

**KULPMONT BOROUGH
REGULAR MONTHLY MEETING
June 13,2017**

Opening Prayer by Councilman Stephen Motyka
The Pledge of Allegiance to the Flag by the body present,
Kulpmont Borough Council held the meeting for general purpose on
Tuesday, June 13, 2017

Roll call was taken and the following members were present: Bruno R. Varano, Stephen Motyka, Walter Lutz, Nicholas P. Goretski, III., Mark Burns and Richard Zigariski.

ABSENT: Mayor Novakoski, George Malakoski

APPOINTED OFFICIALS: Treasurer Paul A. Niglio

APPOINTED OFFICIALS ABSENT: William C. Cole

PRESENT: Code Officer Russ Moroz, Borough Secretary Rhonda Wilk, and Borough Supervisor Bruce Graff.

OTHERS PRESENT: Bob Chesney, Jack Machiejewski, Barry Fetterman, John Bucanelli, Gil Picarelli, Bob Fanella, Joe Pancerella, Charles Mannello, Joe Meyer, Steve Matzura, Keith Tamborelli, Steve Bielskie, Stephanie Niglio.

OPPORTUNITY FOR CITIZENS TO BE HEARD ON ANYTHING THAT IS ON THE AGENDA:

Robert Chesney 929 Pine Street stated that at this time he would like to basically say that on behalf of the many citizens that he had spoken to prior to the election and after the election, it is their intention along with his that he would hope that council could possibly postpone any capital investment until possibly the next council would come into play. He stated that he knows that there are some pressing items that will need to be taken care of on a daily basis. Mr. Chesney stated that he is talking specifically such as under the Presidents report such as the maintenance building and other things pertaining and stated that there was a rumor of a police car. Mr. Chesney asked council to think what is in the mind of the citizens and we would hope that you would be very conservative in any spending's from now until January.

PRESIDENTS REPORT (Bruno R. Varano)

MOTION- Mr. Varano stated that he will step down from the chair and make the motion and was seconded by Mr. Goretski to approve the notice to proceed on the 6th Street Project.

Mr. Picarelli of KPI stated that this is the notice to proceed, at the last meeting it was notice to award at the last meeting. Mr. Picarelli stated that all the reports, insurance and bonding is in and then we can say go.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Mr. Motyka stated that at the las meeting we asked KPI to prepare a quote on the procedure to obtain the permit with DEP for a stream crossing, to move forward with the bridge project. Mr. Picarelli stated that he did not write a formal proposal adding that he thought they would just come and discuss it with him. He stated that it will cost approximately \$2,000.00 to \$2,500.00. Mr. Picarelli added that he knows that it is not that wide, but a permit is still needed. He stated that a wetlands specialist must say that there are no wetlands there and someone certified must do that.

Mr. Picarelli from KPI continued to say that they want elevation, that is what the permit requires. Mr. Picarelli stated that he knows that this is for the community and that it is for a park and so they will kick in a discount stating that he is not sure what that is, 10 or 15% something like that, but that they will take that off the bill. He stated that they will try really hard to keep that bill low adding that he will promise that.

Mr. Motyka stated that he did meet with the gentleman from the County Conservation in December and they went over everything and it does require all of this be done.

MOTION- Mr. Motyka made the motion and was seconded by Mr. Goretski to proceed with the procedure to obtain a permit for the pedestrian bridge project.

Mr. Lutz questioned Mr. Picarelli on the cost of the permit is for \$2,000.00 and asked him what the cost of the bridge is. Mr. Picarelli replied, " I do not know that sir."

Mr. Motyka stated that originally a pre-cast company and it was every bit of \$40,000.00 for a pre-cast bridge adding that he did some searching on the internet and stated that we could do it just like with the playground and have some guys from his union come in and volunteer their time and stated that he thinks that all in all we will probably have \$8,000.00 for all the materials and the labor would be donated.

Mr. Lutz asked "so what will this be?" Mr. Motyka replied that he was down there today and posted the schematics and pictures of the bridge at the site and so there is a display board down there for the citizens right now. Mr. Lutz stated that this will be a bridge that \$10,000.00 or more than that will allow the people to walk from Holy Angels on Fir Street down to the field.

Mr. Motyka replied that is correct adding that right now everyone crosses on the creek bed. Mr. Lutz stated that he goes down there all the time, people drive their cars and stated that he was down there

today and yesterday and nobody comes through the woods. Mr. Lutz commented so, \$10,000.00 for a bridge and we have pot holes in the streets. Mr. Motyka replied correct. Mr. Varano stated that we will address that later and asked for a roll call vote.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
5 YEAS and 1 NAYS

Mr. Varano stated that we received three quotes for the new roof on the maintenance building and they are, Jim Gasperetti at \$16,650.00, Kandrot Contracting \$16,500.00 and Jason Ross Contracting \$14,200.00 and \$450 for rotted sheathing replacement for a total of \$14,650.00.

Mr. Varano stated that the low quote is Jason Ross at \$14,650.00.

MOTION- Mr. Goretski made the motion and was seconded by Mr. Motyka to accept the low quote for a new roof on the maintenance building and salt shed by Jason Ross Contracting.

Mr. Lutz questioned what we are quoting. Mr. Varano replied a new roof on the garage and the salt shed. Mr. Lutz questioned if that is where the recycle trucks are. Mr. Varano replied no, on the other side.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Mr. Lutz questioned if we want to talk about the pole building at this time adding that he does not see that on the agenda. Mr. Varano replied that will be discussed later in the meeting.

Mr. Varano stated that he would like to have a work change order on that and put that little piece on over to the wall. Mr. Lutz stated that what you are saying is to put like a little shed over there. Mr. Varano stated just a roof. A discussion took place and it was decided that placing a wall and a roof next to the wall at a cost capped at \$2,000.00

MOTION- Mr. Goretski made the motion and was seconded by Mr. Zigarski to place a wall next to the wall on the maintenance building and salt shed at a cost capped at \$2,000.00.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Mr. Varano stated that we received an addendum to the Senior Citizens contract adding that they want us to take over the cleaning on the 3 rooms and pay an additional \$100.00 per month. Mr. Goretski questioned how frequently the cleaning will be. Mr. Varano replied that it would be weekly and so the

rent we receive is \$700.00 per month and the cleaning is \$25.00 per week or \$100.00 additional per month.

MOTION- Mr. Goretski made the motion and was seconded by Mr. Burns to accept and sign the Senior Action Center Addendum to clean the SAC weekly.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Mr. Varano stated that the tax collector approached us on allowing a space for her to collect taxes in the Borough Building and stated that the Mayor was generous enough and offered his office to the tax collector to be used for the collection of taxes. Mr. Varano stated that all we need is permission to put her in here, tax collection will be every Monday from 6:00 – 8:00 p.m. and every 2nd and 4th Saturday from 2:00 – 4:00 p.m.

MOTION – A motion was made by Mr. Goretski and seconded by Mr. Zigarski to allow the tax collector to collect taxes in the Borough Building from the Mayor’s office as scheduled.

Mr. Lutz questioned how the building will be opened and closed. Mr. Varano stated that we will have to supply her with a key and a key card.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

MAYORS REPORT - (Bernard P. Novakoski)

Mr. Lutz questioned the President, Mr. Varano if he may talk about the police now or if he should wait until under new business. Mr. Varano directed him to bring it up under new business.

SECRETARY’S REPORT- (Rhonda Wilk)

Rhonda Wilk stated that approval is needed on the meeting minutes from the May 9th 2017.

MOTION – Mr. Burns made the motion and was seconded by Mr. Lutz to approve the meeting minutes from the May 9th 2017

VOICE VOTE-

Unanimous

Rhonda Wilk stated that correspondence was received from the Northumberland County Conservation District and stated that was copied to both Council and Mayor. Rhonda Wilk stated that it invited

nominations deserving of being honored in the efforts to beautify, protect, or restore the environment within Northumberland County.

NOMINATION- Mr. Varano stated that he will step down from the chair and nominate Stephen Motyka for this award.

MOTION- Mr. Goretski made the motion to close nominations.

VOICE VOTE – Unanimous

Rhonda Wilk stated that a letter of interest for Solicitor was received from Michael B. Smith and stated that letter was copied to both Council and Mayor.

Correspondence was also received from the USDA concerning payment and reports, requirements and that was copied to Mayor, Council and the Treasurer.

Mr. Lutz questioned if everybody read this thing and kind of get the ramifications of it. Mr. Varano questioned what he is referring to if it is the yearly audit. Mr. Lutz replied the yearly audit and there are quarterly reports and the way they want these reports without getting into a long rigmarole about it, our books are on a cash basis and so that makes for a complication of what they want. He stated that these requirements were back in 2013 and he just wants to make everyone aware of the requirements and stated that the first report is due in July and so that gives us 45 days to get that all together.

Mr. Lutz stated that the other thing is in the letter from 2013 there is a section in there on what needs to be done about the auditors, we need to get independent outside auditors. Mr. Lutz stated that we need to have those auditors follow generally accepted government accounting auditing standards which are different from generally accepted auditing standards. He stated that he does not think we meet the key provisions in the difference between the audits and so that could be problematic.

Mr. Varano questioned Paul Niglio on if we meet the provisions. Mr. Niglio replied that government standards are not as strict as the other stuff. He added that we deal on a cash basis and the auditor general comes in here and does audits according to GAP and all our stuff is sufficient and there is always a note concerning internal controls simply because you only have one employee who receives the money and processes checks, so that is always a problem and stated that our people are bonded, Rhonda is bonded, and stated that he himself is bonded although he does not touch any money or do any of that kind of thing and so we are not going to have a problem.

Mr. Niglio stated that we filed the application on a cash basis and it was accepted and they knew that we were a cash basis. Mr. Lutz stated that they are looking for a balance sheet. Mr. Niglio replied that we will prepare it. Mr. Lutz stated that another thing is with the internal controls adding that we are weak with internal controls, checks are laid out on the desk and people sign them. Mr. Niglio questioned Mr. Lutz what he suggests we do with them adding that they require two signatures.

Mr. Lutz suggest that we should have detailed backup on them like in the real world not the Kulpmont world. Mr. Lutz continued to say that the deal with it is that they are also looking for a cash budget and stated that he has been talking about that since who knows when.

Mr. Lutz questioned if anyone would like to make a comment on how the borough is doing. Mr. Varano replied that we are doing very well. Mr. Lutz questioned how he, (Mr. Varano) knows that and asked how we are doing compared to last year. Mr. Varano questioned Mr. Lutz if he looked at the financial statement and asked him what it shows in the checking account stating it is \$258,495.00. Mr. Varano questioned if he looked at that. Mr. Lutz questioned how we are year to date compared to budget. Mr. Varano stated that we are ahead. Mr. Niglio stated that we are not ahead, we are right on. Mr. Goretski commented that we are going to have enough money to cover the year is what he is saying.

Mr. Niglio stated that council is aware that for the last three years we included auditing in the budget, we knew that we had to hire a CPA to do an audit, it's in the budget and it was in the notification when we signed for the loan. Mr. Niglio stated that everyone was aware of that and stated that he made council aware of that six or seven times and we addressed it back when we got the resignation of the elected auditors that we were going to need to hire auditors so that we could do away with the elected auditors.

Mr. Varano stated that he remembers that meeting and commented to Mr. Lutz that he may have not been at that meeting. Mr. Niglio stated that this is just an issue that we need to deal with in the future. Mr. Lutz stated that we need to hire auditors. Mr. Niglio stated that we had to hire auditors previously when we got federal money, it was done and we never had any problems back in the 80's, and added that he does not anticipate any problems in the future. Mr. Varano commented that he does not either.

TREASURERS REPORT – (Paul A. Niglio)

Mr. Niglio stated that a motion is needed to pay the bills.

MOTION- Mr. Zigarski made the motion and was seconded by Mr. Goretski to accept the financial statement and to pay the bills.

Mr. Lutz questioned what is AK fishing supplies. Rhonda Wilk replied that the check for AK fishing supplies was for the Police Department, ammunition.

Mr. Lutz questioned the cost for \$18,698.75 and of \$9,250.00, asking if they are legal fees. Mr. Varano replied that was for Rhoades and Sinon LLP, they are our bond..... Mr. Lutz replied so that the close of the loan cost us \$28,000.00 in legal fees. Mr. Varano replied yes. Mr. Lutz stated that what it was is that in the month of May we wrote out a check for \$589,467.39 to BB & T to close out the loan and we got \$617,406.14 from the USDA and so \$589,467.39 and \$28,000.00, that is the use of that money. Mr. Varano stated that \$27,938.00 were the closing costs. Mr. Lutz stated that if you take out the loan from the USDA there is about \$120,000.00 in receipts. When you look at the receipts it shows \$737,874.49 and disbursements of \$668,776.90 and that is the problem when you look at this you are like whoa, all

that money, that's the way government on a cash basis is and you kind of have to dig through it and see what it is all about.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
5 YEAS and 1 NAYS

Mr. Lutz stated that he has another question under this section. He stated that he brought up about himself not taking a salary and it was going to go to the fire company but an address couldn't be found to the fire company. Mr. Lutz directed a statement to Mr. Varano commenting "your money has not been released Mr. Varano."

Mr. Varano stated that his money is going against the building like he pledged it, it will go against that project that they just completed. Mr. Lutz stated that you pledged it to a new building or fire equipment and stated that is not a new building, you said it yourself, that is a borough building.

Mr. Lutz stated that technicality that is a borough building, you said it yourself and you need to release the money. Mr. Varano replied that he is not releasing any money adding that he did not pledge it to the fire department, he pledged it to a new building or fire equipment. Mr. Lutz commented no new building. Mr. Varano questioned if they are in there. Mr. Lutz replied no new building. Mr. Varano questioned Mr. Lutz if they are in there now. Mr. Lutz questioned if he is saying that building is theirs. Mr. Varano replied no, and asked if it is a fire department now, it is no longer East End or Kulpmont #1. Mr. Varano stated it is Kulpmont Fire Department and we pay the bills, same as when we gave them an allotment, but we pay the bills directly now.

Mr. Varano questioned Mr. Lutz if he is saying that we should pass that \$10,000.00 onto the tax payers. Mr. Lutz replied we just spent \$10,000.00 on a bridge. Mr. Varano questioned him on if he is saying that it is not worth it. Mr. Lutz replied that he voted no adding that we have pot holes and everything.

Mr. Varano said everyone is entitled to their opinion.

SOLICITORS REPORT (William C. Cole)

No Report

POLICE CHIEFS REPORT (Patrick McAndrew)

Report attachment #2

FIRE CHIEFS REPORT- (Kevin O'Hearn)

Report attachment #3

EMERGENCY MANAGEMENT (Kevin O’Hearn)

No Report

BUILDING INSPECTOR’S REPORT (TRI County COG)

No Report

Mr. Bielskie stated that he is just waiting to hear back from the architect. Mr. Varano questioned if it is on the variance. Mr. Varano stated that we have that, it just came in and stated that we can take care of that now. Mr. Varano stated that it requires \$100.00 fee for filing. Mr. Bielski stated do not pay that until he looks at it adding that he pulled a fast one over us last time. Mr. Bielskie said that there was supposed to be one across the street and it would have eliminated this one and had our 6 parking spaces instead of four.

Mr. Bielskie stated that we could have saved all that money and we would not have had to do that ramp. Mr. Bielskie stated that if it is left the way it is, he would have to put a railing up and stated that he knew that. Mr. Bielskie stated that he told him on plan review that it was not going to work and he is a licensed architect in the state of Pennsylvania. Mr. Varano stated that we must take care of this at this meeting. Mr. Bielskie stated that it will take a month anyway.

MOTION- Mr. Goretski made the motion and was seconded by Mr. Burns that Mr. Bielskie must review the variance for handicap parking before we release anything.

Mr. Motyka stated that as part of the retaining wall, the prisoners will be helping with that. Mr. Motyka stated that we will get useful parking in that parking lot. Mr. Motyka stated that to move a handicap parking across the street it is not going to be there anymore. Mr. Motyka stated that we will lose the handicap parking space that is there now, because we are taking the curb out with parking that pulls off. Mr. Bielskie stated that you will lose two parking over there but you will gain two parking spaces over here. Mr. Motyka questioned if it must be van accessible. Mr. Bielskie replied yes and that is why two parking spaces are needed.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
5 YEAS and 1 NAYS

CODE/HEALTH ENFORCEMENT OFFICER’S REPORT (Russ Moroz)

Report attachment #4

Mr. Motyka stated that Malcom Derk at 939 Chestnut Street, which is the same name of a Commissioner in another county and questioned how we address a birth date and the owner of a deed, because if this guy is a Commissioner in another county and he is one of our worse offenders. Mr. Moroz replied that it is not him, he is not the Commissioner, he stated that the person claims that it is

vandalism. Mr. Lutz stated that it is not the Commissioner, he was fined and paid a \$100.00 fine and he wants to have a meeting and so we said “sure let’s have a meeting in the building.” Mr. Lutz stated that they will probably go down there and fine him again tomorrow morning.

Mr. Varano questioned on how we are doing with all the citations sent out and the certified mail sent out. Mr. Lutz stated that he thinks that we sent out 35 certified letters and stated that in the month of May we did 93 citations for a total dollar amount in fines \$2500.00 and the total paid was \$625.00.

Mr. Lutz stated that of the 93 citations issued in May about 33% were landlord related. He added that we have a few landlords that seem to have an issue keeping multiple properties up to code. Mr. Lutz stated that we had 93 citations besides the ones to Mr. Luzon and stated that we did get some information on that.

Mr. Lutz stated that Mr. Apichell suggested that the Borough fine the tenant. Mr. Lutz commented that the tenant doesn’t own the property and that the owner is profiting from the property by renting it. Mr. Lutz stated that this profit at times is at the expense of the neighbors of the rental property. Mr. Lutz stated that if you lie next to one of these cited properties the value of your home and for that matter every home in Kulpmont is less.

Mr. Lutz stated that no one is suggesting that it is a landlord’s responsibility to control the actions of their tenant. He said what they are saying is that if there are code violations on your property you will be cited and hopefully you will have to pay a large fine.

Mr. Lutz said that we need to have these costs internalize to the owner and that we intend to aggressively pursue our claims with the magistrate and after fines are awarded aggressively pursue the money owed to the Borough. Mr. Lutz stated that Mr. Apichell’s citations are being forwarded to the area magistrate for disposition.

Mr. Lutz stated that Mr. Moroz told him that Mr. Maher and Mr. Nestico will be paying their citations soon. Mr. Lutz stated that if they are not paid within 14 days those items will go to the magistrate.

Mr. Lutz stated that by the next council meeting in July we will report citations being sent to the magistrate adding that his sense is that after September an improvement will be seen. He stated that we need to be persistent and that previously people that received citations simply ignored us.

Mr. Lutz stated that besides the regular work being done he and Mr. Moroz will concentrate on sidewalks in June.

Mr. Burns questioned if they are cutting their grass when they get these fines. Mr. Lutz replied that they are.

Mr. Moroz stated that he was startled by residents not picking up their certified mail, most of them not picked up were by local- residents. Mr. Lutz stated that the mail was sent out two ways and so the presumption is that they got it. Mr. Lutz stated that Mr. Maher didn’t pick his up and Mr. Apichell did

not pick his up. Mr. Lutz stated that soon they are going to see if they can just go to their house and say "here it is." Mr. Lutz said that is the game that they are playing. Mr. Lutz stated that he does not get it, some people you have to just keep going back to their property adding that you or I could probably clean it up in 10 minutes. Mr. Goretski questioned if we are going to look to change the fines, to go up and added that is the problem because it is cheaper to pay.

Mr. Lutz stated that the fact of the matter is we did not enforce it, and we must enforce it, he said that we are in a battle now and are in a fight and we must see if we will persist. Mr. Lutz stated that what argument do they have by having ten bags of garbage on their porch, they don't. Mr. Varano stated that there is no argument. Mr. Lutz stated that he wants the citizens to know that they are very diligent and they will see them around town.

Mr. Lutz stated that he does not want to get out of order discussing the Ordinances. Mr. Varano stated that we are on the subject so he may continue.

2017-03 Property Maintenance Ordinance was placed in everyone's mail box and he asks that everyone look at it, read it over and make sure that they are cool with it. Mr. Lutz stated that he would rather Mr. Cole were here, adding that we worked with him on this and he went over it.

Mr. Lutz stated that the other Ordinance changes are to increase the fines, except in the first case of a sweeper issue, we want that fine to go down to \$10.00. Mr. Lutz stated that other than that one of our citizens said to resolve a permit issue from 7 to 3 days, that is not long enough. Mr. Lutz stated that we can leave it at 7 days adding that he does not care. Mr. Lutz stated that what he does care about is that if someone is doing a \$100,000.00 renovation and they don't have a permit, cost them \$250.00. Mr. Goretski stated that some jobs could be done in two or three days, and they are gone.

Mr. Lutz directed a statement to Russ Moroz stating "we are supposed to have signs," and asked Mr. Moroz who was bringing them the Easter Bunny or Santa Clause. Mr. Moroz stated that he will need to get with Bruce and find out where to order. Mr. Lutz stated that we will have those signs by the next meeting and they will be at every entrance into town saying that you have to have a permit, so that this way this way someone can't say "I am doing a two million dollar job and I didn't know I needed to get a permit."

Mr. Lutz stated that another thing is the garbage we want to increase that from \$25.00 to \$50.00 and the second violation goes to \$100.00 and the third violation goes to \$250.00 with a limit of \$1,000.00.

Mr. Lutz stated that one other thing that we have to talk about is Shamokin's Municipal Waste Ordinance, and what it is saying is that if you are collecting garbage, you have to show us where you are dumping that stuff, and we could stop you. Mr. Lutz stated that today we saw two trucks that were going through and we could have stopped and checked on where they were dumping the stuff and make sure it was not in a coal hole somewhere or at a car wash as what happened in Mount Carmel.

Mr. Lutz stated that those are the ordinances, trying to get them out and trying to talk with the people and from what he understands we have got to make an ordinance. Mr. Varano stated that first of all it

would have to be advertised. Mr. Lutz stated that he understands and stated that we have to make a committee, and a formal lawyer solicited ordinance and then we have to talk about it and then we have to advertise. Mr. Lutz questioned Mr. Varano if those pretty much are the steps. Mr. Varano agreed and stated that first you have to advertise. Mr. Lutz stated that he understands and that Mr. Cole is out of town and so we will let him have a couple days when he gets back and then we will get with him.

Mr. Lutz stated that the big ordinance that we would like to discuss is the Nuisance Ordinance. Mr. Lutz stated that it is an ordinance that was put together by the Borough of Auburn and the thing of it is, is that we can declare, you first have to go through that whole rigmarole and then if our claim is valid and good, we can get a salvo to pull it out and it would not be our responsibility it would be the salvo's.

Mr. Lutz stated that wonderful citizen down on Scott Street, Demetrius, there is literally a tree growing up through the engine part. Mr. Lutz stated that not only is it a nuisance but you have a mosquito problem, it is unbelievable. Mr. Lutz stated that it will take six months to get a car moved. He added that if we would have started six months ago we would have had one car moved, but you have got to start somewhere.

Mr. Varano stated that it will take six months for us to get that car moved down on Maple. Mr. Lutz replied that he is a little bit on edge with him right now and said "don't bring that up, it is awful." Mr. Lutz stated that you know what that guy says "the hell with you guys, that is not your street." Mr. Varano stated that hell it is not, it's a paper street. Mr. Lutz stated that he is with him. Mr. Varano stated when we are putting that fence and gate up are we going to go right through his car or what. Mr. Lutz commented not to say that because you have people from the West End here and stated that he has to hold them back. Mr. Lutz stated that we will do it the right way and in time that car will go and Demetrius's car will go and Apichell's cars will go. Mr. Lutz stated that it will take some time, just getting a car off a public street, it is unbelievable. Mr. Lutz added that we are on it.

Mr. Lutz stated that there is a car that is abandoned on Borough property down on Chestnut Street. Mr. Goretski stated that he does not understand because if you have an unlicensed, uninsured vehicle on a public street, the state police come in, when it is on 61, not where we are at, and they write a thing and it is taken away and questions why we cannot do that.

Mr. Lutz stated that he spent a great deal of time and talked with the police down in Shamokin and stated that he got all the paperwork a form that has to go to the Department of Transportation and stated that he did not make the rules, but that we have to enforce the rules. Mr. Lutz stated that he thinks that by September there will be a change in people cutting their grass and garbage and by December we will have a change in abandoned vehicles. Mr. Lutz commented that some of the properties are so bad and then right next door there is a property that you could do surgery at and stated that he does not know how somebody has not been shot over it. Mr. Varano replied "don't give anyone any ideas."

Mr. Lutz stated that this did not happen overnight and stated that some of the stickers have on there 2011.

Mr. Lutz stated that what we are going to do is get with Mr. Cole and talk about a whole bunch of ordinances, talk about raising the fees, the Nuisance Ordinance and we can talk the deal where Mr. Burns was out picking up garbage and dumping it in his yard.

Mr. Matzura questioned about the Landlord Ordinance and stated that in January we were hot on the Landlord Ordinance and we were going to review it and..... Mr. Lutz replied "I am ready." Mr. Lutz asked who is on the landlord committee and asked Mr. Matzura if he is on it and said "let's go I am ready." Mr. Lutz stated let's get on this and that he and Russell will meet with the committee and then make a report back to council. Mr. Lutz stated that the deal with it is that the towns a mess and stated that he would like anyone to argue with him about it because it is a mess. A citizen stated that there is more good than bad though. Mr. Lutz replied absolutely. Mr. Varano stated that if you want a committee he will set a committee. Mr. Varano directed a statement to Mr. Lutz that he does not have the authority to set up a committee. Mr. Varano questioned if Mr. Matzura wants to be on the committee, Mr. Matzura replied yes. Mr. Varano questioned if there are any other landlords here that would want to be on it. Mr. Varano stated that it will be Steve Matzura, Stephen Bielskie, Keith Tamborelli, and the committee Mr. Goretski, Mr. Lutz, Mr. Zigarski and the Mayor. Mr. Lutz questioned if we could discuss the mill now. Mr. Varano replied that we could, but first he wants to ask the Chief a question about the car down on Maple Street. Chief McAndrew questioned if they ever found out if that is a paper street. Mr. Varano replied that it is. Chief McAndrew stated that if it is private property there is nothing they can do about it but if it is a paper street then yes. Mr. Varano replied that he will be up to see Chief McAndrew tomorrow and asked when he will be in. Chief McAndrew replied that he is off but he will be here at 10 o'clock for a little bit. Mr. Lutz stated that there was a whole bunch of citations issued for abandoned vehicles. Mr. Lutz stated on Scott Street near the Polish Club, another by 12th Street, a couple behind the bank, there are about 15 of them and stated that possibly Mr. Varano could get them all towed out of there. Chief McAndrew stated that it is his understanding that if it is property owned by us, he could get them towed off. Mr. Lutz stated let's talk about the mill. Mr. Varano stated that we will get that a little later, we have a lot to take care of.

SERVICE AND FACILITIES – (George Malakoski)

Bruce Graff stated that the emergency repair cost will be approximately \$300.00 for the 2003 Dump Truck.

MOTION - A motion was made by Mr. Motyka and seconded by Mr. Goretski to approve the emergency repair of the 2003 dump truck.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Bruce Graff stated that the cost estimate for the repair on the 2011 dump truck will be approximately \$500.00.

MOTION- Mr. Goretski made the motion and was seconded by Mr. Motyka to pay for the repair on the 2011 truck from Sunbury Motors.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Mr. Varano announced that the Food Surplus distribution will be held on Thursday June 22nd from 8:00 – 12:00 noon at the borough garage.

FINANCE/PURCHASING/GRANTS (Stephen Motyka)

Mr. Motyka stated that eci has submitted the bill for final payment in the amount of \$18,604.00 and then it will be paid in full. He stated that they are walking away from the change orders, to make it simple just pay the remainder contract balance of \$18,604.00.

Mr. Motyka stated that he does not understand on the parking if it was Rocky Baer's problem or eci Construction's problem. Mr. Bielskie stated that it was Rocky Baer who did the engineering, his architect was here and he stated that he and Russ Moroz told him it was not going to work and he pushed it anyway.

MOTION- Mr. Motyka made the motion and was seconded by Mr. Goretski to pay the balance to eci Construction LLC in the amount of \$18,604.00.

Mr. Lutz questioned if we had to pay for the yellow pole going in. Mr. Motyka replied that we paid to put it in and they put it in the wrong spot and so they took it out and we said we don't want it put back in.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
5 YEAS and 1 NAYS

Mr. Motyka stated that we will be completing the retaining wall this Saturday.

Mr. Motyka stated that the original quote from Rock n Block was \$1486.90, we received a donation of 2B stone from J & E and so Rock n Block bill will be adjusted and the new bill will be \$11,096.90.

Mr. Motyka stated that we probably have \$5,000.00 into the wall and stated that he will talk about the parking lot.

MOTION- Mr. Motyka made the motion to finish the parking lot and was seconded by Mr. Goretski.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS and 0 NAYS

Mr. Motyka stated that back in December DEP was giving us \$1500.00 for educational materials and we talked about a newsletter and stated that the newsletter will cost \$1300.00 and will be paid for by the grant. Mr. Motyka stated that we were contacted by Senator Gordner and State Representative Masser's office contacted us and let us know that Kulpmont was being looked at and considered for gas service to go in and so that was added to the newsletter. Mr. Motyka stated that since then it does not sound as promising. He added that it is still going to go in the newsletter and we can use that for residents to show their interest in gas service, it will allow us to get a response in writing. He stated that he would like to add \$1,000.00 to send out the mailings and post card, the calculation was that the average person would save \$1,000.00 per year. The post card will have postage to send back to us from the residents with their interest and we will have the responses to then present to UGI.

MOTION- Mr. Motyka made the motion and was seconded by Mr. Goretski to spend \$2500.00 to spend on the project of sending out a mailing including a post card for UGI interest.

Mr. Burns stated that Lisa Harris of UGI is our contact person and she reported back to the Chief Operating Officer from UGI and stated that it would not be worth it, if there is no customer interest.

Mr. Lutz questioned if that little returned post card, your looking to get what back, what happens. Mr. Lutz questioned Mr. Burns if he looked into what the public responsibilities are as far as public utilities are concerned. Mr. Burns replied no.

Mr. Bielskie stated that another thing that they need to know is that if they bring the gas lines in, everyone must pay \$3,000.00 to \$6,000.00 and you must have a new furnace also. Mr. Goretski stated that you don't have to change your boiler, you just must change the insert.

Mr. Motyka stated that the one part of the insert has information for rebates on a new furnace, all rebates. Mr. Motyka stated a few years ago we met with UGI they were well received by the community and then they forgot about us, they did a project in Gordan and Riverside.

Mr. Bielskie commented that his wife works for UGI and stated that they only have so many millions of dollars they could use. Mr. Varano stated that they promised us the sun and the moon. Mr. Bielskie replied yes, and then they went and did that little development up there by Frackville.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
5 YEAS and 1 NAYS

Mr. Motyka stated that he got a quote from Nolans for 110' of fence for \$997.00 for black vinyl coated fence.

MOTION- Mr. Motyka made the motion and was seconded by Mr. Zigarski to spend up to \$1000.00 for black vinyl coated fence for the parking lot.

Mr. Varano stated that Mr. Motyka may want to include in his motion for the paving of the parking lot as well and we could cut down on these motions.

Mr. Motyka stated that we have to get everything to grade adding that it will be a dirt parking lot and then we will have to solicit quotes for paving and stated that he has all of the measurements and did the square foot for the top and base coat and stated that Mr. Malakoski is out this week adding that he sent him an email with all of those numbers, we will wait on this.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS 0 NAYS

Mr. Motyka stated that he has grant applications in with Northumberland Recreation and for Home Depot for \$5,000.00 and Wal-Mart \$2,500.00 and stated that would pay for the bridge. Mr. Lutz commented if we get that money, and stated that he saw the letter that he sent to the school district and questioned if that was correct \$2,500.00 from BB & T. Mr. Motyka stated that is correct.

Mr. Motyka stated that concerning the bridge project, we hope to have the permits by the fall and stated that he welcomes everyone to take a walk down and review the pictures posted. Mr. Lutz stated that he saw the picture and he was very impressed.

Mr. Motyka stated that our balance is \$1,287.00 and stated that he would like to ask for an additional \$1,000.00 if needed to make this a finished project. Mr. Goretski stated that he would like to donate \$500.00 and so that would bring you down to needing \$500.00.

Mr. Motyka stated that we have 10 benches going down there, the project was such a success it doubled in size. He stated that it was originally planned to place 5 benches. Mr. Lutz questioned what the total of the project will be. Mr. Motyka stated that included landscaping and timbers, and it is ready for stone. \$7,100.00 plus \$1,000.00 for the total project.

MOTION- Mr. Motyka made the motion and was seconded by Mr. Goretski to approve an additional \$500.00 to finish the project at the Veterans Memorial Field.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (no), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
5 YEAS 1 NAYS

Mr. Motyka stated that we touched on the bridge projects and we will have the permits needed by the fall. He stated that he welcomes anyone to take a walk down and look at the postings of the project on the display board and stated that we will utilize the carpenter's union again on this project.

CODE/HEALTH/SAFETY (Nicholas P. Goretski, III.)

No Report

RECREATION (Mark Burns)

Mr. Burns stated that he and Mr. Motyka went up to the basketball court and stated that it is all busted up and cracks are all through it adding that the drainage up there is blocked. Mr. Burns stated that he did get a quote for \$10,450.00 from Pave-It to cut the center and take out the cracked part or for \$13,450.00 to re-pave the entire court. Mr. Burns suggested for council to take a look at it in the next month.

Mr. Burns stated that he tried to contact Joe Cesari today concerning vendors for the car cruise adding that he was not able to contact him.

Mr. Varano asked Mr. Burns to back up a minute to the basketball court and questioned if he was making a motion on the basketball court or are you going to get two more quotes. Mr. Burns replied that he was going to get two more quotes.

Mr. Motyka stated that if we get 10 guys coming to Kulpmont to look at this project across the street, we should solicit people to come look at this project, the water company also for a price. Bruce Graff added even the 6th street project adding that they would not have to mobilize equipment because they are already there. Mr. Varano added our street paving also.

Mr. Burns stated that there are two courts there but we are looking to only do half of it. Mr. Varano questioned what the plan is to do with the other half and asked if it is to just tear it up. Mr. Burns stated that he does not know adding that it is useless as it is. Mr. Goretski questioned if there are poles up at the other side for basketball. Bruce Graff replied no adding that all of that is torn down and all the tennis court fence so that you could see the football games. Bruce Graff stated that if the half is taken out it would only create a mud bog there. Mr. Varano stated that we are not going to do nothing now, we are just getting two more quotes for the basketball court.

Mr. Varano stated that concerning vendors for the car cruise, we are not shutting any streets down for vendors and questions where we would put them. Mr. Burns stated that Joe was concerned and wanted to only go with the church down there and have them make any profit.

Mr. Varano added that Mr. Cesari wanted to allow a fire company also, but you cannot give it to one fire company and not everybody and he questioned where we would put them. Mr. Varano stated that if you give it to one, you must give it to everybody. Mr. Motyka questioned with only four days to go he asked how many vendors contacted us with interest. Rhonda Wilk replied that there was only one that had called about it. Mr. Varano questioned if we want to just do away with all the vendors this year

and let the church have all the business. Mr. Lutz stated that this is the same thing we were fussing around with last year, remember. Mr. Varano replied yes and added that last year we closed a street, but where would we put them, safely put them. Mr. Lutz answered to put them down by the church and stated that he thinks that we should get Mr. Cesari on the phone and stated that he thinks that he and Richie Mychack.....Mr. Varano stated that he (Joe Cesari) is against having vendors.

Mr. Niglio stated that Mr. Cesari was her today and he told he and Rhonda that it was councils call and that he was not getting involved. Mr. Varano stated that we cannot make everybody happy. Mr. Lutz questioned if we find vendors what are we going to do fine them or something. Mr. Varano stated that they can't block streets. Mr. Lutz replied that he knows.

Mr. Niglio stated that the only one that blocked the street was the red wagon by the Turkey Hill. Mr. Varano stated that we had a road shut down last year. Mr. Varano stated that a motion has to be made if we want or we don't want to have vendors.

MOTION- A motion was made by Mr. Motyka and seconded by Mr. Lutz to not have vendors at the 2017 car cruise to be held this week.

VOICE VOTE-

Unanimous

PERSONNEL (Richard Zigarski)

No Report

FIRE/EMA/POLICE COMMITTEE (Varano, Zigarski and Burns)

Mr. Varano stated that now that we fixed that building next door he thinks we should put a sign up there, Kulpmont Fire Department. Mr. Lutz made the comment "Ok, holy hell." Mr. Lutz questioned Mr. Varano on how much he wanted to spend on it. Mr. Varano stated that he thinks we should put a \$2,000.00 cap on it. Mr. Lutz questions \$2,000.00 for a sign. Mr. Varano stated that he does not know what it will cost adding that he did not get a price and stated that they are not cheap. Mr. Varano suggested that we get some quotes and then come back next meeting and put a sign up.

Mr. Varano stated that we did not give the West End their allotment this year and so we need to pay them for the two quarters, they get \$2,000.00.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Goretski to pay the West End the \$2,000.00 allotment.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS 0 NAYS

Mr. Varano stated that he guesses that they will be moved in completely by the end of the month and stated that he thinks everything is pretty much done.

Mr. Varano questioned what we want to do with that Hahn. Mr. Lutz questioned if the borough owns that and if that is the one that is just taking up space. Mr. Lutz stated that he will make a motion that we transfer it to the West End for them to dispose of.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Goretski to transfer the Hahn to the West End for them to dispose of it.

Mr. Motyka stated that the fire Chiefs are not here tonight. Mr. Lutz stated that he had a meeting with them and they are quite cool with that. Mr. Lutz stated that what will happen is when the equipment comes up here and when we transfer the Hahn to the West End and they dispose of it all kind of room then opens up down at the West End. Mr. Lutz continued to say like that whole one section with all the uniforms and stuff because there are only four guys going up and so what may happen is there will be a whole bay where a lot of the Borough stuff can go. Mr. Lutz stated that the deal with it is if we get the stuff up here and do what we have to do with the Hahn, clean up and organize then we could see what we have as far as space to help with some of the borough equipment.

Mr. Niglio stated that we could put the street sweeper down there. Mr. Varano jokingly said that it depends on what kind of rent they will charge us. Mr. Lutz stated the deal with the shed for the recycling that takes care of that and then we get rid of the Hahn and that opens up the space so we can take the sweeper down there and possibly some other equipment that may exclude us from needing to build a pole barn.

Mr. Varano stated that he does not see a need to build a pole barn and said that he seriously does not know what we would have to put there now that we are building a lean-to. Mr. Lutz replied that he needs somewhere to park his car in the winter time. Mr. Varano replied that he will rent him space at the duck pond. Mr. Lutz stated that he will put it there if you put a big ticket that says Bruno Duck Pond.

Mr. Lutz stated that if we do that, then we can then physically say “where are we at.”

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS 0 NAYS

Mr. Niglio questioned if the West End is going to accept this vehicle. Mr. Varano stated that if they don't want it they can strip it and then we will scrap it then. Mr. Lutz stated that there is a meeting tomorrow night and he will take to them, “this is what they agree to do” and we could get it off the insurance also. Mr. Varano agreed and commented that we pay more insurance on the Hummer than we do for the fire truck.

Mr. Varano said let's talk about the Mill.

Mr. Lutz stated that we got some good play in the paper on the Mill adding that Mr. Varano, Mr. Moroz was there and others. Mr. Lutz stated that letters and that article were sent to the Federal EPA, DEP we sent it to a lot of people.... President Trump, stating that he is shocked that we didn't hear back from him. Mr. Lutz stated that what was disappointing was that we did no hear back from Representative Masser.

Mr. Lutz stated that this lady from the EPA called us one day and stated that she was in Bloomsburg and on her way to go down to the Mill. Mr. Lutz stated that he was out of town and so Mr. Moroz went down and the Fire Chief's and this lady from the EPA Ann Denato or Depatino and stated that anyway, she was cool.

Mr. Lutz stated that she called him one day and asked if this was Mr. Luzon. Mr. Lutz stated jokingly that he told her she had to get back on track. Mr. Lutz stated that she contacted Mr. Luzon and told him that he has big problems. Mr. Lutz stated that she remarked that we should send the Marshalls after Mr. Luzon and he stated that he said to her "yes we would like you to do that." Mr. Lutz stated that she told him they need to have a meeting. Mr. Luzon stated that he is out of the country and he is now saying that he is just a stockholder and he's trying to hide behind corporate bail.

Mr. Lutz stated that the Chief talked to him and he is in the country and we are going to relay that to the EPA people. Mr. Lutz stated that this Ann lady, she seems like a tough cookie. Mr. Lutz stated that the Pennsylvania DEP they are worthless. Mr. Lutz stated that we are going to pursue the avenue to charge criminal negligence to everyone who is involved down there when Mr. Cole gets back.

Mr. Lutz stated that he sent down all kind of stuff to Steve Matzura Jr., an Attorney with a pretty serious law firm in Harrisburg at \$260.00 per hour, legal fees. Mr. Lutz stated that he said you have a deal here and he knows it well, he is from town. Mr. Lutz stated that his suggestion is to continue to go along with the Federal EPA and stated that he was not optimistic about the PA DEP, he said that the criminal negligence...continue to go down that lane. Mr. Lutz stated that reading between the lines to sue these people and if it goes in front of the right Judge the Judge will say "clean that property up." Mr. Lutz stated that we have to kind of force them to do what they are supposed to do, how much will a suit cost, how much will it cost to tear that building down, how much will it cost if a kid gets killed down there. Mr. Lutz stated that we are not there yet, but near down the road we are going to have to say to the PA DEP and the Federal EPA, we are going to sue you and that will kind of tighten things up a little bit. Mr. Lutz stated that the guy from Federal EPA said to keep him in the loop and he stated that he was like "why did you call me, get the hell off my phone."

Mr. Lutz stated that to secure the property we can put a gate down at the West End, we could put signs he added that he checked into a surveillance system, but there is no power down there and he looked at solar power, which could be problematic. Mr. Lutz stated that we may be able to get three of those game cameras two to watch the site and one to watch the cameras to see if someone steals them, adding that we may be able to put them up high. Mr. Lutz stated that unless we are going to spend \$100,000.00... last week we caught three little girls there a couple of weeks ago. Mr. Lutz stated that is

our plan and out of the \$5,000.00 we have not spent anything yet and so we will put a gate up, get some game cameras, push forward with Mr. Matzura adding that he thinks we may go see him next week. Mr. Lutz stated that Ann from the EPA, we sent that letter and she was up here the next day. Mr. Varano stated that we need to get the gates up quick adding that the day when they were down the Mill with Steph from The News Item, there were cars coming by there and it is so dangerous if one of those stacks come down. Mr. Lutz stated that he told Russ 27 times "I am so afraid we will lose Mr. Varano in there." Mr. Varano replied, "yea right, you were really afraid."

Mr. Lutz stated, you are right Mr. Varano and we will start on that Monday. Mr. Lutz stated that the fire guys are telling him about the high pressure..... Mr. Varano replied to give him a key.

Bruce Graff commented that they didn't plow down there, they stopped at the bottom they stopped at the West End and then they were told by the Fire Chief that we need to plow down there so they could get down there in the case that there is a fire. Bruce Graff stated that he is going down with the backhoe in four feet of snow and all that he is doing is getting stuck with it.

Mr. Lutz commented so, that is the deal we need to get the Fire Chief settled on that high pressure hydrant that is there.

Bruce Graff stated that you still have the section from gate to gate to keep open if there is a fire. Mr. Varano replied yes. Bruce Graff questioned how he is going to do that if we have four or five feet of snow. Barry Fetterman stated that he looked at that he thinks that on the lower side you can put the gate right at the end of the building, you could keep that open then and we would have both hydrants accessible. Mr. Motyka stated that he thinks that you would be better off to keep the gates at both far ends and then open and plow to the fire hydrant. Mr. Varano stated that you could put them where the building ends, where the weaving part ends. Bruce Graff stated that he is driving the plow truck and he is trying to drive the plow truck into that lot, when you have a lot of snow that is tough to do. Mr. Varano said it is tough to plow any street and questioned what the difference is if there is a gate on it or not. Bruce Graff stated that he could go straight through. Mr. Varano stated that you can open the gate.

Mr. Varano stated that he has a project estimate sheet for paving from last year and thinks it is about the same. Bruce Graff stated that we usually put that in on March or April adding that he can try. Mr. Varano stated that we need a motion on the floor to get these four streets paved, without a motion on the floor we cannot do anything if we do get in touch with him. The four streets to pave would be Walnut St 10th to 11th, Fir Street 10th to 11th, Fir Street 13th to 14th and Fir Street 14th to 15th.

MOTION- Mr. Goretski made the motion and was seconded by Mr. Burns to approve paving and contacting Barry Gaverick to proceed with bid advertisement to pave four streets, Walnut 10th to 11th and Fir Street 10th – 11th, Fir Street 13th -14th and Fir Street 14th -15th

Mr. Varano stated that they were kind of figuring on the gas company coming in and paving all these streets.

Mr. Lutz commented that they are all alley ways. Mr. Lutz questioned how much is in the Highway Fund. Paul Niglio stated that right now there is \$144,000.00 in the fund. Mr. Niglio stated that we have \$110,000.00 \$120,000.00 stretching it.

Bruce Graff stated that the alleys are nasty. Mr. Lutz questioned if there is a hurry to get this done. He added that he does not even know if it could be done, usually it is done earlier.

Mr. Lutz stated that this is just a little too fast for him, but if we could still vote on it then he understands. Mr. Varano stated that is why we are taking a vote now, we know what it is from last year, it won't go up or down very much if any. Mr. Lutz questioned we could say no. Mr. Varano stated that is what we are going to do now.

Mr. Niglio stated that you advertise for the bids and then when it goes out to bid the contractors bid it by square foot to come up with their price and then you figure out if you could afford all of them or not. Mr. Varano stated that you must ok the process first.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS 0 NAYS

Mr. Motyka stated that he thinks that there is a gentleman's agreement since Mount Carmel Baseball plays at our stadium and he stated that cross county runs down there also that they maintain the track, and stated that agreement has not been met and added that they have done very little to maintain it.

Mr. Lutz questioned if that is a for sure thing. Mr. Motyka stated that is the gentleman's agreement and the way he always understood it to be. Bruce Graff stated that they have called him to use the backhoe to spread cracker dust out. Mr. Lutz commented that the track is falling apart there is big ravines in it, you got knuckleheads 4 wheelers running around and Mr. Motyka is down there trying to fix it up, we need to send a nasty letter. Mr. Motyka stated that we did send a letter and stated that we do like having sports in Kulpmont but considering what they spend on their football stadium and they can't give us \$5,000.00 to spend on the track a year, adding that he just wants that out in public. Mr. Motyka stated that Bruce Graff takes the garbage out for them and so that is an expense. Mr. Varano questioned who pays for the Job Johnny. Mr. Motyka replied they do. Mr. Varano stated that we cut the grass down there. Mr. Motyka stated that we are working on getting that taken care of.

OPPORTUNITY FOR CITIZENS TO BE HEARD

Mr. Goretski stated that there was an article in the paper that slandered and discredited him and made it sound like council was back behind this as well. Mr. Goretski stated that he filed a civil suit and defamation of character because of it, because they printed that he was not qualified or shouldn't be holding his office anymore, even though he was elected to it and that he was not doing his duties that have to be done. He continued to say the he just recently resolved the signage go up and made sure it was done, stating that he did that and he did many other projects as well. He stated that he just wanted to make the public aware that he is filing that as a citizen and not as a councilperson on this civil matter.

Mr. Goretski stated that he was really upset by it that it was printed in the paper as a fact that he was not doing his job. Mr. Goretski stated that he did not seek re-election and this person knows that and so there would be no reason to try and have him removed because he will not be there anyway. Mr. Goretski stated that he is filing defamation of character and stated that he is a little bit upset like he said because he alluded to the fact that council was in support of this by putting an article in the paper as a councilperson. Mr. Goretski stated that you should not use your office to persecute someone. Mr. Goretski stated that he wanted this on record because his attorney told him to.

Keith Tamborelli stated that before you spend money on engineers, Mike Brinkash is willing to do all the engineering for the bridge project for you. Mr. Motyka questioned if that includes the permit. Mr. Tamborelli stated that you would be responsible for the permit itself but that all the rest he is willing to do. Mr. Motyka stated that he can reach out to Mike Brinkash.

Mr. Tamborelli stated that there has already been a situation where the police department has asked him to find video on the cameras fixed looking at the bank and not the Street, he stated that he would like to spend time with the police department and get permission from the police department themselves to spend time with them and program them so that they could utilize the cameras because there has already been a situation where it would have benefited them to be able to see up the street.

Mr. Tamborelli stated that there seems to be some confusion as to the way the conversation was brought up that he is looking for access for him to see the cameras but they call him all the time to get into them to view them because they are not an expert at it. Mr. Tamborelli stated that it is his intent is for them to see the cameras and stated as he said there has already been a situation.

Mr. Tamborelli stated that you had just talked about spending a lot of money doing some advertising for UGI to push UGI into doing something in our community to show some interest. Mr. Tamborelli stated that he is not sure why council would spend any money on paving some roads.

Mr. Varano stated that we are spending very little on sending the mailing out, most of that was paid with a grant it is just a little insert. Mr. Tamborelli stated that he gets it but why pave the streets adding to give UGI a chance to respond to your mailing. Mr. Varano stated that is not going to happen overnight, it may be three years down the road. Mr. Niglio stated that those four streets are destroying our plows. Mr. Tamborelli stated that he is just saying if we are going to tear up a street to put gas lines in we may look at doing only repairs.

Mr. Tamborelli stated that unless you are fully committed to the printing there is now a local printing company in town that may be interested in offering a price.

Steve Matzura 716 Pine Street stated that he was at one of his rental properties at 526 Spruce Street to do some maintenance and noticed two large 6' kennels next door to the property, hundreds of flies and piles of dog crap in the kennels and stated that he talked to Russ about it and he suggested that the best thing to do was to talk to the Dog Warden about it and stated that so he did. They can't even use their gas grill. Mr. Rusinko got out there and he talked to him Friday and stated that he went out there on Monday and that he could not get into the property they would not allow him in but they did produce 5

Pitbull's that were all licensed and shots were up to date. Mr. Matzura stated that the two females will attack at the fence. Mr. Goretski stated that you are only allowed two inside and two outside dogs, the reason they did that is so that hunters could have dogs and so they are breaking the Ordinance. Mr. Matzura stated that this is a property that never abided by the Ordinances, for 10 years the property has never been registered. Mr. Varano questioned Mr. Motyka if he is aware of this. Mr. Moroz replied that the owner of the property is Johnathan Webber out of New York. Mr. Moroz stated that there were many violations against him and warrants. Mr. Varano questions who takes care of the dogs. Mr. Moroz replied the tenants.

Mr. Matzura stated that the one female is always breast feeding and they heard puppies through the wall but not since December. Mr. Matzura stated that just for the heck of it he googled Pitbull's in Kulpmont and came up with some adds for Pitbull's, he stated that he is not saying it is them, but could be checked out. Mr. Lutz stated that the dogs are there he went up and there is two feet of dog feces, it smells and there are signs beware of dogs. Mr. Matzura learned that they were battling with rats over the winter.

Mr. Matzura stated he was told by Mr. Rusinko that the dog's names are Money, Diamond, adding that it sounds like they are making money off them. Mr. Matzura stated that in the Landlord Ordinance it reads the department may close a rental unit and there are four or five of the eleven that have been violated and reads that the unit would be closed by the borough and stated that he does not know if the borough could do that, or how they do it. Mr. Matzura stated that one time this person sent a copy of a \$100.00 bill as payment for registering his property and confirmed that with Russ.

Mr. Goretski stated that we have to go legal on him and try to shut the place down and he can't rent it if it gets closed down, Mr. Bielskie stated that the tenant will then go after the landlord, "they closed my building now what are you going to do." Mr. Matzura stated that he does not want to lose good tenants.

Mr. Fanella 951 Spruce Street stated that concerning the bridge, he questioned if Mr. Motyka ever considered a pipe in the ground and some millings over the top would be a lot cheaper, low maintenance. Mr. Motyka stated that he thinks that you're still going down the avenue of DEP and stated that he never priced a pipe. Mr. Goretski questioned how you would establish grade. Mr. Fanella replied that there is already a ditch line there the four wheelers come down and over so you just lay the pipe in there and go over the top.

Mr. Fanella stated that you still have to approach the Township, that property is in the Township. He stated that property is in the Township so you may want to talk to Charles, your still in the Township Municipality. Mr. Fanella stated it is just like his home he owns his home but it's in the Borough. Mr. Varano stated that we don't pay taxes to Mount Carmel Township and added that if we utilize that land for recreational purposes, it is ours and we don't have to check on anything. Mr. Fanella stated that he is saying different and they have their own planning commission for that stuff, he stated that he has been talking to Charles about that stuff. Mr. Niglio stated that is what Hogan did and he did not get any approval from anyone, he called DEP and they said you could do whatever you want. Mr. Fanella stated that all you would have to pay for is a railing.

Mr. Lutz questioned with the community yard-sale, how are we going to do this are we going to have people go to the building and just take what they want or how are we doing that. Mr. Lutz stated that he would make a motion to let the West End go in there and take whatever they want. Mr. Lutz stated that they expressed some interest in a few things in the building.

Mr. Varano stated that they were going to sell it at the community yard-sale but stated that he does not think we will have time to go through and tag everything or anything. Mr. Lutz stated that there is a water heater the West End expressed interest in. Mr. Varano stated that he does not think they could touch that. Mr. Lutz stated that there are some bathroom fixtures and an air conditioner or something.

Mr. Varano stated that we still have to get some of our files out of there. Bruce Graff stated that the borough garage could use the water heater over in the garage. Mr. Lutz stated that it is a little dangerous going in there. Mr. Varano stated that is one reason they wanted to cancel out having a sale there. He added that we still have to get some things out of there. Mr. Lutz questioned if we gave Mr. Diminnick a start date. Mr. Moroz told him that he told him late July.

Mr. Lutz stated that we don't have enough police and there is a real serious crime problem in town. He continued to say that the budget is about \$165,000.00 and it was for a police Chief and patrolman and then \$35,000.00 for part time patrol officers and \$3,000.00 for overtime. Mr. Lutz stated that our two officers are underpaid and stated that he understands that there will be an opening in Mount Carmel and stated that he is afraid that we are going to lose one to Mount Carmel.

Mr. Lutz stated that of the overtime we have used \$2,925.00 and there is only \$75.00 left, there is \$30,000.00 left in part time and so he stated he is going to make a motion. He stated that because there is \$30,000.00 sitting in the budget that we have not used and to remember it is just for the end of the year. Mr. Lutz stated that a lot of times the officers are called away and it is not like the judges help them out, they are out for the whole day, just hanging out. Mr. Varano stated that he told him he was all for it; you can't find anybody. Mr. Lutz said let's try it again, we have the money.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Goretski to increase the Chief and the full-time patrolman's salary to \$2.00 per hour and hire a full-time 3rd person at \$16.00 per hour.

Mr. Varano stated that he said this long ago, but you can't get anyone, you can't find them. Mr. Goretski commented that he hopes that we get them but it will be tough.

Mr. Tamborelli questioned if now hiring a full-time officer and it would now be three full time people, if it would have to go through the civil service. Mr. Lutz stated he did not know and asked Mr. Varano. Mr. Varano replied that he believes that we could promote a part-timer to full-time but if we hire full time then you're probably going to have to deal with the civil service. Mr. Varano stated that he does not even know if we still have anyone alive on the civil service commission. Mr. Varano stated that if you were not reappointed in so long.....

Mr. Lutz stated let's see if we get anybody, we have got to do something. Mr. Lutz stated that we can see if we get anyone and then have a meeting and then report people to the commission. Mr. Lutz stated that he told Mr. Burns to keep his little boys away from Chestnut Street. He added that the guys are overwhelmed.

Mr. Varano questioned the Chief if he has anybody in mind. Chief McAndrew stated that if guys see opportunity full-time, \$16.00 to start which is reasonable probation period. Mr. Varano questioned the Chief what he gets now. Chief McAndrew replied \$17.00 and go to \$19.00 and the full-time patrol person gets \$15.00 and go to \$17.00.

Mr. Varano stated that you will have to deal with the Union now, guaranteed it is going to come. Mr. Lutz stated that the point of the matter is the dough is there and we have to do something. Mr. Motyka questioned if the health insurance is factored into the budgetary numbers. Mr. Lutz replied yes and added that that he took uniform, dental, vision, health, life, social security, comp... everything added they took the budget numbers. Mr. Varano commented that we will have to deal with the union now. Chief McAndrew commented to Mr. Lutz that we currently do not get vision.

ROLL CALL VOTE- BURNS (yes), GORETSKI (yes), LUTZ (yes), MALAKOSKI (absent), MOTYKA (yes), ZIGARSKI (yes), VARANO (yes)
6 YEAS 0 NAYS

Mr. Tamborelli stated that he has a liability question and stated that for the car cruise, it was commented on closing a road. Mr. Varano stated that they are not closing a road, that was pertaining to the vendors. Mr. Tamborelli questioned if there is a permit for the car cruise. Mr. Varano replied that there is and that was applied for a month or two ago.

OLD BUSINESS

None

NEW BUSINESS

ANNOUNCEMENTS

Mr. Varano wished all Fathers a Happy Father's Day
Have a good yard sale and good car cruise

THE MEETING WAS ADJOURNED AT THE CALL OF THE CHAIR

RHONDA WILK

BOROUGH SECRETARY

DATE OF APPROVAL