that \$500.00?
Barone-I don't know, Louie?
Cimini-I don't know about the...no.
Barnick-That's in the zoning ordinance the fees, established fees for filing appeals.
Hegedus-(unclear) verdict, you don't know?
Barone-No.
Barnick-See, if it's under the zoning ordinance that's all, that's how it works, the zoning officer, he has to go through.
Hegedus-Alright. I got some more (unclear), this is, I'm going to address you, Mr. Barnick, a few years ago you were the underdog in this town being mistreated and I'm for the underdog. Right now, I'm an underdog. There's people being abused in this town and I'm one of them, that's why I'm up here tonight, that's my opinion and I won't (unclear). Get the golf course and Marjol, get Keystone Landfill to pay at least \$4.00 per ton, replace Mr. Kalinoski, replace Mrs. Morrell, replace the garbage men, get rid of them, replace Ms. Menichetti, kick out the ambulance people, hurt the people of Throop that these things aren't fulfilled yet, right?
Barnick-Andy, where you getting all this from?
Hegedus-These were your pledges to me.
Barnick-Why was this to you? Wow.....
A discussion took place.
Hegedus-If I got on your list I'm here to challenge you that you ain't going to kick me around like you kicked this lady around and you kicked some other people around, no. You're not going

to kick me around because I'm going to use your enemy and this is your enemy, sir.
A discussion took place.

Marushock-I can add to Mr. Hegedus' comments there, I talked with when Mr. Barnick was running for election, yes he did make that statement about the golf course and Marjol, I would verify that statement, okay, the other thing I've been aware of.....

Hegedus-Tell them what happened to you the other day, by Mr. Barnick. He told me to go down and see you.

Barnick-I told him to see him right, he's down there it's about time he's doing one thing in the town, it's about time.

A discussion took place.

Adam Ambrogi, Hill Street-Questioned the tires and the grant, what kind of tires were going to be used for the parks (shredded).

Marshalek-

Dolan-If anybody wants to go see these tires we got about 45 ton down the little league where the rock salt was, it's sitting down there today.

Bill Shevchik, Harriet Street-At recent council meetings I've been taking some notes about some things I'd like answered. Procedure is a good one to start off with, it seems like the argument tonight is about procedure and the Civic Center. Well, I got some questions I would like answered about Ms. Menichetti being that she's bashing the Civic Center all the time, her and Mr. Marushock. Didn't you guys pass not too long ago a motion to have all bank accounts reconciled by the controller? Didn't you have that done?

Barone-Yes.

Shevchik-But yet she refused, why did she refuse? What's the procedure on that?

Barone-I think she should do it. The council is, whether you like it or not, is the governing body of the borough. They make a motion, if its passed or an ordinance, directed by anybody, it should be done.

Shevchik-Asked again if the motion was passed, discussed the audit done on the state and the county sent to the auditor without making recommendation to the counsel. Discussed in 1999 she included the Civic Center, and why wasn't it included in 1998. It was supposed to be all borough accounts, why only 1999? Does your nephew being fired have anything to do with that or rehired? Procedure, audit for the state and county, all the missing fees outstanding to the borough, where is that?

Menichetti-You cannot put anticipated income in an audit it is simply revenue, expenses and assets, that's it, you don't understand what an audit is Mr. Shevchik...

Shevchik-No, I don't, I'm asking, I'm asking procedure.

Everyone spoke at once.

Menichetti-Let me explain something, do you not put anticipated income, we are on a cash basis we are not on an accrual basis, therefore, any anticipated income should not be included in an

audit, in a state audit. I do the state audit, I have to go by the state regulations.
Shevchik-Council directed you to do it.
Menichetti-No, this is a state audit and it's mandated by the state, council does not direct me to do this.
Shevchik-It is true then that the PSAB told you never to call for your rude remarks.
Menichetti-I did, never receive a letter, they did, and I'll tell you what, they were not rude remarks, what do I care what PSAB says anyway? That's not even a state organization.
Shevchik-You probably don't, you probably don't.
Menichetti-It's a nothing organization, you have pay six hundred dollars a year to belong.....
Shevchik-Then why were you calling them every week then?
Menichetti-I called her twice, on two occasions. And I don't have to answer your question.....
Shevchik-That's right, you don't, I'll address it to Mr. Barone. By the way, what are you doing here anyway? Alright, there's an investigation going on with the Civic Center, correct?
Barone-Over sixteen hundred, six hundred and thirteen borough's with it (PSAB) in the state.
Shevchik-Right, it's a big organization. There's an investigation over at the Civic Center about the soda, right?
Menichetti-For your information I called last week and I got information.
Shevchik-There's an investigation going on over at the Civic Center about the soda? Could you tell me how Mr. Marushock and her decided to do their own inventory, they released their findings, but they never did the inventory at Washington Street, why?
Marushock-Since when did Washington Street and/or the so-called recreation program merge with the Civic Center program?
Shevchik-The machines are up there under the.....
Marushock-To the best of my knowledge it was never done that way.
Shevchik-Oh yes it did.
Marushock-I have another question, before we get off the subject, you people are acknowledging that in 1998 there were (unclear) discrepancies over that facility, why would.....
Shevchik-No, we don't know, we don't know. I'm asking. Wait, answer my question...
Marushock-Why was it not.....
Shevchik-Answer my.....I'm asking.....nobody knows.
Marushock-Okay, why was this confidential until this was brought out by.....
Barnick-We know now.
Shevchik-You knew all about it and you were even elected yet. You had more questions about the Civic Center January one than anybody in this room.
Marushock-That's right cause that facility's operating in the red to the tune of almost a quarter of a million dollars, I have a right to bring that into control.
Shevchik-Those machines are under the Civic Center rule for almost two years, why didn't you know about them? Or her?
Marushock-Going back to that, why didn't Mr. Shevchik show up when we doing that when his son was not present? Evidently someone had called him.....
Shevchik-Because I got all the data here, I've been collecting it.
Barnick-A public building, he can't go in there?
Marushock-And I cannot go there, that's what you're telling me?

Barnick-Not to open the machines and start digging in the machines.
Shevchik-They were digging in the machines and it was illegal and they know it.
Marushock-The cameras are there.
Shevchik-Next question, you hired an auditor to do all this work from whenever until May.
Marushock-Till April. April 02.
Shevchik-April 02....why then authorize the auditor to do the work but person or persons involved in the day to day operations and how does Ms. Menichetti and Mr. Marushock be called in to find out behind closed doors, what she was asking. She was asking the auditor while this was going on what she wanted to know.
Marushock-I don't know what her conversation was.....
Shevchik-Are you going to deny that you didn't talk to the auditor during the investigation, are you going to deny it?
Menichetti-I don't know what you're talking about.
Shevchik-You're going to deny that? In court will you deny it?
Menichetti-I have no idea what you're talking about.
Shevchik-The auditor said you were calling.
Marushock-Mr. Shevchik, my conversation with the auditor....
Shevchik-Not you.
Marushock-I'm telling you my conversation....
Shevchik-Well day one of the audit, one hour into the audit, how, you tell me one hour into the audit how an auditor could know about basketball summer leagues up there?
BACKGROUND STATEMENT: i can't put up with this shit.
Marushock-I don't know but if, it was kept confidential, I want it brought open, why don't you people want this addressed?
Shevchik-I am addressing it.
Barone-Want what addressed?
Marushock-The basketball thing and everything that's happened at.....
Shevchik-Can you tell me how an auditor would know about any programs going up there one hour into the investigation?
Marushock-Are you telling me that I said that was.....
Shevchik-I'm asking her if she ever talked to the auditor, I'm asking if you ever talked to the auditor during the investigation, yes or no?
Menichetti-I have no idea what you're talking about.
Shevchik-You never talked to the auditor?
Menichetti-I talked to him, yes.
Shevchik-During the investigation?
Menichetti-I talked to him before he started the investigation. He asked me certain questions and I answered them.
Shevchik-Now, her and Mr. Marushock just recently, Jamie opened up that Civic Center, by the way, I'm his father, Jamie opened up that Civic Center 11:00, 11:02 Mr. Marushock, he didn't even get to put the lights on yet, Ms. Menichetti, Mr. Marushock, and the Chief of Police were over there got him in his room, were asking him about \$100.00. Now, I'm not done.
Marushock-You've got false statements.

Shevchik-Oh I do, huh? I do, intimidating factors weren't included with the Chief? Why didn't you get the State Police there?

Marushock-If I could not get the Chief I would have gotten the State Police as a witness.

Shevchik-Why? A witness to what? I'm going to finish then you could talk. Council authorized him, he's got thirty days after that bus trip to hand in the receipts and the money, thirty days.

Marushock-How come it took almost six months to hand in that Christmas money?

Shevchik-Thirty days, thirty days, right or wrong? Well, then what are you doing over there?

Marushock-We were looking to see in regards to the money that was there.....

Shevchik-What were you doing over there?

Marushock-As an elected official, I have a right to check on them accounts over there.

Shevchik-And then she comes out with this, thirty days, he's got, right? Could I read this?

Please be advised, June 23rd, I am requesting a full report of cash with the copies of the receipt from (unclear) that you received for the trip within ten days. That was July 3rd. Is that thirty days? That's harassment, that's harassment.

Marushock-What do you feel the timely accounting of that money is?

Shevchik-The council gave him thirty days, this says, what?

Barone-The trip didn't even go yet, it's going.....

Shevchik-Tomorrow.

Menichetti-No, but he used the money for another program.

Shevchik-So, what? It was accounted for. Harassment, right there.

A discussion took place.

Shevchik-One more statement, my son will be the first one to take a lie detector test.

Marushock-We'll request it.

Shevchik-No, you don't have to or you don't have to, but you know what, let's see how the line is.

A discussion took place.

Bob Lokuta, 200 Philips Street-Too much has been said over this issue. The first meeting that the controller's audit was made public I sat in the first or second row up there and I said that we welcomed any investigation, we had nothing to hide, our books were open, we were there. I made that statement that night, I think the record will bear that up. Number two, Getty, you've refused to come to any of our meetings like I've extended the invitation to you.

Marushock-Because of time restraints yes, sir.

Lokuta-I want to ask you, no wait a minute, it's my turn, please give me my turn. Last meeting you said on the record that you did not want to be ridiculed over there like you were ridiculed here, didn't you say that?

Marushock-Correct.

Lokuta-Okay now the question I want to ask you, since you've been elected you've made two visits to that center.

Marushock-Correct.

Lokuta-And both of those were days that we've had major problems over, number one was water in the basement or in the elevator pit, number two was when we had the pipes break, correct?

For the record and for all these people here, I would like you to state how were you treated when

you visited that center that day?

Marushock-I was treated cordially, I had no problems with that and my issue here before this panel and the citizens of Throop was not how I was treated at the Civic Center, my problem with the Civic Center is.....

Lokuta-I didn't ask you what your problem was, we're going to get to that issue, all I asked you is how were you treated over there, sir?

Marushock-I was treated very cordially, I have the utmost respect for you people in that.....in the way I was treated.

Lokuta-Don't you think that based on the way you were treated if you came to one of our meetings you'd be treated the same way.

Marushock-I will have to evaluate that....(unclear)..discussed last week, Mr. Lokuta. I believe for the July 10th which is your next meeting I am unavailable, I have a prior commitment, I believe I did make a commitment for the August meeting and I will do my utmost to attend that.

Lokuta-We've asked you a number of times to come. You are the biggest critic and in quotation marks I have to add, because of politics, you are the biggest critic of that building and yet, you have failed to come over there as an elected official and give us some guidance. We're there, give us the guidance you that you feel we should have to run that building the way you want it to be run. We're running that building the way we were told to run it by previous council members. We were told that building is not to make a profit, we were told that building is for the people of the borough, the record will bear that up.

Marushock-I am not looking for a profit....

Lokuta-Now let me finish George, let me finish....you'll have your turn, let me finish. That was the marching orders we were given when that building, and I think we do a pretty decent job, I think we do. Now Ms. Menichetti brings up the word accountability, she just used it a few minutes ago...

Marushock-Very important.

Lokuta-Okay, if that audit was done in 1998 like the auditor told the members of the committee that were over there when he gave us the breakdown on what he found he said if that audit was in '98 like it should have been because of the substantial amount of money that was being used and I'm quoting his words, I don't lie, I'm quoting his words, if that was done, the problem would have been found at that time. That's a quote that's from Mr. Gavigan. Now, number two when we went to that meeting that was a meeting strictly for the committee, I called it on the request of Mr. Gavigan. When we sat down at the table another true statement I'm going to say here, when we sat down at the table he said I have three questions to ask you people and they're from Ms. Menichetti, and he asked three questions and we strongly objected to those questions because she no involvement, she should have been not involved in that audit. He asked three questions, if you think I'm lying call the man up and ask him, that's the truth. He had three questions, I don't remember what the three questions were but he had three and we strongly objected to them.

Marushock-They must have been touchy questions.

Lokuta-No sir, they weren't and I resent that.

Marushock-Well, that's my statement.

Lokuta-I resent that, we had nothing to hide, I resent that. Again, we have nothing to hide. If things were done the right way, and maybe we made some mistakes, we're human, we bleed....

Marushock-I'm not saying you don't....

Lokuta-We bleed, but if things were done right by everybody concerned that problem would have been found and it would have been taken care of. This thing happened and I have to say, you and your group who ran in that election knew about it, your flyers indicated that, your actions and your words since you took office indicate that and that's fact, that's fact, and I think this thing has gotten to a very sad state.

Marushock-I agree.

Lokuta-Very sad state, that's one of the biggest, that's the biggest asset we have but because of politics it's being dragged through the mud.

Barone-What do you suggest we do with it?

TAPE CHANGE

Marushock-I don't ever at any time as long as I'm alive want my daughter employed by the Borough of Throop, put that on record please, Elaine, permanent record. That was a false statement probably generated by your group, Mr. Lokuta.

A discussion took place.

Lokuta-I'm glad you just did what you did that shows me a lot because this is the rumor that's on the street and all I'm doing is bringing it to your attention.

Marushock-Well that's a false rumor and you bring people here so that I can tell them that they're a liar right to their face.

Lokuta-Well maybe Mr. Palfrey can put that in the paper.

Marushock-Mr. Palfrey if that's lying and you started that statement I'm going to call you a liar. Whoever the source is of that I will call them a liar because that's a false rumor, that's a very false rumor.

Lokuta-That's the word on the street, Getty, that's all I could tell you.

Marushock-How many family members do you have employed by the Borough of Throop?

Lokuta-Family members.....

Barone-Me, over at the Civic Center?

Marushock-Mr. Barone, let me bring something up aren't you personally involved right now to get rid of the ambulance so that your niece can succeed.....

Lokuta-Now wait, isn't this my time?

Everyone spoke at once.

Marushock-To the best of my knowledge, Mr. Barone, it was asked to be generated by you so that your niece can (unclear) this borough. Do I know the source?

Barone-I vote for the ambulance company that does the best and if you can't handle that you should resign, you and him and her.

Everyone spoke at once.

Lokuta-The only thing I have to say is there's been many articles put in....

Barone-Excuse me, (unclear) guys like you in power because you don't know what you're doing.

Mraz-And guys like him that lie, that's right.

Keyasko-I don't lie, buddy.

Everyone spoke at once.

Lokuta-The Civic Center Committee, when this problem was brought out to the public, we did our own audit, okay, we sat down and did our own audit, we're not rocket scientists but we did

our own audit. We had our meeting with Mr. Gavigan, he came up with his figure, we came up with ours. He knew ours because he got a copy of it, everybody got a copy of it, we made public, our audit was within a couple hundred dollars and what he found. We have nothing to hide, we put it out on the table, nothing, when you say we have something to hide, we don't. We never saw that audit, we talked with the man that day, he gave us pertinent facts, that was as far as it went. That was supposed to be a private meeting with us on his request. Joe had no right being there, he should have never come, how he found about it was wrong. That was his request that he meet strictly with the committee and that's how it was done. Now, the point I'm trying to make is...

Keyasko-He wasn't there when I was there.

Lokuta-Our audit that we did internally by novices of the auditing profession was pretty damn close. We were pretty close to what he found and he's a CPA.

Marushock-The bottom like I say is I'm looking at right now, Mr. Lokuta, is the fact that there's \$8500.00 missing. I mean, it's a very sizable chunk.

Lokuta-You better believe it and I agreed to that statement the first night it was made public in that chair, I sat there and I agreed to that and I'm heartbroke over it because we operate that building to the best of our abilities. We come here, we get your help and whatever, you have criticized the hell out of us and you have never offered us one stroke of constructive criticism, none.

Marushock-Every time you come here, sir, you're looking for me to give you people a rubber stamp.....

Lokuta-No, no, we have never asked for a rubber stamp. If you go back and look at the past records we fought like hell for everything that was over there, am I right, Tommy? We've had many battles that we fought, we won some and we lost a lot. Am I right or wrong?

Marushock-Whenever I go.....

Lukasewicz-All I'll say is it's a good building and we gotta finish this eighty five hundred dollars and have it over with.

Menichetti-Bob, can I ask you a question?

Lokuta-Sure. I agree with you.

Lukasewicz-Sick of this, between him and you and me and for once I'm quiet so noone comes after me and I'm not going after, what is this already?

Lokuta-It's a.....

Lukasewicz-Go and let the investigation go and forget about it.

Unknown-Is there any more money missing?

Unknown-What is your point?

Lokuta-No. I want to make one more statement, I want to make one other statement for the record then I'll answer your question if you have one. The day that the detective came to the building I met with him with Jamie, okay? One of the last questions to us was Jamie, will you take a voice test? And by God, Jamie's answer was when do we it, I'm ready to do it right now. We have nothing to hide to anybody, nothing, that was what he told the man, when do you want to do it. Ms. Menichetti, what's your question.

Menichetti-There has been a lot that has gone on with this audit.

Lokuta-That didn't have to go on.

Menichetti-And you know, now let me finish, okay? I have been harassed, you talk about harassment, berated, anything you could think of, over everything. I thought I was doing my job, I went according to state regulations when I did my audit, the financial statement that I attached to the audit was not the audit, it was a management statement, that's all it was, it was totally misconstrued. This is, all it was was a management statement and I was mandated to attach it as an addendum to the audit, okay? Now, and I submitted it, I, all I encountered is hostility afterwards. No one came to me and said Daryl, could we sit and go over this, nobody talked to me on any level, it was just hostility and screaming at me and it made me feel like I did something wrong. Here I uncovered a problem and instead of mature adults getting together and discussing the problem, what did they do? They start screaming at me so naturally I took the defensive and I backed away. I don't understand why we could not have sat down in the Civic Center, gone over the books, I was denied the access of looking at them, and yes I went over and I took an inventory because I felt I had an obligation to check those machines. I wasn't, Mr. Barnick says, you're probably stealing money, that's why I took Neil Furiosi with me when I..... Dolan (Jack)-Oh yeah, that's why, huh?

Menichetti-No, it was not to intimidate him.

Dolan-Throw her a life preserver, will you?

Menichetti-You know, I could expect that from you Dolan, I really can, but you know, really.... First of all....may I speak, please? Jamie refunded too much money. I asked for an accounting of that money, he said oh, he said, there's money missing from the bus trip, okay? I went over there, I said, all I said to him was Jamie, could I count the money in the bus trip envelope? There was \$440.00 missing that he could not account for. I didn't, I tried to explain to him that he has to separate his money. You can ask him if I'm not lying. I said put it in separate envelopes, I said every time you put money in there you mark the date and you initial it, when you take money out you mark the date and initial it, this is called accountability. How can you be accountable for money if you have it all in one envelope and you don't know where it's going? Naturally, you can't account for that money, I was trying to help the kid look, I have nothing against him and I certainly, look Snooky, if you acted like a father.

Shevchik-Why do you need the Chief, what do you know about parents?

Menichetti-Act like a father and don't make snide remarks.

Shevchik-You need the Chief of Police to do that for you too?

Menichetti-This is a very serious (unclear) situation....

Shevchik-And all you want here is everybody to cry for you, that's all you want with this little speech.

Everyone spoke at once.

Menichetti-We know there's a problem over at the Civic Center, now we have to move forward, we have to rectify the situation. I feel that the books are not correct over there, there should be journals, they should be (unclear), things should be put in (unclear), they should not be on a plain piece of paper that can be ripped out.....

Everyone spoke at once.

Lokuta-All I have to say in rebuttal to what you said, Daryl, our doors are never locked, we've never denied, in our opinion, I think, if you put what you wanted in writing....

Menichetti-I did.

Lokuta-We would have put the gun right to our, excuse us, we would have put the gun right to our head to give you everything that you wanted.....

Menichetti-I have it in writing, do you want to see it, I have it in writing, I requested it from Lenore, the books.....from the Civic Center.

Barnick-Just this month.

Everyone spoke at once.

Barone-Either finish or I'm going to adjourn this meeting, that's it.

Lokuta-Our door's open all the time to anybody, we don't have anything to hide, nobody has anything to hide.

John Stoffey, 138 Bellman Street-Ms. Menichetti, do you think that I'm dishonest?

Menichetti-I'm not saying anyone is dishonest, there's money missing and we have to have accountability, do you realize this is public money?

Stoffey-I understand but did I come to you and scream at you or did I criticize you?

Menichetti-Well, I.....

Stoffey-Did I, did I.....no, did I?

Menichetti-No, you personally did not.

Stoffey-Okay.....

Menichetti-But I was screamed at by.....

Stoffey-But, did you get screamed at by the commission?

Menichetti-Excuse me?

Stoffey-By the commission, over at the Civic Center, were you abused by the commission over at the Civic Center?

Menichetti-No.

Stoffey-Okay, fine, so that includes Bob Lokuta and everybody that's there.

Menichetti-Well, no, Bobby Lokuta.....

Barone-Come on, come on.

Stoffey-Listen, wait a minute, let me speak now, it's a non-paying job and we're trying to do the best we could do over there to buy things for that place. We came to this council many times and were rejected on the sweeper for the floors, for this then we had to come and forth, I mean, we invited Mr. Marushock many a times matter of fact Joe Barone come to our meeting, he came to our meeting, everybody's welcome to come to our meeting, the seniors come to our meeting when they have a problem, everybody comes to our meetings, (unclear) to solve all the problems. So what we did, right, we were having problems with two seniors over there, we got one senior member for one group and one from the other and we put them on the commission because they were having problems back and forth so we said we better do that this way if they have any problems we could discuss it and we'll work it out. As far as the money missing, I mean, I have no idea of where it went or what, I never seen the money, I mean we thought we were doing good we were turning the bills in like we're making a profit, fourteen or whatever, I had no idea of what was going on and I feel bad that there's money missing. I don't know who took it, I don't know if it's, you're pin pointing on the soda machines, it might be other things besides the soda machines but they're running a lot of programs over there. They run basketball, they run

baseball, they run soccer.....

Menichetti-I understand that.....

Stoffey-They run, there's so many different programs they run there's so much different money going to different categories over there, see, but you're pin pointing on one thing only, the soda machines.

Menichetti-Well that's the only thing I'm able to check because the records were in the borough building. I wasn't able to check anything else.

Stoffey-But that's not the commission's problem, that's not our problem. You got a good Civic Center director who runs a lot of programs over there and he's not a crook, he's excellent.

You're not going to get anybody to do what he's doing over there. And then.....

Menichetti-John, I'm doing my job.

Stoffey-I understand that, then he rejected about the school program about the downstairs about the day care center. Now that's for kids for people who are working that they have a child and they can't take care of, they both work.

Menichetti-John, I signed all the checks today.

Stoffey-I know you did, I understand that, but he rejected all that, why is he rejecting that?

Menichetti-That's.....you have to ask him, I can't answer that.

Stoffey-Why are you rejecting that?

Marushock-Mr. Stoffey, so far all I've had is you people keep asking about money, how about money you need expenses to be covered, however, no one has addressed.....

Stoffey-Do you know how long.....wait.....no I'm not sitting down. Do you know how long it took us to get that (unclear) going? One whole year, one whole year of people (unclear)for guys that are working over there and not getting paid, and I'm over there with so many meetings and so many things going, the (unclear) that's going on, the soda machines, I'm tired of it, but I'll tell you one thing, I'm never going to resign from over there. You want to get rid of me? You fire me, because I'm not leaving over there I'll tell you right now, I don't know about the rest of these people that are on there, I'm staying there and I'm going to fight you people as much as I could. I'm a very honest person, you could check anything in the town, you won't find one thing on me, man.

Menichetti-No, we don't want to fight, we want.....

Stoffey-One thing on me you won't find. Just remember that, and then another thing I want to say Mr. Marushock you vote, you're talking about the gas lines down there, okay. Okay, did you vote for that project down there? No. Did you vote for the money to pay for it? No. Did you vote for the money that they were going to borrow from the bank interest free, no, so now you're coming up and telling me now you want to know what's going on with the gas lines down there. You voted for every bill that had to be paid for Leeward Construction, correct? Am I correct? Am I correct?

Marushock-I'd have to back into the.....

Stoffey-You don't have to look back, I remember because I was.....(unclear)....you voted for every bill that paid for Leeward Construction down at that project.

Marushock-I believe so.

Stoffey-Okay, why you stick your nose in about the gas line for? Why, because you voted against all that.

Marushock-Because this is going to be a cost overrun.

Stoffey-But you voted against paying the bills for that, how could you.....

Marushock-....and I'm bring this out in the public's eye, because no one (unclear).

Stoffey-Mr. Marushock, did you work on that project down there? The only thing you're working on is that Civic Center, which you should pay more attention to the town and what's going on. If Mr. Hegedus had a problem, you should be over there taking care of that problem, you're councilman, you're elected by the people to take care of problems, but what you're doing, you're (unclear) over the Civic Center over there. Don't do that, do your job that you're elected to do for the people of this town.

Marushock-Don't touch the Civic Center, is that what you're saying to me?

Stoffey-I don't care, you could touch the Civic Center all you want, you could touch all you want over there. Were you here when they building that Civic Center?

Marushock-No.

Stoffey-Okay, when they built Civic Center this man was there, Tommy Lukasewicz, they did a lot of things that were screwed up and you could ask him right there, am I right Tommy or am I wrong?

Lukasewicz-(unclear)

Stoffey-Okay, and the things with the Civic Center, there's no space, there's no storage whatsoever over there, nothing, there's nothing, but let's get off the Civic Center.

Jerry Butash-I got your letter today about the school building but this is only the beginning, alright? That building since 1979, I've been fighting it, I've been fighting when Petey Kucharski was here and Gasper Barone and I'm still fighting it because nobody wants to do nothing, I hope this starts it. I'm talking about the former St. Anthony's school that's been deteriorating, collection of pigeons and anything else. Alright, I had Mr. Lokuta down there last April 16th and he told me to get a set of zoning laws which I paid \$15.00 for and submit what I thought was zoning violations.

January 2nd of 1999 I got my letter back and (unclear) out the things, out of the zoning violations exist, Bobby Kalinoski told me and they still exist today. Nothing was done about them.

Barone-You told me he checked on the building codes on that too....

Unknown-Wait a minute, he (unclear) June 2nd, 1999, there's three (unclear) code violations down there and they're still there. One is the so-called loading dock they have out the back, it doesn't meet the required distance from a residential area and he's still backing trucks in there 6:30 in the morning unloading sheet metal and getting back to sheet metal, that is a sheet metal shop in a C-2 zone which is a commercial zone and I know you're going to tell me it was grandfather'd in because somebody made a mistake with Mr. Soden, but it shouldn't even be there, it should be in a light commer....industrial or industrial zone, that's where it belongs. And there's noise coming out of there during the day, I would like to request the borough take a reading of the sound and the noises from the sheet metal, from the saws, and what not, it's un-Godly, and when my wife has to work from seven to seven in the morning, because she's a nurse and try to sleep through all that with their windows and doors open, it's uncalled for, and you could ask my neighbor (unclear) who's retired, and he'll tell you about the noise. But that loading dock back there, they also have to back (unclear) on his sidewalk to back the truck in

there because there's no room to get in there and they're doing it.

Barnick-I'd like to say one thing, I know about a year ago myself, Joe, we went up to see Soden, he promised us it was going.

Butash-But nothing's done.

Barnick-He promised us it was going to be renovated, right, so we figured okay, he's going to change (unclear) it's going to be decent (unclear) well, it didn't happen.

Butash-No, it didn't happen and nothing's happening. Same with the trailer next door, there's been a sign on that trailer for years. One year, unfit for human occupants. The weeds are so high you just about can see the trailer and then the cats that are infested underneath that trailer is un-Godly, they come out there like wild creatures, they come out of there.

Barnick-(unclear)...and five other structures in the borough to be ripped down.

Everyone spoke at once.

Butash-The city did condemn them, they tear it down, and now it takes forever, okay, and that's crazy, and if we go up the street two doors, I don't know what kind of business is in that building, 180 Boulevard Avenue, they said there's some kind of computer business in there or something.

Barone-That's next to the hairdresser?

Butash-Right, next to the hairdresser, what's in that building? This guy is bringing out of town garbage in and dumping it there during the week. He has eight to twelve bags every week of garbage there and his garbage starts Monday morning he starts putting it out there and nobody does nothing and we told Bobby many times about that place.

Unknown-I told I'll be a witness to the guy putting the garbage there he said wait till next week to see if he brings it. I said why do you have to wait until next week, I'm a witness right now, he brought twelve bags, I mean, you're not supposed to have your garbage out less than twelve hours before pickup, he puts it there all week.

Everyone spoke at once.

Unknown-I gave you the license number of the guy that's doing it, you have it there. And another thing I want to add, we had the spring cleanup this year, what was it one day down in our area? There's a lot of debris down there yet that wasn't picked up, this is a week after. I see it, (unclear) there's a half of dumpster there that was never picked up. They came one day here, one day.

Everyone spoke at once.

Butash-One last question, anything on the sidewalks or what's going to happen in the Boulevard on the sidewalks?

Barnick-I know they scheduled a meeting.

Butash-Is there a meeting scheduled on the sidewalks on the Boulevard? Can't we get a grant from the state or something to.....I know, they've got to start paving soon, this project has been going on for quite a long time, can't we try that, apply for grants for sidewalks and that?

Marushock-It's probably too late for that right now.

Contessa?

Butash-Mr. Mayor for you to start beautifying Throop, you could start right down there. A discussion took place.

MaryLou Contessa-I travelled to California, Route 66, we went through this little town called (unknown), California, residents fifteen, zip and post office. (Tape unclear, everyone speaking).

Barone-You people don't understand construction that's going on, I know it's a mess but it's being done.

Unknown-I hope it turns out nice, the sidewalks and everything.

Barone-Okay, now, we have an agreement with the landfill where we get six hundred thousand dollars or more a year, that's good. Fixing a lot (sewers), calling me flipper. What he's talking about, I changed majorities because if I stuck with the other majority none of this would have been done.

Everyone spoke at once, tape is unclear.

Mraz-You know, with this whole Civic Center deal and everything I'm not saying it's not a problem but what got washed right over was the illegal parking that somebody permitted on borough property that I'm asking Attorney Cimini, are we liable, if God forbid a kid gets hit with cars backing up on Center Street there, being it's part of our property that we allowed it there, and I hate to see a kid, it's so filled with kids in summertime, something should be done immediately. That's got washed over when we brought it up here, we got nothing accomplished but yet, God forbid a kid gets hit and, hopefully, it won't be mine or anybody I know because I won't be able to live with it. It's a disgrace, it's going on this long, that never sent a letter that it's borough property and aren't we liable since we allowed a parking lot on borough property. Chrzan-I think we're clear because we sent in a letter today.

Mraz-Clear? But, who's...but...stop parking immediately there, block it off or something immediately.

Unknown-Rectify it, put no parking, that's all.

Mraz-I'm saying, we should do something immediately (unclear) something happens. Then we'll put the tape down because there'll be a marker with kids imprint on the ground, it's too late then, but we're talking about an investigation for money but yet a kids life you can't put a value on that, we spent two minutes on that but two hours on the investigation of the Civic Center, that's a disgrace, that's all I got to say.

Chrzan-I make a motion to adjourn.

Motion by Chrzan

Seconded by Barnick

To adjourn.

Meeting adjourned.

Elaine Morrell
Administrator/Secretary

Minutes by
Christina Sullivan
Assistant Secretary