

**Minutes  
Throop Borough Council  
Monthly Meeting  
Monday, March 27, 2000  
7:00 p.m.**

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

**ROLL CALL:**

**Members Of Council:**

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

**Announcements:**

- **Executive Sessions were held on March 21, 2000 at 5:00 pm to discuss DPW union contract negotiations (Teamsters Local 229) and at 6:00 p.m. to discuss personnel matters.**
- **Tomorrow, March 28, 2000 at 9:00 a.m. - Surplus Food Distribution at the Civic Center.**  
Chrzan-I think lot of people are under the impression they are not eligible for this program. If a family has just one person, they are allowed an income of \$12,360.00, two people \$16,590.00, three people or more \$20,820.00, four people or more \$25,050.00, five people \$29,280.00, six people \$33,510.00, seven people \$37,740.00, eight people \$41,970.00. Add \$4,230.00 for each additional family (member). Anyone in the County is eligible.
- **Census Forms - Please complete your census forms.**  
Barnick-Please complete the forms, means a lot of money to the Borough and other grants.
- **Saturday, April 1, 2000 beginning at 9:00 a.m. Boy Scout Troop 73 will conduct a clean-up throughout the borough.**

Barnick-We'll need one (1) extra police officer and two (2) extra DPW people. All they will do is just get a lot of the garbage that's blowing around the streets, all the different areas. It's not for heavy metal or anything like that.

Barnick-Before audience comments on agenda items, I know there are a lot of representatives from the Banks here. Elaine, do you have questions? Lenore, do you have questions? If you need more time to be considered, let me know and we'll leave the questions out for Council members.

Morrell-Are the representatives from all the Banks here?

Person in audience-Fidelity Bank is here.

Person in audience-First National Community Bank

Barnick-Any other Bank reps here?

Dolan-Looking at the proposals, I, myself, am not sure they were all told the same thing.

Comparing the CD's, some have 30 days, some did 90 days, some did 120 days, that's not fair. A discussion took place.

Barnick-I'm looking for the best rates possible for the Borough. I don't care what bank, as long as we get the highest bid possible, that's all I'm looking for. One institution that's not going to give a hard time when you make out checks, work on accounts, if they're there, they're going to help you in a minute.

A discussion took place.

Barnick-Get everyone together one more time, before the next meeting, which is only two weeks I just can't see going any further than that, basically. This amount of money with the interest rate, you're talking good sums here.

A discussion took place.

#### **Audience comments on tonight's agenda:**

John Sholcosky-regarding Motion #38, Easement, a discussion took place.

(Recorder very unclear, too many people speaking at once to transcribe.)

Joseph Marshalek, 817 Dudley Street-I would like to know why the Borough is spending all that money over at the Civic Center, I thought that was supposed to be self-sustaining?

Barnick-What are you talking about?

Marshalek-Number (Motion) 22, 23, 24, 25

Barnick-22 is for the after-school program that we are developing.

Marshalek-Who sponsored that?

Barnick-That's coming out of a grant, that was given by the State.

Marshalek-Who's going to run that daycare?

Barnick-Civic Center. Civic Center personnel.

Marshalek-Well, I don't know, from my understanding over the years that it's been there already, it's supposed to be self-sustaining by now. Why put all that money into it?

Barnick-Well, some are against it, some aren't. There's a place for Seniors you have a place for kids, as long as I sit here I'll be going forth to see the programs going on. There's baseball, there's basketball, there's all kinds of sports going over there to keep your kids on baseball and everything else. The committee volunteers their time so, to me, they are doing an excellent job.

Marshalek-Still costing the Borough money.

Barnick-What would you like to do send them to Dickson and let them stay down there, or we'll send them out of town, the kids.

Marshalek-You have to do something to get the money.

Barnick-I'm sure with the State's help we'll be ok.

Marshalek-I doubt it.

Barnick-That's your opinion, I feel differently. Everyone has a right to their own opinion.

Marshalek-It's my opinion.

Dave Morrell- Commented on Motion #11, two banks are present

Another discussion took place again regarding all Banks.

Barnick - Meet with the two banks that are present this evening Fidelity and First National Community.

**1. Motion by Chrzan**

**Seconded by Mraz**

To accept the treasurer's report, police reports, zoning report, landfill inspectors' reports, minutes of the Jan. 11, 2000 and Feb. 9, 2000 Planning Agency Meetings and the minutes of the February 28<sup>th</sup> and March 9<sup>th</sup> Council Meetings.

(A stenographer was present for the March 13<sup>th</sup> public hearing and meeting. A transcript will be submitted.)

On the question:

Keyasko-The rest of you accept the treasurer's report, and we didn't get the treasurer's report yet.

Barnick-What's this right here?

Dolan-It is expected to be read. You accept it to be read. That's every meeting, Joe.

Mayor-Joe, most Council's have even dropped that the Treasurer's for meeting.

A discussion took place.

All in favor except Keyasko, against Accepting the Treasurer's Report  
Motion Carried

**MONTHLY BILLS.**

**Lenore Dolan, Treasurer read the list of bills.**

**2. Motion by Chrzan**

**Seconded by Lukasewicz**

To pay the monthly bills against the borough.

On the question:

Keyasko-This is here bill for legals and Solicitor's fee, Valvano legals.

Barnick-I know what he's talking about – interest with Valvano, had to find a replacement lawyer to take his place for the zoning hearing board, that's how that came about.

Keyasko-I have another problem. From what I understand, are you going to represent those people who talked at the hearing, in Harrisburg?

Dolan-What's he talking about?

Barnick-This no place for legal matters.

Keyasko-Why can't I ask, we are going to pay the bills. The question was, was there anything on the bills for that?

Barnick-I doubt it.

Dolan-Excuse me, he gets a copy of his bills.

Barnick-I know, he doesn't read his.

Marushock-A question for expense for the Civic Center, again, I believe that we just didn't bring our costs forward and try to make self-sufficient not looking at that facility, however, we do have another bunch of expenses. Also I am questioning Mr. Cimini's \$579.50. I believe we have the amount of retainer or whatever which would be \$652.50 for a month. I thought that was pretty much overdeveloped as far as his expenses in his representing the Borough.

Barnick-What you don't understand on that is we didn't hire him to do that, Ed Krowiak hired him to do that in his place. Whoever is Zoning Solicitor.

Marushock-I have a problem with the \$579.50 extra. One other question is on that construction company on page two.

Dolan-\$3,800.00

Marushock-What was that for Lenore, do you have any idea?

Dolan-Yes, regarding additional installation Bellman Street. Right here, a letter dated Dec. 22, 1999.

Marushock-A couple of other things here, in our Marjol Expenses, I realize that the Borough has a Site Remediator cleaned up. We have two invoices here in front of us for \$85,000.00 and still not a shovel full of the contaminated soil has been removed. How far are we going to get in debt for this project and what.....

Barnick-How much is lead contamination worth to you?

Marushock-I agree, but I'm under the impression that also the well is going to run dry sooner or later and.....

Barnick-Where did you get that impression? We just negotiated the contract for the next twenty (20) years.

Marushock-Still, the expenses, that's only for.....

A discussion took place.

Marushock-Mr. Barnick, one other question I have, we spent about \$56.00 for State Inspection on the new dump truck, why if the truck is in service not even three months and we already had to have it reinspected. I realize that it's the weight that is subject to semi-annual inspection, but why, I assume that when we are provided for with a piece of equipment from day one, that we should have been good for a six-month inspection.

Chrzan-Did you talk to Robbie about that?

Marushock-One more question in regards to Mr. Cimini, from what I understand from what I was told it is for you representing people that are part of the lawsuit where we're using Borough funds, actually we did use Borough funds.

Barnick-Well you are privileged to Executive Meetings with other people so I really don't know nothing about it.

Marushock-Well, evidently if we read the Statute, that's what that means. I'm assuming Mr. Cimini is representing people in a private lawsuit with public funds.

Chrzan-How do you know it's a private lawsuit Mr. Marushock?

Marushock-That's what I was told, Sir.

Chrzan-By who?

Cimini-They are Council members.  
A discussion took place.

**Roll call:**

6 in favor - Keyasko, Chrzan, Barone, Mraz, Lukasewicz, Barnick  
1 against - Marushock Motion Carried

**3. Motion by Lukasewicz Seconded by Mraz**

To pay the monthly employees.

All in favor Motion Carried

**CORRESPONDENCE:**

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

To accept the correspondence as read or posted.

All in favor Motion Carried

**CONTROLLER'S REPORT.**

**Elaine Morrell, Administrator read the monthly Controller's report.**

**5. Motion by Marushock Seconded by Keyasko**

To accept the Controller's Reports and Financial Statements.

All in favor Motion Carried

**6. Motion by Marushock Seconded by Keyasko**

To re-appoint David F. Garvey P.E. as Sewage Enforcement Officer for the period April 1, 2000 through March 31, 2001 at an annual rate of \$500.00.

On the question:

Barnick-Everybody knows Dave Garvey is our Sewage Enforcement Officer who handled all our systems, inspections, for people for the Borough.

All in favor Motion Carried

**7. Motion by Mraz**

**Seconded by Chrzan**

To advertise for competitive bids for waste collection throughout the borough and an alternate bid for the collection of recycling.

On the question:

Marushock-I'm hoping to keep the DPW in force that we currently have in force at this time and that there is no loss of jobs. I believe we have real positive comments from citizens throughout the town. I'd like to say that the crew we have now is where I'd like to stay where we are now.

Barnick-Let me explain something on this motion. I put this on, whether it passes or fails, this is part of management of this Borough. If it comes in, the bids are good, fine, whatever, we want to know what the costs. Every township we know seems to be going through a private hauler, it costs less and, at the same time, we have four days a week being used by our employees, by the DPW. Nothing else gets done, actually. We have people's problems sitting out there weeks at a time, potholes, you name it, they try to get it done in that one or two day period that they don't have garbage and it's tough. We should see, it's beneficial to put it out. I don't see anyone going anywhere, there is enough work here for everybody with signs, potholes, curbs, sidewalks, storm sewers.

Mraz-Positive things they could be doing instead of negative, garbage. We are trying to get them a better thing to do.

Barnick-The need for summer help, that would be out the door.

Keyasko-When we had this before, the people had to borrow the truck all the time.

A discussion took place.

Four in favor-Barone, Chrzan, Mraz, Barnick

Three Against-Keyasko, Marushock, Lukasewicz Motion Carried

**8. Motion by Lukasewicz**

**Seconded by Mraz**

To direct the solicitor to withdraw the appeal regarding DEP and to submit a letter of intent to acquire the Eddy Creek Property and to submit a master plan for the initial 7 to 10 acres pursuant to the Guidelines within 60 days of the letter of intent. Also to initiate a meeting for an extension on the master plan for the remaining acreage.

On the question:

Barnick-I would ask a few to get together (Council) and sit down with the engineer, whichever engineer you pick, get this initial 7-10 acres, designed, get it in, get a meeting with them, within the sixty (60) days, quick. I mean, get it done quick, we have a second chance here, don't blow it, but I don't have the time to sit down, I don't.

Marushock-Didn't we have a plan developed last year?

Barnick-Yes it was.

Marushock-Is that still uh.....

Barnick asked Barone and Chrzan. A discussion took place.

All in favor

Motion Carried

**9. Motion by Barone**

**Seconded by Mraz**

To appoint Fred Spott & Associates as engineer to design the master plan for the Eddy Creek Property and meet the specs as required as per Act 117 and DEP.

On the question:

Barnick-In your folders there are parameters that must be met, this is not something you can take your time with, it has got to be done immediately. This is free land, get it done, get it in, and let's get on with the other 40 acres for recreation.

All in favor

Motion Carried

**10. Motion by Barone**

**Seconded by Chrzan**

To authorize the solicitor to file a federal complaint in court against the Postal Commission.

On the question:

Lukasewicz-Mr. Cimini, how successful do you think this venture may be.

Cimini-Tommy, it's going to be tough.

Mayor-It has to be done. Right now we're an island in an ocean.

Marushock-Is this going to be an additional expense for the Borough?

A discussion took place.

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

One against-Marushock

Motion Carried

**11. Motion by Chrzan**

**Seconded by Marushock**

To table #11.

To adopt Throop Borough Resolution # 22 of 2000 appointing one financial institution \_\_\_\_\_ as depository for all borough accounts. (Three signatures are required President of Council, Controller and Treasurer. Vice president may sign in the absence of the President.)

All in favor

Motion Tabled

**12. Motion by Chrzan**

**Seconded by Mraz**

To ratify the second draw down from the interest free loan in the amount of \$300,000.00 from Keystone Sanitary Landfill, Inc. (We received the check on 3/16/2000 and it was deposited in the general fund checking account.)

On the question:

Marushock-I'm wondering why we're ratifying that if in fact it's already been done.

Barnick-Well, how about if you go take your money out and put it to the Borough, when there's an opportunity to spend somebody else's money and collect interest on ours, you jump on it.

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

**13. Motion by Barone**

**Seconded by Mraz**

To authorize automatic draw downs as needed from Keystone Sanitary Landfill, Inc. in regards to the interest free loan for all infrastructure and road improvements as per the 1999 Agreement.

On the question:

Keyasko-Anybody can go in there, you can go in there anytime you want and draw down on it. Don't you have to submit the bills?

Barnick-Don't you remember the 1999 Agreement says, "must be certified by the engineer". Leeward sends a bill up here for \$265,000.00, whatever it was last time, it went right back to him? It was signed by the engineer and the application for payment was justified. That's all I need is a recommendation from the inspector.

Keyasko-This will be done as the same way.

Barnick-Anything that comes in from these contractors we go right up there, we draw down, this way we don't use our own money.

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

**14. Motion by Lukasewicz**

**Seconded by Chrzan**

To accept the "Irrevocable Standby Letters of Credit", numbers 409 and 417 for Tiffany Estates. To adopt Throop Borough Resolution # 23 of 2000 granting final approval to Tiffany Estates as per the Subdivision and Land Development Ordinance, the solicitor's opinion and the planning engineer.

On the question:

Marushock-Could you explain it a little for everybody?

Barnick-According to the Ordinance by the Subdivision Land Development Ordinance, you can grant final approval only if there is collateral to back up the necessary work that needs to be completed. The work you have identified in the letters of credit. Certain parameters have to be met as per, like it said, the Subdivision Land Development Ordinance. Once we get the stuff in here, signed off, it goes to the County, it goes to PennDOT, the Sewer Authority, Lackawanna County Conservation, they start zoning lots, in the meantime you have so much time to get the roads in. We're not accepting the roads on this, so you understand that. That's separately, when



the whole development is completed. All we're doing is giving them the authority to go forward, sell lots, start building homes, and get more people in the Borough, that's what it comes down to. Marushock-Mr. President, have all fees and everything been paid?

Barnick-If you look in your packet tonight, you'll see it there. Also it states about the fees, that's one of the first things I questioned. They have to sit down and figure out exactly what the fees are, Borough fees, Mr. Bernosky's review, that's also got to be paid, and I believe that's in your packet. Letter of credit is approximately \$120 something thousand dollars issued by the bank for the completion. If they don't complete, we go after the bank, or that credit and complete it ourselves. Anything else?

Six in favor-Barone, Marushock, Chrzan, Lukasewicz, Mraz, Keyasko  
One Abstain-Barnick Motion Carried

**15. Motion by Barone**

**Seconded by Chrzan**

To grant the request of Tiffany Estates to waive the requirement for tree planting in reference to the Land Development Sub-division Ordinance.

On the question:

Barnick-All these past developments the trees had been eliminated from - these are what they call shade trees alongside of the roads. If you notice, many of the roads throughout the Borough, where shade trees were put in, the sidewalks are rooted up, they are gigantic, one down there cost about \$3,000.00, sixty or seventy feet high.

A discussion took place.

All in favor

Motion Carried

**16. Motion by Chrzan**

**Seconded by Mraz**

To accept the proposal from Sunny's Sweeper for street sweeping at a rate of \$70.00 per hour.

On the question:

Marushock-Would it be possible to get the sweeper on the program through the State?

Barnick-Seventy bucks an hour, they don't have their own, they contract out.

Marushock-Who do they have that's doing it?

Kalinoski-Want me to answer that? Sunny's is the cheapest that the State had, they had three different people. Sunny's, DeAngelo Bros. and there's another, they range from I think from \$84.50 an hour, Sunny's being the cheapest, that would be the same rate you would get under the Agility program.

Marushock-Who did we have do it last year?

Kalinoski-We did it ourselves, we rented a machine.

A discussion took place.

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

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

To accept the proposal from Sunny's Sweeper for pot hole patching at a rate of \$150.00 per hour.

On the question:

Lukasewicz-The DPW guys, they have all the equipment to do this job, and they have done a good job in the past, and I think it should remain their job, so I'll be voting against Sunny's. Barone-Rob, do you want to?

Kalinoski-To be honest with you I think it's cost effective for smaller holes, bigger holes are ..... The only reason is if you have areas half the size of this that have to be patched, you would have to go around with at least one truck, put it into another truck with equipment on each truck to be asphalt in to do one pothole. Bigger potholes I think is more cost effective for us to do, typically a bigger pothole because of the result of poor drainage problems.

A discussion took place.

Barnick-Just so the public understands, this Sunny's Sweeper , this machine, has materials included everything is right there in the machine and a one-man job.

A discussion took place.

Five In Favor-Keyasko, Chrzan, Barone, Mraz, Barnick  
Two Against-Marushock, Lukasewicz Motion Carried

**18. Motion by Lukasewicz Seconded by Mraz**

To adopt Throop Borough Resolution # 21 of 2000, a resolution authorizing the President of Council to execute an application for highway restoration and maintenance bonds or executing an agreement for use of future Liquid Fuels monies as collateral in lieu of a bond. To authorize a temporary \$100,000.00 cashiers check and/or an escrow account to be set up until such agreement is executed.

On the question:

Barnick-I spoke with Susan Hazleton at PennDOT, they won't accept an escrow account, I tried to keep our interest going. Any future liquid fuels, the money that we get from the State, I said it's pretty ridiculous that the Borough's, not only our Borough, but Municipalities all over have to put up bonding for work they're going to do on their roads. Now, we require the contractors to put up bonding to insure that we're going to get the work completed properly, but not only are we getting bonded, they're getting bonded for their road. And the bonds would have come out to, just for the Boulevard alone about \$10,000.00. For what? Throw it away is what it would have been for the insurance to put up the Bond. Here we're going to give them the \$100,000.00 Cashier's check to hold on to until the agreement's going to be ready, she said we should be getting it next week or so, once that's executed, if we fail to complete the job, being a State road, they'll attach whatever needs to be attached to our Liquid Fuels every year. The need for a Bond

is gone completely, every project can be done this way, and we eliminate the need for Bonds for State roads. And they're going to try this, now that I brought it up, throughout the municipalities to see how it works, we're going to be first.

Marushock-Wouldn't it be the responsibility of the contractor to furnish the Bond, instead of the Borough?

Barnick-You don't understand. We require the contractor to furnish us a Bond to do the work. Then we have to obtain the permits for doing the work to a State road. So we have to provide PennDOT a bond to say that they're going to do the work.

A discussion took place.

All in favor

Motion Carried

**19. Motion by Barone**

**Seconded by Chrzan**

To adopt Throop Borough Ordinance # 12 of 2000 in regards to the 100 block of Clarion Court as follows: A left turn restriction (R3-2) No Left Turn sign is to be erected at Cypress Street restricting traffic from entering Clarion Court in a northbound direction off of Cypress Street in conjunction with a Do Not Enter (R5-1) sign and a maximum speed limit of 15 m.p.h. A complete copy of the ordinance is posted and is on file in the administrator's office for review.

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

One Against-Lukasewicz

Motion Carried

**20. Motion by Marushock**

**Seconded by Lukasewicz**

To advertise proposed Ordinance # 13 of 2000, an ordinance establishing a drug and alcohol policy for borough employees and applications for borough positions. A complete copy of the ordinance is posted and is on file in the administrator's office for review.

On the question:

Barnick-Before this actually goes to advertisement, please review it very carefully and make sure there is nothing that you want to change in there or any recommendation you want to put in there.

Marushock-Do we have State and Federal guidelines that we can actually do this proper?

Barnick-Our Solicitor is going through with the Pennsylvania State Association of Boroughs.

All in favor

Motion Carried

**21. Motion by Mraz**

**Seconded by Marushock**

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

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

On the question:

Barnick-We'll still have a public display.

All in favor

Motion Carried

**22. Motion by Barone**

**Seconded by Mraz**

To accept the proposal in the amount of \$1,330.00 from Edward Bocan Sr. to install the necessary electrical panels, lighting, receptacles, etc. at the civic center for the After School Program. (Lowest proposal)

On the question:

Keyasko-Who is this guy?

Barnick-Electrician

Keyasko-Where? He's not listed in the phone book.

Chrzan-What does that have to do with it?

Keyasko-Well, if he's an electrician he'd be listed in the phone book.

A discussion took place.

Marushock-The other option here is, I believe we had another quote. My recommendation, because first of all I'm going to be against it anyway, what we're spending for, this expense at the Civic Center, what's going to be our return on this investment? We need to make these improvements here, plus we also need to put on three people for minimum of three hours per day to staff that facility, what is going to be the Borough's return on our investment?

A discussion took place.

Barnick-If you don't agree with it, don't vote for it.

Lukasewicz-One thing, when they receive the money they put it out for bid, did they require that an electrical inspector certify it after the work is done. Probably not, because the only reason I'm bringing it up because I think that it should be done, this time maybe the Borough could have a certified inspector come and certify the work, but in the future, any electrical work that is done in the Borough that we should require. Any electrical work that is done be inspected by an electrical inspector after the work is performed. It's just to safeguard us.

Chrzan-The underwriters do that anyway, don't they?

Lukasewicz-They're insurance purposes, Tony, only if you require it, you put it out for bid, somebody will come in and check the work.

A discussion took place.

Five in Favor-Chrzan, Barone, Mraz, Lukasewicz, Barnick  
(Lukasewicz, w/ inspection only)

Against-Keyasko, Marushock

Motion Carried

**23. Motion by Barone**

**Seconded by Lukasewicz**

To accept the proposal in the amount of \$1,009.00 from Yeselavage Rug for carpeting and installation in the civic center basement for the "After School Program". (Lowest Proposal)

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

Against-Marushock

Motion Carried

**24. Motion by Lukasewicz**

**Seconded by Mraz**

To Table Motion #24.

To accept the proposal in the amount of \_\_\_\_\_ from \_\_\_\_\_ for the construction of the storage area in the civic center basement for the “After School Program”.

All in Favor

Motion Tabled

**25. Motion by Barone**

**Seconded by Chrzan**

To accept the proposal in the amount of \$1,366.00 from ADT for security cameras and installation in the civic center basement for the “After School Program” and a monthly charge of \$39.08.

On the question:

Marushock-We’ve done some business recently with ADT, looking at these two proposals here, we’re going to spend about \$4,866.00. Was the proper bidding procedure followed?

Barone-Yes

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

Motion Carried

**26. Motion by Barone**

**Seconded by Chrzan**

To accept the proposal in the amount of \$3,500.00 from ADT for security cameras and installation in the Washington Street Park and a monthly charge of \$115.00. (Computer vision)

On the question:

Keyasko-Who’s going to be responsible if that camera’s damaged or stolen, who the hell knows what else?

Chrzan-It’s insured.

Barnick-We just went through a year of vandalism up there, up at the park. I mean feces and stuff thrown all over the rest rooms and damage to the sinks, the lights, the fence.

A discussion took place.

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

Motion Carried

**27. Motion by Lukasewicz**

**Seconded by Mraz**

To grant the request by the Civic Center Committee to authorize the Civic Center to run bus trips as per Louis A. Cimini, solicitor’s opinion and the borough insurance agent, Joyce, Jackman & Bell. To appropriate \$2500.00 for the bus trips.

On the question:

Barnick-I'm not sure about this one. I didn't talk to anyone about it, to appropriate what kind of sum, we need a recommendation. I know I'd like to see this in a one-time shot, see how it works.  
Lokuta-There was a bus trip run by the Booster Club because we couldn't Council to go over this at one time. The Lions Club had a little bit of a problem that we finally worked out, they wanted to do it. But the one bus trip that was run was to a football game this past fall. The tickets sold out very, very quickly, it was a complete sellout and it was a success. We planned on running something for just about anybody in town, whether it be to the Poconos for a dinner for the Senior Citizens to a baseball game or football game, taking kids down to Montage, we plan on trying to do enough for everyone.

Barnick-But you understand I want to get one right now, get an approximate amount, let's see how it works, and then go from there. Do you have one in mind?

Keyasko-Are we going to interfere with the churches?

Lokuta-Most organizations are looking forward to this. They've come and said will you do things for us. They're looking for this.

Keyasko-What other organizations?

A discussion took place.

Five in Favor-Chrzan, Barone, Mraz, Lukasewicz, Barnick  
Two Against-Keyasko, Marushock                      Motion Carried

**28.      Motion by Chrzan    Seconded by Barone**

To table Motion #28 as per the recommendation of the Mayor

To appoint \_\_\_\_\_ as a part time police officer.

All in favor    Motion Tabled

**29.      Motion by Lukasewicz    Seconded by Mraz**

To pay Five Star Cleaning \$135.00 for the monthly cleaning of the civic center gym floor.

All in favor    Motion Carried

**30.      Motion by Lukasewicz    Seconded by Chrzan**

To replenish the Civic Center's petty cash in the amount of \$146.03.

On the question:

Marushock-The question on petty cash is for the Civic Center, in that amount, it's almost little better than twice of what we're doing for the Borough's petty cash. This is that kind of monthly ritual here. That's why I'm questioning some of the expenses at that facility.

Chrzan-I make a motion to double the one for the Borough then.

Dolan-Excuse me, would you like me to.....

Chrzan-How much is the Borough now?

Morrell-We have a \$200.00 petty cash.

Barnick-All it takes is to take a walk over to check to see what they're doing, they'll explain it to you, I'm not going through it so you can have a boo-ha here.

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

**31. Motion by Chrzan Seconded by Barone**

To replenish the Borough's petty cash in the amount of \$62.00.

All in favor Motion Carried

**32. Motion by Mraz Seconded by Chrzan**

To allocate \$1000.00 to the Throop Borough Recreation Committee for the Annual Children's Easter party. An itemized report must be submitted to the borough within 60 days of the event.

All in favor Motion Carried

**33. Motion by Barone Seconded by Mraz**

To ratify the final payment to Lackawanna Junior College for the sum of \$350.00 issued on March 17, 2000 for the civil service agility testing.

On the question:

Barnick-This payment was already made. \$50.00 was accepted from each applicant that took the test, so it's already been provided to the Borough.

All in favor Motion Carried

**34. Motion by Mraz Seconded by Keyasko**

To extend the DPW Teamsters Local 229 union contract thirty calendar days from March 24, 2000. Whatever is negotiated and agreed to will be retroactive to March 24, 2000 as per Jack McGrail, Teamsters Business Representative.

All in favor Motion Carried

**35. Motion by Barone Seconded by Marushock**

To pay Dominick Perry for 18 ½ hours un-used sick pay, at the rate of one days pay for each two days of unused sick days as per the union contract.

All in favor Motion Carried

**36. Motion by Chrzan**

**Seconded by Mraz**

To approve Pioneer Construction's request for a Change Order dated March 23, 2000 in regards to the Line St. Project to supply a 72" diameter doghouse manhole versus a 48" diameter manhole at a cost of \$1,100.00.

All in favor

Motion Carried

**37. Motion by Lukasewicz**

**Seconded by Mraz**

To approve Leeward's request for a Change Order dated March 21, 2000 in regards to the Boulevard Project, Pancoast Street restoration to delete for milling and tack coat -\$3,200.00 and to add 5" BCBC and 6" 2A subbase \$45,000.00 at an additional cost of \$41,800.00.

On the question:

Lukasewicz-Has that been recommended by the engineer?

Barnick-Yes, go down take a look at that, everyone go down and take a look at that.

A discussion took place.

All in favor

Motion Carried

**38. Motion by Marushock**

**Seconded by Keyasko**

To authorize the replacement of the existing trees with a 4' chain link fence on the northerly boundary line where the trees are being removed at the property of John Shelcosky, 146 Brick St. (This is in conjunction with the easement for the Boulevard Project.) This fence will be from Brick to Pine.

All in favor

Motion Carried

**39. Motion by Lukasewicz**

**Seconded by Chrzan**

To appoint Christina Sullivan, Assistant Secretary full time at a rate of \$ 8.50 per hour and full benefits.

On the question:

Keyasko-How come we have full-time here and part-time we're only paying them \$7.00 an hour now you're going to \$8.50, everybody he brings in you're always going up high.

Chrzan-Don't say that, Joe. Who did I ever bring in, Joe? Who did I ever bring in? Tell these people, nobody. Elaine, is she doing a good job?

Morrell-Yes, she is.

Keyasko-I'm not saying she's not doing a good job, I'm talking about her \$8.50. Start them at \$7.00 like the other ones.

Chrzan-Elaine, is she worth \$8.50? If not, I'll change it.

Morrell-Chris does a good job.

Chrzan-She did the payroll too, didn't she?



Keyasko-Kathy did it too. Didn't Kathy do it to?

Morrell-Yes she did.

Lukasewicz-For the record I want to say she did a wonderful job in the absence of Elaine.

Barnick-Two weeks.

Lukasewicz-She's very qualified, there's a lot that she could do, I think we should take this girl and keep her there.

Marushock-Again, I agree with the gentlemen she did do a good job in the absence of Elaine, however, I believe that this job should have been opened up to all the citizens of Throop. We should have put an ad in the paper, and given everyone a fair chance to apply for this job.

A discussion took place.

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

Two Against-Keyasko, Marushock

**40. Motion by Chrzan**

**Seconded by Mraz**

To authorize the DPW and the police to work additional hours on Saturday, April 1, 2000 while the Boy Scouts are conducting a borough-wide clean-up.

All in favor

Motion Carried

**Official Comments:**

Lukasewicz-With all the work on the Boulevard to the Storm and Sanitary Lines, I feel that we possibly got camera work done to all the main storm and sanitary lines. This way, I'm not looking for the problem but at least we'll have a video record of the condition of the lines as they exist now, this way if we do have problems down the road, this would be a history of as it was, as built, in case there's a problem.

Barnick-Excellent idea.

Kalinoski-That's been agreed to already by the contractor. It called for air testing, you cannot air test, in lieu of air testing they agreed that they will camera each line.

Lukasewicz-Will they be camera'd before the street's paved?

Kalinoski-I don't think so.

Lukasewicz-Can we at least have it camera'd before each street is paved, this way if there are any problems we will be aware of?

Kalinoski-I can find out.

Lukasewicz-And the cameraing that is done, the videos, would they be the Borough's records?

Barnick-I would think so.

Lukasewicz-Can you find out more if you can, Robbie? This way if we can have it done before the streets are paved.

Barone-I'd like to have Randy Hebden put on steady. He's a good worker and Robbie could use him. The guy's been a part-timer for almost two years and I think he deserves it.

Chrzan-Is that a motion, Joe?

Barone-Yes

**41. Motion by Barone**

**Seconded by Barone**

To put Randy Hebden on steady on DPW. He's been a part-timer for almost a year, he's a good worker, Robbie needed the help, and he deserves it.

On the question:

Marushock-Did we discuss it at the work session?

Lukasewicz-Will this be a new position or what, Joe? For someone that's not working, or?.....

Barone-Robbie is short of help, he needs the help.

Lukasewicz-We have people that are out now, and if we hire someone now, how do we just enlarge the DPW crew before the contract?

Barnick-I can't.....

Lukasewicz-I have no problem trying to trying to request to extend the time to use him for an additional three months.....the point is.....

Barnick-Anytime there's employee's out sick or on limited duty.....

Barone-If the DPW needs help, you can't leave the short help because a couple of people.....

Marushock-I understand where we are, until this situation justifies.....

Barone-I make a motion, let's vote on it.

Mraz-Do we still have him?

Kalinoski-We still have him, as of now he's working.

Mraz-Did he guarantee to go up to the contract's agreement?

Unknown-Yes. There was a written letter from the Union that we could use him whenever we need him, plus like Jimmy said, if we are short, possibly request to use anybody whenever.

Unknown-It's already in the contract, there's no need to hire this man at this time. I'm not against the man, I'm just against the time frame, against the timing, Joe.

Kalinoski-Would you consider at least extending his hours from 30 to 40?

Unknown-I have no problem with that.

A discussion took place.

Mraz-You have to be careful what you do right now.

Barone-Let's get him a job over the Civic Center, we won't have to pay him anything. Hey, I made the motion, let's vote on it.

Roll call:

Three in Favor-Chrzan, Barone

Against-Keyasko, Marushock, Mraz, Barnick

Abstain-Lukasewicz

Motion Failed

Barnick-And I'm not against the first one, let's put that on the record here.

Unknown-Noone agrees with you.

Barone-The point is he's doing DPW work, and he's not worth paying, the other guys are doing the same work.

Unknown-Yet he's there, eventually he's going to have the first.....

Barone-Eventually, what's eventually? Next time, four years from now?

A discussion took place.

**42. Motion by Barone**

**Seconded by Chrzan**

To have prisoners build playgrounds.

Kalinoski-Before I can submit an application, I need a date.

All in favor

Motion Carried

Barnick - Anything else?

Marushock-One other question, Mr. President. In my landfill inspector reports, Mr. Bukowski in his time of, at the end of his day when he would put in shift, there were like fifty (50) trucks, outside dumping when he left the premises. Is it possible to alter or extend the hours that we have coming for heaving truck dumping at that facility, that we aren't aware of. Here it is for the week of.....

Barnick-What's your suggestion up there with what's going on?

Unknown-They only gave us fifty-six (56) hours, that's it. Loading at 4:00 and that's the end of it. Whatever truck is in there, has to dump its load before I leave.

Unknown-You have the report right in front of you.

Marushock-Over a two week period there were fifty (50) trucks where there was no-one there to see what actually in the trailers. March 6<sup>th</sup> for example there were nine (9) trucks March 7<sup>th</sup> there were seven (7) trucks, March 9<sup>th</sup> there were six (6), March 10<sup>th</sup> there were five (5), March 13<sup>th</sup> there were eight (8), March 14<sup>th</sup> eleven (11), 15<sup>th</sup> nine (9), March 16<sup>th</sup> eight (8), March 17<sup>th</sup> seven (7), again these trucks are on sight dumping at his margin.

Keyasko-One start an hour later.

Marushock-I don't know, probably one hour a day. Out of there by 5:00.

Unknown-I couldn't tell you, we quit at 4:00.

Marushock-See, this is, here we have a gap right there.

Chrzan-Work something out, stagger a little bit, work it out. Let us know.

Barone-What time does the dump close?

Unknown-4:00.

Unknown-If you close at 4:00 - 5 to 4 comes in there, they're allowed to go out. 12:00 the gate is closed.

Barnick-Give us a recommendation here. Anything else? Audience comments in general.

**Audience Comments:**

Adam Ambrogi, 815 Hill Street-I'm talking about the four-wheelers, they are going up and down Kossuth and Hill Street like crazy.

Barnick-I know.

Ambrogi-When I was in the other day, I'm not worried about the carpet, I say it's destroyed. We have advertise, vote, fill in the trail or something.

Barnick-Lou, about ATV's, what you're trying to do.

Cimini-We've discovered it's a county-wide problem, not just the Borough. We're getting together with the Police Chief's of most of the counties and try to propose a solution that benefits everyone.

Ambrogi-Maybe we should consider a trail or something.

Barnick-Well, the forty-eight acres.....

A discussion took place.

Ambrogi-Another problem is cats. All the stray cats in our neighborhood, it's unbelievable.

Barnick-Get the cage down there and get these cats out of there.

Unknown-I mean, they are peeing all over the doors and screens and all over my porch and everything.

A discussion took place.

Dominick Rocco, 110 Sanderson Street-On the holding pond at Tiffany Estates, when's that fence going to be put up? I would like to see Council make a motion tonight to stop all work until that fence is up. It's a hazard, it's 40-50 feet deep, the kids are starting play around there, somebody's going to get hurt. I think it should be done yesterday. I would like to see Council make a motion tonight, to make sure that's done.

**43. Motion by Barone**

**Seconded by Mraz**

To require Tiffany Estates to install a fence immediately around the retention pond.

All in favor

Motion Carried.

Dominick Rocco-Thank you. One more thing, the lighting on the hill on Sanderson Street, when is that going to put up? The kids are going to start playing baseball, they'll be walking back and forth.

Barnick-That's PP&L, Rocco, not our bag.

Dominick Rocco-I realize that but can we keep on their backs?

Barnick-How many times did we call down?

Unknown-Quite a few.

A discussion took place.

Jack Dolan, South Valley Avenue-Where Adam Ambrogi was talking about the cats, a lot of skunks I see going down that road there where Billy is there, a lot of skunks under there coming out.

Unknown-Why don't you trade the cats for the skunks?

Chrzan-Robbie, I see it (?) falling apart, it's disintegrated, bad, very bad, it's falling apart, the trailer. Who owns it, local people or are they out of town?

Barnick-They're out of town.

Jamie Shevchick, 141 Harriet Street-Jim, Motion #27 the bus trips, every penny that's allocated for bus trips is given back to the Borough after the trip is over with a profit of anywhere from \$300.00 - \$1000.00 per bus trip.

Barnick-We like that.

Shevchik-We're actually not spending the \$2500.00, it does come back.

Bob Lokuta, 200 Phillips Street-I would direct this question or this offer to Mr. Marushock. I said it last meeting, I'm going to repeat it again. Please try to attend one of our Commission meetings, I think it might help to bridge the gap between your dislike of the Civic Center and our love for it. I think something has to be, we have to try to eliminate your animosity for that building, being that you're an elected official.

Marushock-When's your next meeting, Mr. Lokuta?

Lokuta-Second Monday of the month. We're offering that for the second month in a row. Please come and maybe we could bridge this gap and get rid of some of your animosity towards it.  
Barnick-There's a lot of other things that go on here that nobody knows about that they don't show up for.

Lokuta-The second Monday of the month.

Marushock-So that would be the second Monday in April.

Lokuta-And if you'd like, just like all the committee members are, we'll call and remind you if you'd like.

Marushock-I would appreciate that.

Lokuta-You'll be on the list, you'll be reminded that we're having the meeting.

Marushock-And, again, let me part from this stigma on the Civic Center, it's not that I'm against that facility, however, when we have \$250,000.00 in the Budget which we are spending on that, and a lot less income coming in from that facility, I believe we need to do something to bring those costs more in line. I'm not looking for a profit, but I am looking for costs to be more on a give and take. No profit, no loss.

Lokuta-Can I address that statement you just made?

Marushock-Yes, sir.

Lokuta-Our budget for this year is not \$250,000.00 it's \$225,000.00. Of that amount, a good part of \$30,000.00 is a wish list for the air conditioning of the gym.

Barnick-\$40,000.00

Lokuta-\$40,000.00 is a wish list for air conditioning for the gym. Our budget, if you totally analyze it is less this year than it was last year and last year we didn't spend \$27,000.00 of our budget.

Marushock-However, part of that budget that was figured for the year 2,000 to be best of my knowledge did not include any expenses for this After School Program.

Lokuta-You're correct, you're correct, you're correct.

Marushock-Didn't we also just recently spend \$1,800.00 for the pool table.....

Lokuta-You're correct.

Marushock-that was not in the Budget.

Lokuta-You're correct. We do have items in our budget that provide for that kind of an expenditure.

Barnick-Well, we got these bank proposals together, they might have threw in the pool table, but.....

Lokuta-We do have places in that budget where the pool table does come under, so we're not really spending money that wasn't allocated and, I also believe, that the Treasurer can back that statement up.

Marushock-Also, Mr. Lokuta, I believe I've asked you for a complete financial recap of that facility, so far I have not gotten it.

Lokuta-And you've gotten it. Yes, you have sir. You've gotten financial statement for the last year through the Borough Treasurer.

Marushock-That's the only that I have received.

Lokuta-That's the only one available.

Marushock-I requested a report from the opening of that facility until now, sir. I never received anything other than what I got from Lenore, the Civic Center report.

Lokuta-To my knowledge, Lenore can correct me if I'm wrong and I hope she does, the Controller, the Borough Controller, has issued year-end reports on the building. If you care to, all our receipts and everything are over in the Civic Center office, you're free to take a look at them at any time. They're all over there, there's nothing, we're not hiding anything.....

Dolan-The controller has these reports also.

Marushock- I believe she asked to see the books and she got the run around.

Lokuta-Let me clarify that statement right now. No she did not, all the Controller was asked for was what did she want, and if she would please give it to us in writing and we would have given her anything she wants, but we didn't know what specifically she was requesting.

Barnick-But the originals are not going to leave that building.

Lokuta-All she had to do was put something in writing and tell us exactly what she wants and she'd had it.

Marushock-Where are the originals kept, over there or over here?

Dolan-Over there. They don't leave there, they can't leave there, that was Mr. Lukasewicz' rule when he was President.

Marushock-Now, what is over there? Complete sets of books?

Dolan-Complete receipts. There's no.....you don't understand, we only do cash receipts, we don't do disbursements.

Marushock-I understand that, but there's a lot of expenses that come out of the Borough General Fund for the Civic Center which, in turn, we show the receipts for the Civic Center as a profit, where you have not, at all, addressing the expenses for that Center.

Dolan-That's because there are two different people, two different sets of books.

Marushock-You have two different sets of books for one Center?

Dolan-You have to talk to council. We handle the receipts and we deposit the money.

Lokuta-Mr. Marushock-Again, I'm going to reiterate, please come to a Commission meeting, and a lot of your concerns and a lot of your questions can be answered.

Dolan-I want to...he said he wants to bring the expenses and the income coming in together, we'll never do it. Mr. Lukasewicz told us before, please talk to him, we're not there to make a profit so we don't look....

Lukasewicz-I think what he wants is so it all comes together.

Dolan-It won't, Tom.

Discussion

Marushock-Well, somewhere down the line, it's going to get to be where we're gonna have to be charging a fee or whatever, because.....

Lokuta-Never happen. As long as we have the council in this town that wants to help the people and do good by the people, that won't happen, that'll never happen.

Marushock-I mean to do good by the people.

Lokuta-Geddy, I'll tell you one thing, and I hate to say this, but it doesn't look like you're doing too good up there, as far as that Civic Center goes, because you're against everything that happens.

Marushock-I'm trying to bring the costs down

John Stoffey-Mr. Marushock, the last meeting you voted against nine things, part of them were for the Civic Center.

Marushock-Okay.

Stoffey-There was one question there to start an after school program, you voted against it, but then the next question stated, we're going to buy things for the after school program and you voted for it, so.....explain that to me, how you did that.

Marushock-Maybe I made a mistake in that vote.

Stoffey-Okay, but everything that we're proposing here for that after school program has to do with the State, that bottom is going to be for State only, it's for low income families. People want, you know.....

A discussion took place.

Larry Hartshorn, 125 Pancoast Street-The deal with the hiring, if I knew that part-time job would turn into a full-time job, I would probably apply for the part-time job. I've been trying to get a job in this Borough for seven or eight years, most of you people know that. I question the hiring of an out-of-town person, I don't know this kid from Adam and I'm not saying nothing bad about him, okay, but when I was fighting this or trying to get a job you hired people, not you..... Barnick-Let's get that straight.

Hartshorn-Hired people from out of town, Carbondale, and I was upset and I kept pushing it, pushing it, and pushing it and you all decided that you'd advertise and the person would have to be from Throop. I have three kids sitting home and a wife, I work out of town because I can't get work around here, I work in ..... I feel that myself and a lot of other people that I do know would be interested in a full-time job with benefits and union benefits, I have it now, but I have to travel 200 miles one-way to work. So, in your consideration of hiring somebody, this part-time gig thing, if I knew a part-time gig would get me into a full-time job where I could stay home and spend time with my family, I'd be working part-time for, I'd try to work part-time for the Borough. So I hope you take it into consideration maybe to advertise for this because there is more, probably more qualified people out there that could probably do the job. And I appreciate everything you're doing down the Boulevard as far as keeping them people on track.

Barone-This guy was hired part-time.....

Hartshorn-I understand that.

Barone-We ended up with two or three people on compensation and we were short handed and the kids a good worker. Now, I accept it, he wasn't hired, but the reason was because of benefits, it's not like him, or him, they work for the trucking companies thirty days, they work the job, they got benefits. They wouldn't work a year without benefits and that goes with anybody and if they did, they're crazy.

Hartshorn-I'm the same way, I work, I have to put my time in.

Barone-That's the reason why he wasn't hired. This guy here and that guy there, when he worked for Associated, he took thirty days I think it was back then, he got the union and all the benefits and he got the same rate that was there for twenty years, figure that one out.

A discussion took place.

Marushock-The gentleman we have currently, at the time he was hired, I believe he knew he was hired as.....

Barone-That's right, that's right. So if the guys an extra part-timer for years, you're going to throw him out the door and hire somebody else.

Hartshorn-That's a sore subject with me, I gotta travel 200 miles to work.

Dave Morrell, George Street-I'm glad they did this deal with the bank, because I think that's going to bring a lot more revenue to Throop.

Keyasko-Can I make a suggestion here, Jim? I think they're looking for a sign over there, I heard you were anyway, right? Some kind of sign over the Civic Center?

Lokuta-It's been talked about, yes, Joe.

Keyasko-Well, listen.....here's the banks.

A discussion took place.

Bill Shevchick-I'd like to get to my opinion, you'd like to close this window, this gap, of spending with the Civic Center that to get ..... you got to be aggressive and then they'll start the Day Care Center which is projected to make some money, and these school bus trips, that's going to make money, that's going forward, to make money.

Barnick-Everything we've been doing they've been against.

A discussion took place.

Barone-Why don't you buy a house, but don't put nothing in it for about four years.

Mraz-I just have a question, and I forgot, I'm sorry.

Vicki Randis, Fidelity Bank

Mraz-Question, I'm not really much of a banker but the Borough just got an interest free loan for 3.5 million dollars, is that a good deal or not?

Motion by Chrzan

Seconded by Barone

To adjourn.

Meeting Adjourned

Minutes by  
Christina Sullivan  
Assistant Secretary

Elaine Morrell  
Administrator/Secretary