

Minutes
Throop Borough Council
Monday, April 9th, 2018
Monthly Work Session/Meeting 6:30 p.m.

The meeting opened with the Pledge of Allegiance.

“God Bless Our Troops and the Coalition”

ROLL CALL:

Members of Council:

Mike Chorba - A
Jim Barnick - P
Rich Kucharski - **President** - P
Charlene Tomasovitch - P
Wayne Williams - P
Vince Tanana - P
Bob Magliocchi - **Vice President** - P
Solicitor - Louis A. Cimini - P
Mayor - Joe Tropiak - P
Assistant Treasurer - Lenore Dolan - P
Secretary - Renee O’Malley - A
Chief Clerk/Treasurer - Robin Galli - P

Announcements:

Kucharski: Lou maybe you want to take a few minutes, as you probably have seen, had seen, both in the news and also there was a public meeting at the civic center this past month concerning the Meadowbrook proposal of a gasification plant. It appears that a decision has been made to locate that plant in Dunmore rather than Throop. So if you want to briefly fill in the blanks.

Cimini: From what I understand the project was originally scheduled to be built in Dunmore. Due to some issues in Dunmore the proposed Throop site was presented to council in January. An application was submitted by Meadowbrook there in an I-1 zoning for their zoning application to be approved. It was denied by the zoning officer. They had the opportunity to appeal it or to come to council for an amendment to the I-1 Zone. They have very, in my opinion, aggressive construction schedule they had to break ground by September for whatever reason they felt that they would not have the same issues in Dunmore and that they would be able to meet their construction schedule in Dunmore. I don’t know if that is accurate or not we had our Municipal Consultant look at Dunmore’s Ordinance and Throop’s. He felt it didn’t warrant an approved application in Throop or Dunmore so I don’t know what is going on in Dunmore. I

don't know if they submitted a zoning application and it's been approved, I don't know. But a decision has been made very recently to build in Dunmore.

Barnick: Do you know where?

Cimini: Specific spot I don't know. I believe it is in the Industrial Park. I don't know exactly where. No.

Barnick: Because if it is I am still concerned about our sewer lines

Cimini: Yea.

Tanana: Well that's why

Barnick: When they had their presentation in January they proposed to dump at least 25,000 gallons of water a day down to our sewer lines so that was one of the main concerns of mine because when it rains heavy the sewer treatment plant can't handle all the excess that comes in from the water then and has to dump it untreated into the river so if you have that much more coming in.

Kucharski: They did give us additional correspondence later on which indicated that the plant was redesigned so that only 20% of the 25,000 would actually go into the sewer lines which would be like 2500 so. It is a mute point at this stage because they have made a firm decision

Tanana: Well it's really not because if they are located in the Dunmore Industrial Park that water's coming through Throop's source. We do have a sewer conveyance fee ordinance on the books it's not enforced, there is no fee in it. So Robin can you put a motion on to have Louie update the sewer conveyance fee ordinance in accordance with the updated Borough Code. Because there is a section in there that is no longer valid. And then we will have to determine, it's not only them. Every business located in Dunmore in the Industrial Park I believe from the State Police to *inaudible* all that comes through Throop. So they pay nothing to PAWC right now which they are saving a ton of money. All those businesses they pay no taxes in Throop so essentially if a sewer line breaks we have to pay to fix it it's on our tax *inaudible*. It shouldn't be like that. We should be charging the sewer conveyance fee for every business not located in Throop if their waste water flows through our infrastructure - we own it. The borough of Dunmore doesn't own their infrastructure, PAWC does. So to them they don't care if people are dumping a thousand, a million gallons a day down there. They don't care because if it breaks it's not on them it's on PAWC. They're taking the full risk when they bought the Scranton Sewer Authority.

Kucharski: So that's a good point. Let's look into it.

Cimini: Ok.

Kucharski: Just wanted one other final note about the project if it was located in Throop, the good thing for us would've been, certainly we would have gained some revenue from the plant so plus the permitting fees on \$100,000,000.00 plant would've been substantial but
TAPE ENDED.

Kucharski: We did our best. We tried to do everything to accommodate them within reason obviously and whatever. It didn't work out so.

Cimini: My last conversation with them was that their, some people may think this is good some people think its bad but there is a chance that there will be a phase 2 to this project and they would want to put phase 2 in that same location.

Tomasovitch: Why can't we start changing things now.

Cimini: Yea

Kucharski: Well we are in the process of rewriting our Zoning and Land Development Ordinance.

Tanana: If you change it to an I-2 that

Kucharski: No. You can't do that.

Cimini: No. You can't do that.

Kucharski: The problem with I-2 is, I-2 is heavy industrial which would include a landfill so that's something that we want to zone for.

Barnick: Well they can't get another permit for a landfill in Talking at once.

* A Public Hearing was held this evening at 6:00 p.m. regarding Throop Borough Council's proposed amendment to the Subdivision and Land Development Ordinance.

* A CDBG Public Hearing will be held on Monday, May 14th, 2018 at 6:30p.m. prior to the mid month work session/meeting. (Rich: See if can be moved to 6:15)

Work Session/Meeting Schedule:

*An Executive session was held this evening at 5:30 pm for personnel issues.

* The April monthly work session/meeting will be held Monday, April 30, 2018 at 6:30 p.m.

* The May mid month work session/meeting will be held Monday, May 14th, 2018 at 6:30 p.m.

* The May monthly work session/meeting will be held Tuesday, May 29th, 2018 at 6:30 p.m.

Audience comments on tonight's agenda:

Denise Brown, Phillips St: What is the Multimodal Transportation Grant?

Kucharski: Proposing or researching adding new sidewalks to DUnmore and Cypress Streets.

We've discussed it previously where the water company with their project will be putting in new sidewalks and curbs, I believe from Meade Street to the top of Dunmore Street.

Tomasovitch: Thought it was Center.

Kucharski: Thought it was Center but last meeting someone said Meade.

Magliocchi: I don't think it goes down to Meade.

Some talking at once.

Kucharski: It's either going to be Center or Meade and we're looking into completing the remainder of sidewalks on Dunmore. Our engineer indicated that at this point there is a grant available through PennDOT I believe, that Multimodal

Cimini: That is the name of the grant.

Kucharski: Right. So we are applying for an actually \$1.3 million grant and that's what that motion is for. Authorizing us to do that.

Brown: Thank you.

Zilla: Sidewalks on Cypress Street did you say?

Kucharski: Well

Magliocchi: Start plans

Kucharski: We'd like to do both but we're going to start with Dunmore and then hopefully soon

after that go

Zilla: We have pavers in front of our house. You mean they're going to rip those out and put something else there?

Kucharski: We're just speculating at this point. Nothing has been engineered or looked at. Even with the Dunmore St it was just a rough estimate we were given by the Engineer and then he is applying for this grant on our behalf.

Zilla: But we would have to go *inaudible* they decide? I mean would they rip out my pavers and put in concrete? Are they going to pay me for them?

Kucharski: Well certainly that is a good point for discussion obviously. I don't know if, again it hasn't even been planned. It's just a subject that was discussed. Something we'd like to do eventually to really, obviously

Zilla: Maybe it won't stop that high *Inaudible* Sanderson because

Zilla: There are no sidewalks on the other side.

Kucharski: Exactly, I know and that's the point and it's probably not feasible to put them there. I don't know just given the topography and what not.

Zilla: Somebody was telling me that they are going to widen that intersection so you can make a turn better to get towards the bank.

Magliocchi: Yes.

Kucharski: At Dunmore and Sanderson, yes. Again that would be in the future. Something to think about.

Andy Hegedus: If Ordinance #7 is adopted tonight when does that take effect? 30 days after it is approved or does it happen immediately?

Cimini: I think the Ordinance itself says effective immediately.

Barnick: Was it advertised?

Cimini: Yes.

Barnick: Oh ok so we're just adopting it.

Hegedus: So it can be enforced then right? Ok.

Cimini: Yes.

Hegedus: Thank you.

1. Motion by Tanana

Seconded by Williams

To ratify the adoption of Resolution #6 of 2018, a resolution filing for a Multimodal Transportation Grant in the amount of \$1,383,003.00 for the Dunmore and Sanderson Street Street scape Project.

Kucharski: and for Sanderson Street we would just be looking at the blocks between Cypress and Dunmore where there are no sidewalks to speak).

All in favor

Motion carried

2. Motion by Magliocchi

Seconded by Tomasovitch

To adopt Ordinance #7 of 2018, an ordinance prohibiting the burning of garbage, rubbish and other materials within the Borough of Throop: and prescribing penalties for violation.

On the question:

Barnick: what about, this has containers. Ok never mind.

All in favor

Motion carried

3. Motion by Tanana

Seconded by Williams

To adopt Ordinance #9 of 2018, and ordinance amending Ordinance # 8 of 1990 titled Subdivision and Land Development Ordinance.

All in favor

Motion carried

4. Motion by Tanana

Seconded by Williams

To re-appoint David F. Garvey, P.E. as Sewage Enforcement Officer for the next twelve months (4/1/18 to 3/31/19). The annual retainage is \$600.00.

Tomasovitch: Do we have anybody, how does that, how did we get him?

Magliocchi: Yes we should look into other people. I don't like that guy. I'm not lying, he did stuff but I wasn't a fan.

Tomasovitch: Right. How do we go about getting someone different? Anyone know?

Cimini: I think Garvey has been the Sewage Enforcement Officer for a very, very long time.

Tomasovitch: For every town?

Kucharski: For many towns.

Magliocchi: I was probably the only one who had to deal with him and I wasn't happy with him.

Tomasovitch: I know there has been a couple, that sitting here, where he didn't fo his job the right way.

Magliocchi: That's how I feel. I don't really care.

Tomasovitch: I just want to know how that comes about.

Tanana: Is there anybody else who does it?

Tomasovitch: I don't know that's what I am asking.

Kucharski: I know when I built my house in 1985, I believe it was Tom Tully. He was the Sewage Enforcement Officer back then.

Tomasovitch: I'm just wondering how they go about getting a new one or, you don't have to do it right now, but I am just asking a question.

Kucharski: Well we'll refer it to our solicitor/Borough Manager.

Cimini: Well obviously you wouldn't pass this motion. You would have to advertise for a Sewage Enforcement Officer.

Tanana: See what the rates are.

Kucharski: Well that's just it. \$600.00 isn't bad.

Tomasovitch: We could do this for this year and see for next year. I'm just asking.

Tanana: I agree with you if we're unhappy with somebody - we did it with engineering.

Tomasovitch: He just didn't handle a situation very well.

Cimini: This means we would be without a Sewage Enforcement Officer as of April 1st.

Tomasovitch: No I would say go with this now but for next year let's find out how we'd go about getting a new one.

**5 in favor, Magliocchi
against**

Motion carried

Tanana: Lou start looking into to prepare for next year.

5. Motion by Tomasovitch

Seconded by Tanana

To accept the proposal received from Arnold Dietrich for a fence at Washington Street Park at a cost of \$4084.00.

On the question:

Tanana: That's not only for new fencing that's to remove the old fencing and change it.

Barnick: Yes that's on top of the quote.

Tanana: Ok. I just wanted to make sure it was part of the motion.

All in favor

Motion carried

6. Motion by Magliocchi

Seconded by Tomasovitch

To allow the DPW Employees to start working at 6:30 am effective April 30, 2018.

Magliocchi: No ending date. We will make a motion to end it. We will see what Robert suggests.

On the question:

Barnick: That doesn't change anything for the garbage truck or nothing like that?

Magliocchi: 6:30 - 3:00, everybody.

Barnick: Everybody 6:30 - 3:00. Ok.

All in favor

Motion carried

7. Motion by Magliocchi

Seconded by Tanana

To advertise for 4 DPW Summer help employees at \$13.00/hour and must be a minimum age of 18 years old.

Magliocchi: Questioned if should add rate of \$13.00/hour?

Kucharski: Don't they get the same rate as the people at the civic center?

Magliocchi: Well that was an issue last year. Compare job wise they get like \$11.00/hour. Even if we do \$12, don't you think for what the work that they are doing differently?

Williams: What did we give last year?

Galli: We gave like 10 something with the Civic Center - whatever the civic center monitors start at we gave.

Kucharski: They basically just cut grass.

Magliocchi: That's fine then. So what do they get? \$11.00?

Galli: \$11.00?

Magliocchi: I'd go 13 because now don't forget the summer help is used wherever is needed. They're not just cutting grass any more. They're going on the back of the packer if needed or vice versa. They will be doing actual labor - construction.

Tomasovitch: What did he get when he went on the back of the truck?

Galli: \$13 if they went on the back of the truck.

Barnick: Back of the truck is different.

Tomasovitch: Why don't we do \$11 and if on the back of truck \$13.

Joe Tomasovitch: Can I speak? There was a time Eddie Bocan was, when you kept him on for a whole year you gave him a \$6.00/hour raise and put him up to \$15.00/hour. So I don't know what you want - he was on the packer a lot.

Magliocchi: That's why I thought \$13 was an all around number.

Joe Tomasovitch: \$13 was always the fair number that was out there. I think what happened was Eddie was on the truck a lot. There was an agreement with Council at that time that they went to 15 for him.

Magliocchi: and I'm not like comparing jobs as far as anywhere else but don't forget you are sitting in an air conditioned building doing work where you are outside at 100 degree weather doing manual labor. I would take that job and not even bother

Kucharski: Well let me ask this question first, I mean has the Union agreed to that? Because last year we asked about that and Craig said no.

Cimini: Yes they are ok.

Kucharski: Ok.

Clmini: I think the problem was, if I recall last year there was either an issue with the DPW employees themselves not being united on this issue. I think that's what I recall and it seems that has been resolved.

Tomasovitch: I'd say 11 and if they go on the truck 13.

Magliocchi: I would say 13 all around because you are not just cutting grass you're doing a lot of labor. Think about it, would you go over there for 11 or do you want to go in 100 degree weather for 13? I would say 13 but, and you pay for what you get too. We want guys that are actually going to be working. They're over 18. They're going to be able to do a lot of jobs. Going on the packer, helping to put the chairs in Washington Street Park. They only use 1 guy for cutting grass so whoever is on the SCAG with the park help. They get 1 summer help so you're going to have those other guys that aren't cutting grass and stuff. I don't know that's up to you guys. I don't think today that is a high rate. I think it is a very fair and reasonable rate for labor.

Kucharski: Ok so what's our pleasure?

Magliocchi: I say 13. I'm going to put the motion on for 13.

Kucharski: and we will advertise for 4 employees so that is part of the motion also.

Galli: Ok.

All in favor

Motion carried

8. Motion by Tomasovitch

Seconded by Magliocchi

To purchase 6 gaming chairs for the Civic Center.

On the question:

Barnick: I just think kids need something more interactive than sitting in a chair playing games all day.

Kucharski: They already have the games right?

Galli: Yes.

Tomasovitch: And they have a pool table still and basketball.

Barnick: I don't think we should waste the money. We waste enough.

5 in favor, Barnick against

Motion carried

9. Motion by Williams

Seconded by Tomasovitch

To purchase 7 tables and 40 chairs for the senior center per the bid received by BCM.

All in favor

Motion carried

Tanana: We put that _____ sewer line on Underwood Rd _____ Milnerhaus. Lou can you ask Robert how far that can go down Underwood to serve properties.

Magliocchi: It technically can go down as far as you want. We don't have a pump in ours. We supply high pressure line so their pump just comes into our line and pushes it on their own manually. We don't have anything to do with the pump. Ours isn't gravity. From where our manhole is at Milnerhaus to where the inlet is at the top of School Side it is. Their pump will pump it all the way through with check valve but it basically stays there. So it's not gravity until it hits right in front of Schoolside Road.

Tanana: But no I was wondering does he have a lot of commercial lots. Underwood Road on that side, now there's a vile lot of sewage where before there wasn't and that may have kept a lot of people from developing.

Magliocchi: We have a couple, the issue would be where Milnerhaus, to where I think Caines you would technically need an easement to go through Milnerhaus now to get to Caines or you would have to go out on the state road.

Tanana: County Road.

Magliocchi: either or. That would be the only issue if the, cheap way would be an easement. If we don't get an easement then it is going to be costly.

Tanana: I just think, there's 190 acres for sale - Commercial - on that side of Underwood Rd. May want to inform them now there is a vile for sewage. You may have people in line.

Magliocchi: That would not be gravity at that point everything would be pumped.

Kucharski: Would that line hold the capacity?

Talking at once.

Magliocchi: That's the schoolside line. I forget what they call that line but

Kucharski: No the one we installed.

Magliocchi: Ours is a 2 inch line. But that's not where he is talking. Where that development comes in there is another manhole at the top of the road. The only advantage there would be Caines to the other one. You would need injection pumps. You are talking bg dollars to put them in.

Inaudible.

Magliocchi: It's pressurized.

_____: Is it grinder pumps?

Magliocchi: Milnerhaus has an injection. That's on his cost, on his land so he would just inject it into our line. Ours is a 2 inch which is required for injection line. That's why we installed our one man hole 2 inches to the next man hole where than it is gravity at that point. So that comes off into a Y, a check valve. Where *inaudible* but it's all pressurized.

The meeting was adjourned.

Meeting Minutes by Renee O'Malley
Borough Secretary