

**KULPMONT BOROUGH
REGULAR MEETING
MAY 13, 2014**

Opening Prayer by Councilman Stephen Motyka
The Pledge of Allegiance to the Flag by body present. Kulpmont Borough Council held its regular monthly meeting Tuesday May 13, 2014.

Roll call was taken and the following members were present: Mayor Novakoski, Nicholas Bozza, Clarence H. Deitrick, Stephanie Niglio, Philip Scicchitano, Bruno R. Varano Joseph A. Winhofer and Stephen Motyka.

APPOINTED POSITIONS: Treasurer Paul A. Niglio, Jr., Solicitor William C. Cole

PRESENT: Code Official Russ Moroz, Borough Supervisor Bruce Graff, Chief Michael Pitcavage and Borough Secretary Rhonda Wilk.

OTHERS PRESENT: Joe Politza, Vinny Clausi, Joe Pancerella, Sandy Ditchey, Bob Chesney, Bernie Nestico, Donna Snyder, Daryl Troup, Myron Turlis and E. Wojick.

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

PRESIDENTS REPORT: (Bruno R. Varano)

Mr. Varano states that concerning the offer to purchase 916 Chestnut Street, we cannot just sell it and asks the Borough Solicitor to elaborate on the legalities of it.

The Solicitor William C. Cole states that under 1201 of the Borough Code under Real Property it reads that any property that the borough owns that the council is going to sell that has a value in excess of \$1500.00, it must be put out through a regular bidding process and in a paper of general circulation etc... then bids would be received and they would be opened of course at a public meeting and that is what is required in a situation where the Borough is going to sell real estate.

MOTION- Mr. Scicchitano states that he would like to make the motion to put 916 Chestnut Street up for bid with specs and to have a reserve placed on that property also and was seconded by Mr. Bozza.

Mr. Winhofer questions what the reserve is. Mr. Scicchitano questions if they have to decide on that amount right now. Mr. Winhofer states that you have to if you are putting it out to bid.

Mr. Scicchitano states that he will amend his motion to exclude a reserve and was seconded by Mr. Bozza.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (no), NIGLIO (no), SCICCHITANO (yes), VARANO (no), WINHOFER (no)

3 YEAS – 4 NAYS

Mr. Varano announces that the Circus will be held on June 10th and discusses the matter with the Mayor. Mr. Varano states that we will need to arrange to have fire police there and lighting for the second show. Mayor Novakoski states that he will talk to them and Chief Pitcavage.

Mr. Clausi asks Mr. Varano if he could comment on the sale of the property at 916 Chestnut Street.

Mr. Varano states that he may.

Mr. Clausi states that as a county commissioner we loaned you guys the money nine thousand and some odd dollars and states that he thinks that the borough should make the effort to sell the property because they want to recuperate the money first of all and second if the borough does not try to sell this property for whatever you can get out of it, who is going to buy this property 15' width and states that nobody is going to buy this property for hundreds of thousands of dollars.

Mr. Clausi states that he thinks the borough should try and sell it, see what it brings in and you can reserve the right to reject all of the bids.

Mr. Varano questions if it is possible for the Borough to get any additional money to seed and plant grass on this property.

Mr. Clausi replied no, the county gave you the money already and the property is clean and processed and states that if the Borough keeps this property then you have to maintain it.

Mr. Clausi states that he is saying the county would be reimbursed for the money that was spent if the borough sells the property, they will not if the property is not sold and questions why the borough would want to keep it and states that does not make any sense to him.

Mr. Winhofer states replied that the county put out nine thousand dollars and you don't want to loose money.

Mr. Clausi states that he did not say to lose; he states that he said to put out to bid and see how much money you get..... Mr. Winhofer states that to him the minimum bid should be the \$9500.00 and states that he voted no because there was no minimum and you could get a \$1500.00 bid.

Mr. Varano agrees with Mr. Winhofer and states that same with him, he voted no because there was no minimum.

Mr. Clausi states that council should put an effort to get rid of this property and states that a minimum should be put on the property with a right to reserve and reject all counter bid.

Mr. Motyka states that they did not want to offend the county and then not be eligible for grant money in the future.

Mr. Varano agrees and states that council did not want to insult the county with a \$2500.00 bid when the county has \$9,000.00 into it.

Mr. Clausi states that if you put out for bid and reserve the right to reject all bid, he questions what is wrong with that and states that is all he is suggesting.

Mr. Winhofer states that if there is no minimum then we do not want to waste money to put it out on bid without knowing at least what the minimum is that we will get for it. Mr. Clausi makes the statement that “why then Mr. Winhofer you do not do another motion.”

Mr. Winhofer states that he does not see the problem right now as to why we should get rid of it if we could use it as a park.

Mr. Clausi states that then it is a different issue but states that he does not think it can be used as a park in the middle of town.

Mr. Winhofer replied that he does not know yet it has only been a couple of months.

Mr. Clausi thanks council for their time.

Mr. Varano states that we are now on the car cruise to be held on June 22nd.

Mayor Novakoski states that all of the paperwork seems to be in order for the car cruise and states that we only have to get with Mr. Cesari concerning the routes.

Mr. Varano questions if he is going to waive the permit for him.

The Mayor replied that he thinks we waived it last year and he is going to waive the fee for him this year.

Mr. Varano states that the only thing you have to do with that is let him know what streets can be blocked off and states that last year a few streets were blocked off with vendors that should not have been.

Mayor Novakoski states that Rhonda has a copy of the form that he can give him so he knows.

Mr. Varano states that we had a complaint from the 1500 clock of Chestnut Street as to why their street was not sweep and comments that up until this year we never sweep 61 and states that the state always sweeps Route 61.

Mr. Varano states that they wanted us to sweep at the both ends of town and it is going to be just too hard on our street sweeper.

Mr. Varano states he suggest that if anyone has any complaints that they call Rep. Kurt Masser or Senator Gordner and complain about this why the state no longer sweeps.

MAYORS REPORT: (Bernard P. Novakoski)

Mayor Novakoski states that he has had complaints concerning people taking their dogs to the Ramp Field and putting them inside the baseball field and off the leash, letting them run around loose doing their business and the people do not clean up after them.

Mayor Novakoski states that the one side can hardly be read anymore and states that we need to get signs down there and if it continues we will have to ban them no dogs at all down their.

Mr. Varano states that lets get the signs up.

Mr. Motyka states he objects because more people walk their dogs down there than people that don't the majority of the people that use that area are dog owners.

Mr. Varano states that they have to clean up after them.

Mr. Motyka states that he does not want to see a leash law in effect.

Mayor Novakoski states that there is a leash law in effect and you are suppose to walk your dog on a leash and when they do their business you are suppose to clean up after them.

Mayor Novakoski states that whenever the police show up they put them on a leash and everything is kosher and they are leaving.

Mayor Novakoski states that he has information on House Bill 1272 and 1340 one is from Senator Randy Vulakovich and House Representative Harry Readshaw and states that it is about Radar gun and requires a Resolution in support of the bills in the House and Senate giving us the right to use radar guns in the borough.

MOTION- Mr. Deitrick makes the motion and was seconded by Mr.Bozza to send a letter and resolution in support of Bills 1272 and 1340 the right to use radar guns in the borough.

Mr. Varano states that he whole heartedly agrees that instead of having all of these crazy little things that they have to put up with.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (no), NIGLIO (yes), SCICCHITANO (no), VARANO (yes), WINHOFER (yes)
5 YEAS – 2 NAYS

Mayor Novakoski speaks on the safety issue of people crossing the main street and asks Mrs. Niglio to speak on behalf of that.

Mrs. Niglio states that we are working with Bob Shaffer he is the Community Traffic Safety Project Coordinator for the District 3 Southern tier, Pennsylvania Traffic Safety Network out of Pottsville and states that he is helping us set up a safety program for the borough and states that we are pretty sure we will be doing it on June 19th.

Mrs. Niglio states that we are going to do it here in conjunction with the senior citizen center and we may get some senior citizens from Shamokin and Mount Carmel here. She states that there will be demonstrations outside helping the elderly people to realize what the pedestrian devises are for and how to use them and states that he goes around to schools in our area in this county explaining this to children in schools even at the elementary level.

Mrs. Niglio states that we are going to have the radio stations helping us out and states that our Chief of Police will be or has already put some public service announcements on the radio about traffic safety through our borough and we are hoping to make a nice event out of it and we have just received 16 new pedestrian devises for our borough and we will keep continuing to work with it and hope that we can get traffic to slow down and make people aware that they must stop their car and let people pass.

Mayor Novakoski states that once 6 or 7 people are stopped by the police at different times of the day you will see people slowing down and stopping for them especially the trucks.

Mrs. Niglio states that we are going to have some signs posted to get people here for the event and we will have some hand outs for that day, Mr. Shaffer has worked up a hand out specifically for our borough and it should be a nice thing.

Mayor Novakoski states that he would like to thank both the American Legion and the Kulpmont Sportsman Association for their help in their generous donation to defray the cost of the flags purchased for Chestnut Street and states that he would like to thank them very much for that and we will be sending them a letter thanking them.

Mayor Novakoski states that the special permit application has been completed for the car cruise and is all taken care of.

Mr. Varano states that he knows Rhonda was working on that the other day.

Mayor Novakoski states the special permit application taken care of and states that he needs to get in touch with Joe Cessari concerning the vendors and where they will be placed.

Mr. Varano agrees so that they are located where council wants them to be. The Mayor agrees.

Mr. Varano states that getting back to the signs concerning the dogs at the field; we will need a motion on that.

MOTION- Mr. Bozza makes the motion and was seconded by Mr. Deitrick to purchase signs for dogs on leash and to clean up after their dogs as per borough ordinance not to exceed \$150.00.

Mr. Motyka questions what they will read.

Mr. Bozza states they will read dog must be on a leash and you must clean up after your dog. Mr. Varano states that is per our ordinance. The Mayor states that he believes that there is a \$25.00 fine.

Mr. Varano states that probably should be updated.

Mayor Novakoski states that he likes \$100.00.

Mr. Varano state states we got crucified for a \$100.00 fine before, we may as well get crucified again and states that right now we are voting on the motion to purchase these signs.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

SECRETARY REPORT (Rhonda Wilk)

Rhonda states that a motion is needed for approval on the April 8th regular meeting minutes.

MOTION- Mr. Deitrick makes the motion and was seconded by Mr. Bozza to approve the meeting minutes.

VOICE VOTE-

Unanimous

Rhonda states that correspondence was received from Service Electric for a Telephone service estimate and was copied to both Council and Mayor.

Also received was a estimate to rake, topsoil, roll seed and straw cover 916 Chestnut Street and that was copied to both Council and Mayor.

Correspondence was also received from both Shaffer Design Associates, P.C./ Architect Project and Advantage Engineers copied to both Council and Mayor.

Mr. Scicchitano states that he has a question for the Mayor concerning the special event permit application, certificate of liability.

Mayor Novakoski states that is covered under our liability.

Mr. Scicchitano questions the vendors that are coming into town if they will provide liability insurance.

Rhonda Wilk states that she has received an application from one vendor and states that he is supposed to provide all of the information and drop off a copy of his liability insurance with his completed application.

Mr. Scicchitano states that he has a problem with that and states that when the Kulpmont Car Cruise started most of the money raised was for Kulpmont Football and Baseball and if you bring in food vendors they are not making a contribution to the KFBA so why would we let them come in to this car cruise.

Mr. Scicchitano states that the Boosters use to run a food stand down at the church and that is where everyone use to go after the event and before to eat and states that he does not agree with vendors one bit and questions if something can be done about that.

Mr. Bozza questions why we cannot make a motion for a permit fee and give the money to the boosters. Mr. Scicchitano states that something like that would probably work.

The Mayor questions what would they want to make the permit \$100.00.

Mr. Scicchitano states that the first couple years he knows when he was president when they were donating \$3,000 or \$4,000 per year. The Mayor replied stating that last year they donated \$500.00. Mr. Scicchitano states that things have changed.

Mr. Deitrick states we do have a \$25.00 permit fee on the books already and we charge that fee for any vendor. Mr. Varano agrees with Mr. Deitrick that we do have a permit fee of \$25.00.

Mr. Scicchitano states that is \$100.00 if there is four vendors that is not going to help out the Booster Association. Mr. Varano states that fee comes to us.

Mr. Deitrick states we cannot charge a fee for the Boosters and questions Bill Cole on that.

Mr. Scicchitano states his point is keeping vendors out all together. Mr. Varano questions if it is even legal to keep vendors out.

Mr. Bozza comments why would we charge a fee for the Boosters, we are not talking about charging a fee for the Boosters, raise the fee up to \$100.00 and then that fee goes to the Boosters and questions can we do that.

Mr. Varano states that we would have to change the ordinance and it is to late now to do that for the car cruise.

Mayor Novakoski states that the way he has the advertisement worded this year is that fact that the money can be used in different areas and if we are doing the cruise in this town, it is suppose to be for our Boosters and the money should stay in this town.

Mr. Deitrick states that they gave a lot of money last year to the playground.

Mr. Scicchitano comments that he probably makes a ton of money.

Mr. Bozza states that they are still doing it this year; he is putting a lot of money up there again this year.

Mr. Scicchitano states all that he is saying is let the Boosters make the money.

Mayor Novakoski states that the Boosters have not even come and talked with him if they want to run a stand.

Mr. Scicchitano states that they have not even been notified and states that is what he got out of it from the phone call he got this weekend.

Mr. Bozza asks why do they have to notify us to run a stand its on Holy Angels picnic grounds, they do not have to notify us the church just lets them use the stand down there. Mayor Novakoski states nobody said anything to him that they did not want another stand around here, nobody said anything and he states that he sees one or two Booster members all of the time.

Mr. Scicchitano states that the Boosters want to have a stand but they do not want to do it if there are four or five vendors in the street and states that somebody should talk to Joe about that.

Mayor Novakoski states that he can do that, he has no problem to tell someone they cannot come into town.

Mr. Varano states the way to do it would be the Mayor would have to deny the permit as the Mayor.

Mr. Motyka states that you cannot deny the permit and then have the Boosters back out and not have any food in town.

Mr. Bozza states that it's to close; at this point you cannot just say there will be no more food vendors.

The Mayor commented that only one guy came in so far. Mr. Deitrick states that he agrees with Mr. Bozza, if there are changes they would have to be next year.

Mr. Varano states that there were two last year and Mr. Scicchitano states that also there was a chicken barbeque at the East End.

Mr. Bozza states that we have to let it go and afterwards we can work on a new ordinance for next year.

TREASURERS REPORT (Paul A. Niglio, Jr.)

Mr. Niglio states that council received a copy of the financial statement and list of bills to be paid and a motion is needed to approve the financial statement and pay the bills.

MOTION- Mr. Deitrick makes the motion and was seconded by Mr. Bozza to approve the financial statement and to pay the bills.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

Mr. Niglio states that the correspondence from Shaffer is not on the bills.

MOTION- to approve the Shafer Design fee in the amount of \$12,000.00 by Mr. Motyka and seconded by Mr. Bozza.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

MOTION- Mr. Motyka made the motion and was seconded by Mr. Deitrick to pay \$4900.00 to advantage Engineers.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

SOLICITORS REPORT- Mr. Cole states that the draft for the oversized vehicle ordinance was submitted and states that is going to be done under Mrs. Niglio's report.

Mr. Varano states that he is going to need an executive session at the end of the meeting for personnel. Mr. Bozza states that he does also for personnel.

POLICE REPORT (Chief Michael Pitcavage)

Report attachment #2

Chief Pitcavage states that last month he brought up that the unmarked car was scratched and states that Daves Auto Body said the best option would be to have it buffed out at a cost of \$100.00 to \$150.00.

Mr. Varano states that with our deductible it would not be covered so, we should have a motion to have the police car buffed.

MOTION- Mr. Bozza makes the motion and was seconded by Mr. Deitrick to have the unmarked car buffed out by Daves Auto Body not to exceed \$150.00.

Mr. Motyka states just in the past month we had Dons Garage repairs for a new steering rack and steering pump \$380.00 and the cars here with the life span are going to keep nickel and dime us, we did reach out before for grants.

Mr. Deitrick states that we were denied the USDA grant for this round, but the grant is still in place for next round and states that hopefully we will get it then.

Mr. Varano comments that if not, then we may have to bite the bullet and buy a new vehicle because we cannot continue to go on like this.

Mr. Winhofer comments that this is a scratch, we are not talking about the mechanical end of it.

Mr. Varano states that we should not be talking about this under this motion.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

Mr. Motyka states that we all put our effort out, but possibly look under another rock and see if we can find another grant.

Mr. Varano states that there is another round and questioned Mr. Deitrick on when the other grant would be out.

Mr. Deitrick states that they will notify us when available and states that as far as the state goes there is nothing out there and states that we talked to Rep. Kurt Masser and Senator Gordner.

Mr. Motyka states that he reached out to General Motors and Ford and emailed General Managers and they do not have any donations or anything.

Mr. Varano replied no, every community is looking for a police car and besides the COPS grant, there is a bunch out there left.

FIRE CHIEFS REPORT (Jeffrey Gilotti)

Report Attachment #3

BUILDING INSPECTORS REPORT (Stephen G. Bielski, Sr.)

No Report

CODE/HEALTH ENFORCEMENT OFFICERS REPORT (Russ Moroz)

Mr. Moroz states that Mr. Valeiko has not contacted the Borough and concerning his property on Chestnut Street he has been fined daily.

Mr. Moroz states that the property is at a standstill and states that he had hired someone to remove some of the steel.

Mr. Moroz states that he was informed that he was to be there on a certain day but he never showed up.

Mr. Varano states that basically he is just stripping the property of the metal, although he is not doing it himself physically.

Mr. Winhofer states that he should be arrested and questions what the holdup on that is. The Solicitor states that the Chief did contact him about this matter and states that and we are preparing that.

Mr. Winhofer comments lets get it rolling, we don't need another 6 months, lets get it rolling we do not need another 916.

Mr. Varano comments that we have another big headache coming.

Mr. Motyka states that Ms. Politza's house was damaged when the building fell and states that while remediation of the hazard and states that from what he has heard they are

not happy with the repair to the railings and when the electricity was hooked back up to the garage it was not done in a proper way.

Mr. Scicchitano asks who paid for the repairs. Mr. Motyka states that he thinks it fell under the demolition contractor. Mr. Scicchitano states he does not think it is a borough issue and questions if it is. The Solicitor states that we hired them. Mr. Deitrick states that the only recourse we have is not to pay them until it gets corrected.

Mr. Bozza directs the code officer to check that out and states that if it's not right to make sure he contacts him to come up and fix it. Mr. Varano adds that he is not getting paid until it's fixed right.

Mr. Edward Wojick states the truck down there is leaking oil and it's got to get out of there. Mr. Varano states that we can't go on private property.

Mr. Bozza adds that we can't just go on property and hook up the truck and take it, it's not our property.

Mr. Wojick states that the borough should get a hold of this clown; he is not going to pay for anything.

Mr. Scicchitano comments possibly DEP could help.

Mr. Wojick states that he is the one suffering the headache down there.

Ms. Politza states that she does not know if it's leaking but all of this fell on it, so she states that she is sure its leaking fluid.

Mr. Bozza questions if it is a hazard possibly, do we have the right to go in there and pull it.

Mr. Varano states that we will look into it and we will try to do anything that is legal.

Mr. Moroz states that as a code official he cannot go on that property, he can try and see what he can see but he states that he cannot go on the property.

Mr. Moroz states the Mill property right now is still a dangerous property and that the and three asbestos abatement contractors and states that the asbestos in the boiler room is very, very bad and states that the only thing good is that the roof is open and the water is going in soaking the asbestos down and is keeping the particles from being airborne.

Mr. Moroz states that everyone should stay out of that structure and states that there are going to be bids released, DEP has given them 90 day time frame to take care of that asbestos and also the hazardous waste and states that unfortunately no hazardous waste can be removed until all the asbestos is out of the building.

Mr. Varano questions if that is only out of the basement.

Mr. Moroz states that is not talking about the boiler, the smoke stack and states that is a very dangerous structure and is only getting worse.

Mr. Deitirick questions if Maple Street is still closed down. Mr. Moroz states that Maple Street is still closed down and the smoke stack needs to come down.

Mr. Varano questions Mr. Moroz on if we are fining these people. Mr. Moroz states that is being done.

Mr. Varano comments that it seems that is the only way we can get anything done is to fine people and end up in court.

Mr. Bozza states that the owners have contacted him and that the last time was April 14th and he asked that all of the taxes be waived and this and that.

Mr. Scicchitano questions if the owner is from New York. Mr. Bozza confirms that not originally be he lives New York.

Mr. Varano states that they want us to consider it vacant land.

Mr. Moroz states that the only thing they are working on right now is the asbestos and then they will concentrate on going the whole way through.

Mr. Moroz states that to date everyone is paid up and we have 79 landlords and 231 rentals.

Mr. Varano questions that everyone is paid. Mr. Moroz confirms that they are.

Mr. Moroz states that it is that time of year when fines will be issued for grass and weeds 6 inches or higher fines will be given and states that this is the only warning that will be given.

Mr. Moroz states that he would also like to remind residents on outdoor fireplaces and states that you need to place them 20 feet from any structure.

Mr. Varano adds that they have to be covered as well.

Mr. Moroz states that there is an ordinance and residents should be aware of that.

Mr. Scicchitano states that the course of action is to go around and identify where they are at and then we are going to come up with some type of application with no fee and that way we would be able to get the fire company to inspect the properties because they are qualified to do that.

Mr. Varano states that they may have a legal burner there, but when it comes time to light it the top comes off and it is blazing.

Mr. Varano states that besides that regulation we also have to get checking on these when there are fires.

Mr. Scicchitano states that is mostly on the weekends and will probably be the police because they are the ones that get the calls.

PERSONNEL COMMITTEE (Philip Scicchitano)

Mr. Scicchitano states that he will need to meet in executive.

SERVICE AND FACILITIES COMMITTEE (Nicholas Bozza)

MOTION- Mr. Bozza makes a motion and was seconded by Mr. Deitrick to purchase sign poles and signs at a cost of \$756.96

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

Mr. Bozza states that the cost of Ehrlich for weed control for the season is \$786.00.

Mr. Winhofer states that was in the list of bills to be paid.

Mr. Bozza states that concerning the fire police vehicle we need a bigger alternator and states it is going to cost about \$300.00 to get it fixed and back in service and questions the Mayor if he feels we need the badges that were approved to buy or it would be better to use that money to fix this vehicle and get it back in service.

Council is in agreement so Mr. Bozza states that he will not even need a motion them because the money that was to be spent on badges will take care of the repairs on the fire police vehicle.

The Mayor states that as long as they get badges at some point, they are really in bad shape all of their equipment they have they rely on donations and are in need of some things.

Mr. Varano states that it was already in the bills to pay for this stuff, but if you want to deduct that from what we would have spent of the badges and if you have any money left to purchase 3 or 4 badges.

Mr. Bozza states that the summer waste trash haul is \$102.00 per ton and we got a quote from DMS, if Council is interested they can do it for \$90.00 per ton.

MOTION- Mr. Bozza makes the motion and was seconded by Mr. Deitrick to set up an account with DMS to take our summer trash haul.

VOICE VOTE –

Unanimous

Mr. Bozza states that the transmission is slipping on the white pick up truck and it needs brakes on the front, new rotors and states that the tires alone are going to cost \$528.00.

Mr. Varano states that we have no alternate vehicle and questions if we have a grant in for one.

Mr. Deitrick clarifies that this is the white pick up that George use to drive. Mr. Deitrick states that he says we should put it out for bids and get rid of it.

Mr. Varano states if worse comes to worse we could scrap it for a couple hundred.

Mr. Varano states that we will put it out for quote, not bids that way we will save on costs for advertising.

Mr. Bozza states that one more thing he would like to comment on these people that have grills on a front porch on half doubles like two feet from the house, Mr. Bozza states summer is not even here yet and this should not be allowed and states it is a fire hazard and should not be allowed.

Mr. Varano states that every year the fire chiefs are here and they frown upon it and there is no law against it.

Mr. Deitrick asks Mr. Wheary from The News Item to put that in the paper reminding them that it is dangerous.

Mr. Varano states that he does not know if we can change an ordinance to ban it or what. Mr. Bozza states that he thinks what should be done is if you have a deck out back, its ok to put it on your deck but from your deck to your house is 8 feet possibly. Mr. Winhofer states that it could be right against your house and asks who is going to go around checking that.

Mr. Bozza states that he does not think that is right, it's just bad.

Mr. Winhofer replied that there are a lot of things that are bad.

Mr. Moroz states that UCC has no governing on propane and states that is why you don't have any laws against them, you can do just about anything you want.

Mr. Scicchitano questions if you can even have a grill on a porch with a roof over it.

Mr. Bozza states go buy then cheap burgers for a buck a piece and see what happens when you throw them on the grill.

FINANCE COMMITTEE (Stephen Motyka)

Mr. Motyka states that Service Electric provided quotes for phone service and savings in the Borough. He states that our current phone bills are up over \$10,000.00 and we could probably get it for \$3,000.00.

Mr. Motyka states last year when we were trying to save money he got options for everyone to look at last year in April. He states that this quote from Service Electric is a great deal but states that he is concerned about the terms because the other two options save \$200.00 over the Service Electric because they are a phone internet and states that it is up to council if they want to go with the 18 month term.

Mr. Deitrick states it is a 36 month term and it will not change; it will transfer to the new building. Mr. Varano asks Steve what his recommendation, it's your committee.

Mr. Motyka states that he would like to see if they will go with a 12 month term and not a 36 month term.

Mr. Scicchitano questions Mr. Motyka if they are willing to give us a 36 month contract that would not change rates when going to the new building if that would be to our benefit.

Mr. Deitrick states that we are going to save on average \$580.00 per month.

Mr. Varano questions Mr. Motyka what it is for the savings with these other two that he is talking about and asks if it was seven hundred and some dollars.

Mr. Motyka states that these others they have fax machines the same options, no long distance and these are two hundred dollars less than Service Electric.

Mr. Deitrick questions then if they are \$40.00 a month only. Mr. Motyka states Vontage is \$12.00 per month per line for several lines and the estimated bill for Vontage would be \$180.00 a month.

Mr. Deitrick states that would be compared to \$240.00 with Service Electric.

Mr. Motyka states Vontage is not an option for us now in this building, but it would be in the new building.

Mr. Winhofer questions Mr. Niglio on some of the taxes for the phone bill.

Mr. Niglio states that we are not exempt from any federal taxes or taxes as far as Verizon is concerned.

Mr. Motyka asks for a week to contact Service Electric and see if we can get a lower term, and states that last time he went through a different contact person at Service Electric.

Mr. Motyka states even if the rates go up over the next three years how much they could possibly go up. Mrs. Niglio states that possibly Service Electric will give us a better rate knowing that a company could offer service cheaper.

Mr. Deitrick states that this is their best rate. Mr. Scicchitano questions if the other companies have reputable service like Service Electric.

Mr. Deitrick states that every month we wait we are losing \$600.00, and he states that most of the area municipalities have Service Electric.

Mr. Deitrick states that Mount Carmel and Coal Township has it and they are both happy with it.

MOTION- Mr. Deitrick makes the motion to sign the contract with Service Electric for 36 months motion seconded by Mr. Bozza
-and then second was rescinded until more information becomes available by Mr. Bozza.

Mr. Winhofer questions what some of the numbers on the quote mean such as the long distance 29, long distance 37, long distance 135.

Mr. Deitrick states that is the number of minutes that we used and AT & T is charging us \$1.55 per minute.

Mr. Deitrick states they are going to charge us five cents a minute, AT & T was charging us and Verizon was charging us now we will be charged only by Service Electric.

Mr. Niglio states that is not a true representation, that is just one month and there are some months when we pay hundreds of dollars, when the police are doing investigations and such we could be paying much more.

Mr. Deitrick states that our highest bill for the year was \$257.00 and the lowest \$110.00 for long distance. Mr. Winhofer states that is a four cents difference.

Mr. Deitrick replied “no its \$1.55 per minute for AT&T and \$0.05 for Service Electric Long distance.”

Mr. Winhofer states that it is a quarter of the price.

Mr. Motyka states that you say it's a quarter of the price, but if we switch to Vontage over the next three years we will save another \$9,000.00. Mr. Deitrick asks how reliable they are.

Mr. Scicchitano questions if they came and presented this to him. Mr. Motyka states that they offered us that.

Mr. Niglio states that he does not understand if we are only paying \$240.00 per month at 12 months, there is only so much you can lower the bill and if you are saying we would be knocking off another \$5,000.00 or \$6,000.00 we wouldn't be paying anything.

Mr. Motyka states that we would knock off another \$2,400.00, the Vontage would be \$760.00 per year.

Mr. Scicchitano states that would be sixty some dollars per month compared to \$240.00.

Mr. Deitrick questions Mr. Motyka on if he knows anyone in the area that uses Vontage.

Mr. Motyka states that when he did the research on this the big companies use it plus its \$800.00 per year.

Mr. Scicchitano states that is great if you have the service.

Mr. Motyka states that initially we have 7 land lines and 3 cell phones, he states that he can re-email his information from when he looked into it.

Mr. Varano states that there is a motion on the floor are we going to have a second or not. Mr. Bozza states that we have to look into this Vontage.

Mr. Deitrick states that we can't get it until we go to the new building. Mr. Bozza states that then he will second the motion.

Mr. Varano states that then you're talking \$200.00 more per month and then we are locked in for 3 years.

Mr. Motyka questions then if he should reach out to Service Electric about a lower contract.

Mr. Motyka states that if Service Electric would come in here for the remainder of this building.

Mr. Niglio states that this quote from Service Electric is for several landlines which we have now, he states Mr. Motyka stated that his quote was for two cell phones.

Mr. Motyka states that Vontage is \$39.00 small business premium and then \$11.99 for each additional line and states that he calculated what it would cost a year.

Mr. Varano comments that it \$11.99 and for 6 lines at \$72.00 per month plus \$40.00 that's \$112.00.

Mr. Winhofer states that we need a breakdown.

Mr. Varano states that he feels like we are not comparing apples to apples here.

Mr. Bozza states that he would like to rescind his second on the motion because he just feels there is not enough information.

Mr. Motyka states then we loose the savings for another month. Mr. Motyka states that he would like to approach Service Electric and see if we could end the contract when we leave this building.

Mr. Motyka states that we do not need seven lines.

Mr. Niglio states that we are required to have several lines and Mr. Deitrick adds we need them here.

Mr. Motyka state like Mr. Bozza said, he does not have all of the information.

Mr. Varano states that we will table this and discuss it in executive session and then we will either make a motion or table it until the next meeting.

Mr. Varano states that we will discuss this further in executive session under contractual matters.

ORDINANCE COMMITTEE (Stephanie Niglio)

Mrs. Niglio questions Mr. Cole if she is to make a motion to advertise a new ordinance.

Mr. Cole states that Council received a draft of the ordinance and does not know if everyone had a chance to look at it and if council would like to make any suggestions or changes we could do that.

Mr. Varano states that the weight is still at 7, 001 pounds and questions Mr. Winhofer on if he suggested that be changed to 10,000 pounds.

MOTION- Mrs. Niglio makes a motion and was seconded by Mr. Deitrick to advertise a new ordinance for oversized vehicles 2014-02

Mr. Winhofer states that if you go under section 2, 3 you can't put a dumpster on a street.

Mr. Winhofer states that it reads that any single motorized or non-motorized vehicle or device that cannot be moved under its own power on any borough street for other than a short term is defined in section one.

Mr. Deitrick states that a dumpster is short term.

Mr. Winhofer states maybe it would be longer than short term. Mr. Deitrick questions what is short term considered, it is up to our interpretation. Mr. Winhofer states that it has to be in the ordinance what short term means. Mrs. Niglio states that she thought it was 3 hours. Mr. Winhofer agrees on the 3 hours and feels that the weight has to be raised.

Mr. Deitrick states then it will not solve the problem. Mr. Varano questions if this was more for the width than the weight. Mr. Bozza agrees with Mr. Varano.

Mr. Varano questions then why are we specifying weight instead of width.

Mr. Deitrick states that because all of the ordinances we used to base this on had weight in it, all three municipalities.

Mr. Varano replied that is not solving our problem.

Mr. Cole states that it is a draft and can be changed on whatever the board decides.

Mr. Deitrick states that he feels it should be sent to committee and come back at the next meeting.

Mrs. Niglio states that the first copy it said exceeding 7 ½ feet in width or exceeding 20 feet in length.

Mr. Bozza states the length is not the problem it is the width.

Mr. Varano agrees and states that the width on Pine Street, you can't even get through with emergency vehicles or even the plows.

Mr. Deitrick questions if we cannot just cite a vehicle because of being unsafe due to emergency vehicles not being able to get through.

Mr. Cole replied that as far as citing a vehicle the police have to have something under our ordinance or under title 75 to cite them on.

Mr. Cole states that there is probably nothing they can cite them under we would have to look under specifics and get with the Chief.

Mr. Deitrick suggests that council gets the Chief involved and send it back to committee.

Mr. Varano states that a motion was made, and the motion and the second have to be withdrawn.

Mrs. Niglio withdraws her motion and Mr. Deitrick rescinds his second on the motion to advertise a new ordinance for oversized vehicles.

GRANTS AND RECREATION (Mr. Deitrick)

Mr. Deitrick states that he and Rhonda submitted a grant for a County Recreation Commission for surveillance equipment down at the passive park in town and a new flag pole.

Mr. Varano questions if we could expand on that and possibly get some cameras for outside the Borough building.

Mr. Deitrick states he does not think so.

Mr. Varano states that it would not be recreation.

Mr. Deitrick states that also the distance from the passive park to the Borough building, the police will be able to pick up the cameras from the passive park but they may not be able to pick up that distance of cameras from the two locations.

Mr. Deitrick states that we are having the community yard sale on Saturday June 21st from 8 in the morning until 3 PM with a rain date of June 28th.

Mr. Deitrick states that after the agenda was printed we received an email from the County Housing Authority for our Owner Occupied Housing Rehab Program and it will be advertised in the newspaper for applicants, residents may inquire and obtain an application at the Borough office or from the Housing Authority located at 420 W. 7th Street Mount Carmel, PA 17851, the phone number is 570-339-5813.

Mr. Deitrick states that they do not have enough applicants for the grant.

Mr. Varano questioned if this is for the \$350,000.00 grant? Mr. Deitrick states that it is.

Mr. Varano questions the amount that will be given out? Mr. Deitrick states that it is \$20,000.00.

Mrs. Niglio states that concerning the yard sales, we had a situation on Sunday where there were two people having yard sales and they were completely on the sidewalk, almost to the curb.

Mrs. Niglio states that she needs Rhonda to give her as a council woman a copy of people that come to the Borough asking permission to have a yard sale and get their permit so she knows.

Mrs. Niglio states that one had a permit and one did not and the police shut the one residence down, they said they were having a moving sale.

Mrs. Niglio states that she thought they were not allowed to have a sale on the sidewalk. Mr. Varano replied they are not allowed.

Mr. Deitrick states that they can as long as you have 36" path.

Mr. Varano replied that he thinks the last ordinance said you are not allowed on the pavement.

Mr. Winhofer states that you will during the community yard sale.

Mrs. Niglio states that the community yard sale people are in the front and everywhere that one Saturday.

Mr. Winhofer states that you still have to abide by the ordinance, you still have to abide by the rule.

Mr. Varano agrees with Mr. Winhofer.

Mrs. Niglio states that this is why she wants the clarification, she states that she though they were not allowed on the cement by the new ordinance that was wrote.

Mr. Varano states that when a person comes in for a permit a copy of the ordinance should be given to them and they should be asked to abide by the ordinance.

Mrs. Niglio states that she has the ordinance and went over the ordinance with the police and it reads as and possibly Mr. Cole can tell her what the exact meaning of this is and states it reads "Lawn, yard, garage and tag sales" shall mean a sale, open to the public, of new used or previously owned personal property; including but not limited to goods, wares, merchandise and clothing, held on vacant property or on the lawn, yard, porch, patio or in the garage, residence or other out-building of the person who obtains a permit for such sale as provided by this Ordinance.

Mr. Varano states that means not sidewalks, if it's a sidewalk sale it's a sidewalk sale, this is a yard sale it should be in a yard or on a porch simple as that.

Mr. Deitrick questions what if they don't have a yard. Mr. Varano states then they can't have one. Mr. Deitrick asks if that is fair.

Mrs. Niglio states the ordinance states not sidewalks.

Mr. Deitrick questions what you can do about it.

Mrs. Niglio states that a little kid almost was ran over by a car because these people are having this sale on Chestnut Street and it is just not an appropriate place to be on the sidewalk, right up to the road selling stuff.

Mr. Deitrick states that you cannot block a sidewalk; the ordinance states that you must not block a sidewalk there has to be enough for handicap accessible which is 36”.

Mrs. Niglio states the ordinance states no sidewalk and states that they have a yard in the back of their home.

Mr. Deitrick states that if they can put stuff on their porch and asks what the difference is. Mayor Novakoski comments that they should not be allowed to stop there to begin with.

Mr. Winhofer states that we have no control if they stop or don't stop.

Mr. Bozza adds that's it, plain and simple no sidewalks.

Mr. Varano agrees, the ordinance says no sidewalks.

Mr. Deitrick comments that they better get 100 tickets ready.

Mr. Varano said then you get 100 tickets ready until the ordinance is changed, that is what it reads.

Mrs. Niglio directs a statement to the Chief to make sure that the police department shut them down if anybody is on a sidewalk.

Chief Pitcavage questions if that will apply on the Community Yard Sale day.

Mr. Varano answered yes. Mr. Deitrick comments that you cannot make an exception.

BUILDING COMMITTEE (Stephen Motyka)

Mr. Motyka states that test bores will happen tomorrow and in order to get a good price from our bidders we want exact location of our bores.

The site is posted no parking and Mr. Motyka questions if we want to leave it no parking after the bores are done, because there will be tree trimming leading into this.

Mr. Varano states he thinks it would be safest to do it that way.

Mr. Motyka states that there are some good size trees there and possibly we could ask a logger to take them down.

Mr. Deitrick states that they may take them down for nothing as long as they can keep the wood.

Mr. Motyka states that once the test bores are done it should be no more than ten days until we have answers and then Our Engineers and Architects will meet with us again and discuss the best location for our building and that should take us to about a month and a half if all of this works out right.

Mr. Motyka states that he would then like to go over with the Solicitor Bill Cole the best value, contractor policies list.

Mr. Motyka states that as far as this whole investigation and the cost analysis on the survey on this building came in at Baer Engineers cost was \$765.00.

Council discusses the price and is happy with the amount coming in at under \$800.00. Mr. Deitrick states that was an excellent price that they gave us.

Mr. Bozza states that we capped the amount to be spent at under \$5000.00. Mr. Varano states that he is happy with that figure. Mrs. Niglio comments that it is still \$800.00 too much. Mr. Varano agrees and comments that it is a lot cheaper than five grand.

SENIOR EXECUTIVE COMMITTEE (Winhofer, Varano and Deitrick)

Mr. Varano states that after listening to Mr. Clausi he would like to make a motion to advertise for sale 916 Chestnut Street with a minimum bid.

MOTION- Mr. Varano makes the motion and Mr. Deitrick seconds the motion to advertise 916 Chestnut Street for sale with a minimum or reserve bid of \$9,300.00

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (no), VARANO (yes), WINHOFER (yes)
6 YEAS – 1 NAYS

OLD BUSINESS

Mayor Novakoski states that he has a question for clarification, the Fire Chief states that the fire police are under him, the fire police states he's under them and asks what council says, who are they under?

Mr. Varano states that he believes that, doesn't ordinance say they are under the Mayor.

Mr. Varano states in a fire they are under the Fire Chief and as a civilian they are under the Mayor.

Mayor Novakoski states that nobody seems to know and they are still arguing and states that he will stop it.

Mr. Varano replied, "Well you put an end to it." Mr. Varano states that it is not an easy task to put that one to rest.

Mayor Novakoski states that it is like little kids fighting.

Mr. Varano replies "like a bunch of grade school kids."

NEW BUSINESS

Mr. Winhofer states that he would like to bring up the issue of there being a building permits fee and then the dumpster fee and states that he does not think that it is fair when people that are doing projects that require a building permit to also need to pay a dumpster fee.

Mr. Winhofer states that you're charging twice for something to beautify your house.

Mr. Winhofer states that if a guy comes in to work on your house and parks a pick up truck or dump truck there and throws the garbage in it for a few days that he is working there what is the difference, between that and a dumpster on a construction site.

Mr. Varano replied that one is motorized and one is not.

Mr. Winhofer states they are already paying for the building permit and questions what the difference is, they are already paying a couple hundred dollars possibly for a permit.

Mr. Varano questions if some of this stuff they even pay a building permit fee for, if its not changing the structure you do not need a permit do you.

Mr. Winhofer asks Mr. Moroz what he does not charge a permit for.

Mr. Moroz states siding, replacement window or door. Mr. Winhofer questions if a window is put in and you don't touch the outside with any metal you don't need a permit but if you do then you need a permit.

Mr. Moroz agrees.

Mr. Varano states that's the UCC, that's the law. Mr. Winhofer states that he feels a dumpster should be included with a building permit for five business days and then after that they can be issued a permit, he comments talk about being charged twice that is charging twice.

Mr. Bozza states that he feels that is a good point because there were people on his block doing work and that truck was parked there for a week.

Mr. Varano suggests the committee look into this and explore some changes.

Mrs. Niglio questions if he is talking about a truck.

Mr. Bozza states that he is not talking about a truck; he is saying what the difference between a truck and a dumpster is.

Mr. Niglio states that the truck pays taxes the dumpster pays nothing.

Mr. Winhofer states that it does not matter, you are paying for that building permit and it is part of the building process.

Mr. Niglio directs a statement to Mr. Winhofer and states that he made this ordinance.

Mr. Winhofer states that he would like to see it changes.

Mrs. Niglio states that when we did the garbage ordinance we specifically put a section in there addressing the dumpster issue and the contractor issue because they are there longer so they did not want that to interfere, when you are working on a place you cant be finished that fast so if it is contractors material, you have to give them the benefit of the time saying that if you had your dump truck there you cant say that it cannot be parked on the borough street overnight because you are still working there and it is not filled and is not ready to go to a dump and plus it is not garbage and that is specified in there and states a normal amount of time.

Mr. Winhofer states that what he is saying is there should be no fee for that dumpster to sit there once the building permit is processed, if it is in conjunction with a building permit there should not be another fee attached to it.

Mr. Deitrick states that there would have to be a time limit on it. Mr. Deitrick asks how long a building permit is good for, directing his question to Mr. Moroz.

Mr. Moroz replied they are good for 180 days.

Mr. Winhofer states that he is saying 10 business days and if it is there after that they charge a permit fee.

Mrs. Niglio states the way it reads in this ordinance is that it must not be construed as interfering with construction under a valid permit during the course of construction and within a reasonable time thereafter.

Mr. Winhofer states the fees.

Mrs. Niglio states that she understands.

Mr. Varano states send it to committee; list what you would like on there and then give it to Steph and states you may even be on that committee, and states that he does not even know.

Mr. Varano states that he makes them up but he does not know who is on it he only knows who is the head of the committees.

Mr. Varano directs council to put their opinions in and to put them all in Steph's box and then when she has a meeting she can redraw this ordinance that needs to be changed Mr. Winhofer states that it needs to be amended.

Mr. Varano states that's correct.

ANNOUNCEMENTS

Mr. Varano wishes all a nice Memorial Day.

OPPORTUNITY FOR CITIZENS TO BE HEARD

Mr. Varano reminded the citizens keeping comments within the three minute time frame.

Mr. Robert Chesney 929 Pine Street and states that in accordance with the signs out there, the signs are self explained and states that we just need a little more enforcement with that.

Mr. Chesney states that people are swerving around the signs and people are trying to cross and they do not know what the signs mean.

Mr. Chesney states that like what was mentioned about the session for senior citizens, we need a session for just drivers or put something in the paper saying stop for pedestrians.

Mrs. Niglio states that it's not just a session for senior citizens it is for everybody, it's being held at the senior citizens center.

Mr. Deitrick states that it is in the vehicle ordinance.

Mr. Chesney states that possibly it has not gotten to you yet but the KFC has also sent out a donation for the flags.

Mr. Chesney states that the lot at 916, when you think about that when you take the variance off each side then you are talking a nine foot lot and to get \$9300.00, he states that he thinks whatever kind of money you could get for that and asks council just to reconsider that.

Mr. Chesney comments that at times it is hard to get the minutes off of the computer but states that may be him because he sometimes is computer illiterate.

Mr. Chesney stats that concerning the prayer for serenity, he really thinks they would have though more about that the last year and a half.

****TAPE MALFUNCTION AT THIS POINT****rw

Mr. Chesney states that he has always said that we should have regrouped and discussed things more, but that plea has fallen on deaf ears.

Mr. Chesney states that last April he brought in a petition that was signed by more than 300 people's signatures that he got in two days. Mr. Chesney states that petition was rejected and states that he asked to put it on the ballot and that never happened. Mr. Chesney states that in 70% of the meetings that were held in the last year, nothing was discussed about the new borough building. He states that the citizens have had no input on this one million dollar project except for one meeting two years age.

Mr. Chesney stated that when ordinances are discussed and it takes two meeting and a number of discussions to change an ordinance and on the building you have only had one meeting. He states that the confidence he and other citizens had in the borough council has been shaken because their voices were not being heard.

Mr. Chesney states that 4.5 mill tax increase and you are not hearing us out and we feel betrayed.

Mr. Chesney suggested that if the seven council members want the building then they should pay for it 7 months out of the year and the taxpayers will pay for it the other five months for 40 years.

Mr. Varano state that his three minutes was up and states that we have heard this now from him month after month and it's just the same thing over and over.

Mr. Chesney states that nothing is ever done and states that he is trying to make the point that they have been ignored for the last year and a half.

Mr. Motyka stated that he has been heard and that council is working to keep the costs down on the buildings construction and states that the savings in utilities will more than pay for the building.

Mr. Chesney said that he thanks him for that, and questions why there can't be one more meeting to discuss the building and why that is so hard.

Mr. Varano replied that a meeting was held and one person showed up. Mr. Varano states that council has been working on this project for five years.

Mr. Chesney replied that he read all of the minutes and states that if one person showed up for the first meeting maybe there should have been another meeting then.

Mr. Ed Wojcik added his question of why the matter was not put on the ballot.

Mr. Varano replied that his concern is duly noted.

Donna Snyder states that people in this town have no respect and that junk yards pile up because vehicles are keep on properties and asks if this is allowed. She states that there is crap in a yard and should not be allowed and asks if there is an ordinance on this and if cars can be keep on private property like this.

Mr. Moroz states that the state law was amended and a borough ordinance can be enforced if it is stronger not weaker that the state law.

Mr. Varano asks Mr. Moroz to check into this matter.

Donna Snyder states that she would like to complain on burning in the borough, a neighbor is burning a wood stove and it smells like garbage and that she will call the fire company.

Donna Snyder states that another problem she is having with neighbors is the dog craps in walkway and on the sidewalk. She states that this is getting insane.

Ms. Snyder states that she complained to councilman Deitrick and he questioned her on how she knows whose dog it was and states that she was not satisfied with his response.

Ms. Snyder states that another issue is parking on Scott Street, she states that she is there for 9 years and no problem parking out back and states that they would like to have a parking space. She states that she was in and received an application from Rhonda and that she has been working on getting that completed and returns it to Rhonda with the \$5.00 application fee.

Mr. Winhofer states that council decided we will take no cash. Rhonda states that we have been taking cash and states that the Treasurer is aware and told her they have to accept cash.

Ms. Snyder states that they have four or five cars and sometimes cars are left in a parking sport for three or four days.

Mr. Varano states that there is not much a homeowner can do unfortunately about someone parking there; he states that the streets are not the homeowner's property.

Concerning the outside fires Mr. Bozza states to call the fire company and the police and states flames cannot be shooting into the air and fires need to be covered. Mr. Varano agrees.

Mr. Joe Panceralla secretary of ISCA Enterprises questions the clearing of lot 916 at \$9,057.76 that on the agreement is anything less than that amount would bounce to the county. Mr. Cole states that the County has the final word on that and they could contest.

Mr. Niglio state that Mr. Lutz has asked since he is on the road if he could ask for authorization for Mr. Lutz to put up library stands at the town park and the playground. Mr. Winhofer states that he believes that the council is incapable of making that decision right now.

Mrs. Ditchey questioned council on how they were able to get the money from the county to help clean up the property on Chestnut Street.

Mr. Varano states that took a year to do and eminent domain were started and during the litigation process he deeded over the property.

Mr. Varano states that when fines are not enough and you're faced with jail you do something or turn the property over.

MOTION- Mr. Varano makes the motion and Mr. Deitrick seconds the motion to advertise 916 Chestnut Street for sale with no reserve.

ROLL CALL VOTE - BOZZA (yes), DEITRICK (yes), MOTYKA (yes), NIGLIO (yes), SCICCHITANO (yes), VARANO (yes), WINHOFER (yes)
7 YEAS – 0 NAYS

The Kulpmont Borough Solicitor William C. Cole states that council met in executive session for approximately one hour and ten minutes to discuss contractual, personnel matters and possible litigation.

THE MEETING WAS ADJOURNED AT THE CALL OF THE CHAIR

**RHONDA WILK
BOROUGH SECRETARY**

DATE OF APPROVAL

