

**Minutes
Throop Borough Council
Special Monthly Meeting
Thursday, May 11, 2000**

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-A

Thomas Lukasewicz-A

Mayor - Stanley Lukowski-P

Controller - Daryl Menichetti-A

Solicitor - Attorney Louis Cimini-P

Treasurer - Lenore Dolan-P

Announcements:

- An Executive Session was held this evening at 5:45 p.m. to discuss Throop Borough vs. Rinaldi/Greenview Development (Village Square) and personnel.
- The monthly council meeting for the month of May is rescheduled due to Memorial Day. The monthly meeting will be held on Thursday, May 25th immediately following the monthly work session. The work session will begin at 6:30.
- A "Tabletop Exercise" with Throop Borough's Emergency Services regarding the Marjol Battery Site will be held on May 13th at 2:00 p.m. at Throop Hose Co. # 3, 401 Dunmore St. Borough Officials are invited to participate. (RSVP, Elaine or Lisa Ayers)
- Crime Watch, Throop Police Department, Bicycle Safety Program and Raffle, Saturday, May 13th at 10:00 a.m.
- 2000 SPRING CLEAN-UP Schedule (Schedule was printed in agenda & announced.

Audience comments on tonight's agenda:

Jack Dolan, Throop Planning Commission-We were talking the other day with Bob Bernosky about the playground in Warsaw. There's going to be quite a lot of fill needed up there towards the front, if any wants to get rid of fill maybe we could....to start dumping up there. He's probably talking fifteen to twenty five loads of fill around the front right hand corner, there's about an eight foot drop in the front corner.

Barnick-Elaine, get a note to Robbie on that.

Dolan-There might be some fill coming out of the back of Ollendike Street from what I understand, too.

Barnick-Oh yes, there is, oh yes, there will be.

Dan Lisko, 205 Sanderson-I've been living there about twenty six years, going on twenty seven years and I'm starting to have a real bad water problem.

Barnick-Now, you're down the bottom there?

Lisko-Down the hill, there's two houses, in fact (unclear), I've been there since (unclear)

Jim told Jack to ask Bob Bernosky regarding storm drain in conjunction with Tiffany Estates.

Lisko-Spoke to Council, tape is unclear.

Barnick-Get Bob Bernosky, ask him to look at that and ask for additional....Tiffany....storm drains going down that side, get one put in there maybe. He's got to give us an opinion, anyway, one way the other. In conjunction with Tiffany Estates, to see what they could do with this, and get us another recommendation.

Bette Goreschak-Same as Jack, about the fill for the playground (Warsaw).

OPENING OF THE BIDS - PENDEL COURT SANITARY SEWER IMPROVEMENT PROJECT

Estimate from Engineer (Fred Spott & Assoc.): \$86,322.00

PENDEL COURT SANITARY SEWER IMPROVEMENT PROJECT

Name	Address	Bid
Pioneer Construction	299 Main St. Sturges	<i>Base Bid - \$56,259.00 Alt. #1 - 17,288.75 Alt. # 2 - 9,300.00 Grand Total - 82,847.75 10% Bid Bond Attached</i>

Leeward Construction	RR 2 Box 2062 Honesdale	<i>Base Bid - \$55,822.00</i> <i>Alt. #1 - 20,189.00</i> <i>Alt. # 2 - 6,587.50</i> <i>Grand Total - 82,598.50</i> <i>10% Bid Bond Attached</i>
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1. Motion by Chrzan

Seconded by Barone

To refer the Pendel Court Sanitary Sewer Improvement Project bids to Louis A. Cimini, Solicitor, Frederick C. Spott & Associates, Engineer and Robert Kalinoski, Street Commissioner for their review and recommendations.

All in favor

Motion Carried

2. Motion by Chrzan

Seconded by Marushock

To award the bid for the Pendel Court Sanitary Sewer Improvement Project to the most responsible and the lowest bidder, upon favorable review by Louis A. Cimini, Solicitor, Frederick C. Spott & Associates, Engineer and Robert Kalinoski, Street Commissioner

On the question:

Barnick-Just make sure we do this and get their written opinions on this and let them go forward from there, notice to proceed, the whole works, so this thing can get started.

All in favor

Motion carried

(See below, motion # 3 rescinded motion # 2.)

OPENING OF THE BIDS - STREET PAVING PROGRAM 2000

Elaine Morrell - Before you open the bids I have to tell you, Wyoming Sand called Robert (Kalinoski) and asked if they could submit their bid a little bit late. They said they were running late and Robert told them no. Robert checked the clock at 12 noon and they weren't here. Robert told me to make note of it. They got here at 12:03 p.m. I don't know what council wants to do for three (3) minutes.

Jim Barnick - No, no, no 12:03. We had a clock that wasn't changed here for.....and how accurate? I can see if it was a half an hour or fifteen minutes.

There was an individual that was here, a bidder (Locust Ridge) that waited with Robert until Robert said it is now 12 Noon and Wyoming Sand is not here. Make note it's going to be late. The guy left. The guy (Wyoming Stone) came in 12:03.

Jim Barnick - Did we call the national service to find out if the clock was exactly right.

Mrs. Morrell - No, I did not. I just want council to know.

Mr. Barnick - Are they on here?

Mrs. Morrell - He is on there.

Mr. Barnick - Lou, what do you think about this?

Mr. Cimini - It's alright.....Inaudible.

Estimate from Engineer, Spott & Assoc.: \$259,500.00
(PAVING PENDEL COURT \$40,300.00)

STREET PAVING PROGRAM 2000

Name	Address	Bid
American Asphalt Paving Co.	500 Chase Rd. Shavertown PA 18708	Total Bid (All projects) \$174,234.59 Grand Total: (All projects & Alt. # 1)- \$181,687.53 Total Pendel Ct. Comparison \$27,303.15 10% Bid Bond Attached
Slusser Bros. Trucking & Excavating Co.	125 N. Warren St. West Hazleton PA 18201	Total Bid - \$200,216.18 Grand Total: (All projects & Alt. # 1) \$213,693.18 Total Pendel Ct. Comparison \$35,380.00 10% Bid Bond Attached
Locust Ridge Quarry	819 Newton Rd. Scranton PA 18504	Total Bid - \$175,573.49 Grand Total: (All projects & Alt. # 1) \$185,387.85 Total Pendel Ct. Comparison \$23,270.80 10% Bid Bond Attached
Kaminski Brothers Inc.	226 New Boston Rd. Pittston PA 18640-9611	Total Bid - \$196,098.91 Grand Total: (All projects & Alt. # 1) \$207,237.31 Total Pendel Ct. Comparison \$37,236.00 10% Bid Bond Attached
Wyoming Sand	6 Wyoming Sand Road Tunkhannock PA 18657	Total Bid - \$172,628.30 Grand Total: (All projects & Alt. # 1) \$182,366.22 Total Pendel Ct. Comparison \$25,883.09 10% Bid Bond Attached

3. Motion by Chrzan

Seconded by Marushock

To Rescind Motion #2

To award the bid for the Pendel Court Sanitary Sewer Improvement Project to most responsible and the lowest bidder, upon favorable review by Louis A. Cimini, Solicitor, Frederick C. Spott & Associates, Engineer and Robert Kalinoski, Street Commissioner

All in favor

Motion carried

4. Motion by Barone **Seconded by Marushock**

To refer the Street Paving Program 2000 Project bids to Louis A. Cimini, Solicitor, Frederick C. Spott & Associates, Engineer and Robert Kalinoski, Street Commissioner for their review and recommendations.

All in favor Motion Carried

5. Motion by Chrzan **Seconded by Barone**

To table motion #4.
To award the bid for the Street Paving Program 2000 Project to _____, the lowest bidder, upon favorable review by Louis A. Cimini, Solicitor, Frederick C. Spott & Associates, Engineer and Robert Kalinoski, Street Commissioner

All in favor Motion tabled

6. Motion by Chrzan **Seconded by Barone**

To ratify the payment to Penn DOT in the amount of \$1,250.00 in regards to the permit fee for the Boulevard Project. (April 27, 2000 - Check # 22071)

All in favor Motion carried

7. Motion by Marushock **Seconded by Barone**

To amend Motion # 17 that was passed on April 25, 2000. The motion read as follows:
To authorize payment to Roto Rooter for the main sewer that was blocked in the 700 block of Center Street in the amount of \$135.00. (Gongliewski, 709-711 Center St.) Stanley Gongliewski paid Roto Rooter directly.
The motion should have stated to reimburse Stanley Gongliewski \$135.00.

All in favor Motion carried

8. Motion by Chrzan **Seconded by Marushock**

To authorize payment to John Deere Credit in the amount of \$9,876.45 for the annual lease payment on the 1999 Loader/Backhoe. (This is the second payment of the 5 year lease.)

All in favor Motion carried

9. Motion by Chrzan **Seconded by Barone**

To authorize all annual lease payments to be paid automatically when the bill is received in order to avoid late charges.

On the question:

14. Motion by Chrzan **Seconded by Barone**

To approve Leeward's Application for Payment # 5 - Boulevard Project - \$280,654.32 (Approved by Frederick C. Spott & Associates, Borough Engineer)

On the question:
Barnick-Automatic draw-down.

All in favor Motion carried

15. Motion by Chrzan **Seconded by Barone**

To approve Pioneer Construction's Application for Payment # 1 - Line St. Storm Water Project - \$45,753.30 (Approved by Robert Bernosky, Project Engineer)

On the question:
Barnick-Same on here.

All in favor Motion carried

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

To confirm the Fourth Draw Down from the Interest Free Loan from Keystone Sanitary Landfill, Inc. in the amount of \$350,000.00.

Four in favor-Keyasko, Chrzan, Barone, Barnick
One Against-Marushock Motion carried

17. Motion by Chrzan **Seconded by Barone**

To open a checking account at the First National Community Bank, Dunmore for the Grant that was received for the Day Care at the Civic Center. (Three signatures are required, President of council, controller and treasurer. The vice-president is authorized to sign in the absence of the president.)

All in favor Motion carried

18. Motion by Marushock **Seconded by Keyasko**

To ratify to appoint Attorney Robert Ufberg as legal counsel for Throop Borough Civil Service Commission.

On the question:
Barnick-Just at his previous rate when he was retained by the borough.

All in favor Motion carried

19. Motion by Chrzan

Seconded by Barone

To hire the summer help at \$7.00 per hour beginning immediately, pending an interview with Kalinoski, physical and drug testing. 1.) Richard Fuhr, 807 Kossuth Street, 2.) Ryan Sepaniak, 645 Meade Street, and 3.) William Marcho, Charles Street.

On the question:

Barnick-We have the hours established, right, last year, coordinate.....

Morrell-Robert.....

Barnick-There's maximum hours, I believe.

Morrell-Thirty. Last year it was a maximum of thirty.

All in favor

Motion carried

20. Motion by Chrzan

Seconded by Barone

To approve the change order in regards to the additional inlet and pipe on Pine Street for an estimated cost of approximately \$3,900.00.

On the question:

Keyasko-On the question, Jim, where is this at?

Barnick-This is the dip down by George Belaus' house, on an additional inlet that has got to be placed in there.

Morrell-This is the one that Robert was explaining earlier.

All in favor

Motion carried

21. Motion by Chrzan

Seconded by Barone

To authorize the repair of the sanitary sewer line on Magyar Street based on the lowest bid.

All in favor

Motion carried

22. Motion by Chrzan

Seconded by Barone

To approve Change Order # 2, Rebecca and Bellman Street, reducing the line to twelve inches saving approximately \$10,000.00.

All in favor

Motion carried

23. Motion by Chrzan

Seconded by Barone

To authorize \$300.00 for the cutting of the trees at John Sholcosky's property on Brick Street for the placement of sewer line.

All in favor

Motion carried

29. Motion by Barone

Seconded by Chrzan

To purchase a Nobel's Speed Scrub Automatic Scrubber for the Civic Center at a cost of \$3,761.38 from Master Chemical Products, Inc., Wilkes Barre.

On the question:

Keyasko-The materials that they need to clean the floors with included in this?

Barnick-Oh, no, I told them just go through the purchasing committee. Whatever they need, they go by month or however.

Keyasko-Okay.

Barnick-They'll just submit a list every month.

All in favor

Motion carried

30. Motion by Chrzan

Seconded by Barone

To approve the use of the grant monies for the necessary and approved purchases for the After School Program at the Civic Center.

All in favor

Motion carried

31. Motion by Chrzan

Seconded by Barone

To authorize the Civic Center Committee to pursue a grant for air conditioning at the Civic Center.

All in favor

Motion carried

32. Motion by Chrzan

Seconded by Barone

To authorize change of extended warranties as per the recommendation letter to Council from Chief Furiosi with the \$50.00 deductible.

On the question:

Council discussed the recommendations from the Chief. The Ford warranty does not cover the Expedition only the cars.

The Expedition would stay with Pro Guard.

A discussion took place on the mileage on the car and the Ford warranty. The Chief will look into what is best.

All in favor

Motion carried

Barnick-Before we go on, I'd like to make a motion to replace me as President with Joe Barone.

33. Motion by Marushock **Seconded by Keyasko**

To replace the President of Council, Jim Barnick, with Joe Barone.

Four in favor-Keyasko, Marushock, Barone, Barnick
One against-Chrzan Motion carried

Joe Barone presided.

34. Motion by Barnick **Seconded by Chrzan**

To accept Joe Barone's resignation as Vice-President and to appoint Tony Chrzan as Vice-President.

Three in favor-Barone, Chrzan, Barnick
Two against-Keyasko, Marushock Motion carried

35. Motion by Barnick **Seconded by Chrzan**

To adopt Blanket Resolution No. 28 of 2000 to change signatures on all bank accounts. (All accounts require three signatures, president, controller & treasurer. The vice president signs in the absence of the president.)

All in favor Motion carried

36. Motion by Chrzan **Seconded by Marushock**

To authorize ordering/purchase of ammunition in the amount of \$1,100.00 - \$1,200.00 for police qualifications for the Police Department.

All in favor Motion carried

Chrzan-How much, Mayor?

Barnick-Is that for all the part-timers and everything else because, you're going to have two full-timers on, is it necessary for them to qualify....

Mayor-It was figured in. Two hundred rounds per officer.

Barnick-I'm saying will it be necessary for them to qualify now because they have.....

Mayor-Part-timers too?

Barnick-The part-timers, too?

Mayor-They have to qualify.

Barnick-I'm saying....all the part-timers on...because you have Scott Moran, who's, that's another one that should be accepted tonight, his resignation.

Chrzan-Dixon is leaving.

Mayor-Well, he hasn't said anything yet.

Unknown-Who else is going?

Mayor-That's it, so far.

All in favor Motion carried

37. Motion by Chrzan

Seconded by Barnick

Motion to accept the resignation of Scott Moran, due to his full time employment by the Scranton Police Department.

All in favor

Motion carried

Official comments:

Mayor-One other thing, well, this was placed in the tentative budget in November and the final budget in December, ordering a new police car. The one that we've had on hold for about six months and, the problem being, the one that we have, 27-1, has 119,000 miles on it and needs a lot of work and it's about ready to fizzle out. We've discussed giving it to the DARE Program, it's not even worthy of that now.

Chrzan-What are we going to do, get another four-wheel drive?

Mayor-If you want to wait until we get all the details, we'll have them all in two more weeks when we have our meeting or act on it now.

Chrzan-We could still do it but, you want to wait two weeks?

Barnick-I think you should wait until you get all the details on it.

Mayor-Okay, we'll do that, but the problem is, according to Neil, we've got to get the order in right away or otherwise that price is gone.

Chrzan-How ...the maintenance on that, Mayor, to keep it up.

Mayor-Yeah, well, mainly done here in Throop, the maintenance. I'd like to see, down the road somewhat, more personnel. A discussion took place.

Barone-I want to say one thing here, Jim Barnick did a hell of a job. (Round of applause.) There's more in this last year and a half than they did in a hundred years.

Barnick-I appreciate it.

A discussion took place, again, about the replacement of the police vehicle and the extended warranties and mileage on the existing vehicles.

Chrzan-I'd like to say something. I see here that we're being sued in Federal Court. What's the status on these law suits, we getting sued again or what, are we winning, all right, let it go this week.

Barnick-Most of them frivolous.

Mayor-One other thing, the Department, Murcko and Repchick in this case are going to give an demonstration in Carbondale High School, per request of the District Attorney, on bomb threats in schools, that's going to be about in another week. That's quite an honor for those guys who have been training in this sort of business and they were selected.

Audience Comments:

Jack Dolan, South Valley Avenue-Look at your packets, anything from Bob Bernosky concerning that playground up in Warsaw. He was supposed to send in a paper that he had a price and costs to do, the plan, he's figuring around \$35,000.00-\$38,000.00 to do put the basketball court in, the wall, the parking.

Barnick-We didn't get a copy of it.

Morrell-He dropped off an envelope off today but I thought it was just a bill.

Dolan-I don't know if Chrissy got it and put it in the packet or she forgot.

Elaine checked the envelope from Mr. Bernosky. It was his bill.

Dolan- Is the Throop Borough exempt from any state or federal taxes to buy gas?

Barnick-Yes.

Dolan-If they're exempt, the state can file a paper.....all fuel tax.....paid on tax.

Barnick- We have that, that program is set up.

A discussion took place.

John Stoffey, 238 Bellman Street-I'd like say to Jimmy, he did a very good job and also in helping me in the Civil Service Commission, whenever I got stuck sometimes, he helped me out.

Motion by Barnick

Seconded by Chrzan

To adjourn.

Meeting adjourned.

Minutes by

Christina Sullivan

Assistant Secretary

Elaine Morrell

Administrator/Secretary