

**KULPMONT BOROUGH
REGULAR MONTHLY MEETING
August 8, 2017**

Opening Prayer by Councilman Mark Burns
The Pledge of Allegiance to the Flag by the body present,
Kulpmont Borough Council held the meeting for general purpose on
Tuesday, August 8, 2017

Roll call was taken and the following members were present: Mayor Varano, Stephen Motyka, George Malakoski, Walter Lutz, Mark Burns and Richard Zigarski.

ABSENT: Mayor Novakoski and Nicholas P. Goretski, III.

APPOINTED OFFICIALS: Treasurer Paul A Niglio

PRESENT: Code Officer Russ Moroz, Borough Secretary Rhonda Wilk

OTHERS PRESENT: Stephen Bielskie, Barry Fetterman, Bob Fanella, Jeff Gilotti, Ed Wojick, Stephanie Niglio and Keith Tamborelli.

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

No one spoke

PRESIDENTS REPORT - (Stephen Motyka)

Mr. Motyka stated that every year we pass a resolution to pick up our portion of the L.A.T.S. local funds amount and stated that this year the amount is \$512.00. Mr. Motyka proceeded to read the resolution;

RESOLUTION #732

***WHEREAS,** The Borough of Kulpmont resolves and certifies that it will provide to the Lower Anthracite Transportation System local funds in the amount of \$512.00 to match state funds provided pursuant to 74 Pa. C.S. Section 1513 in Fiscal Year 2017-18.*

***NOW, THEREFORE, BE IT RESOLVED,** that the Kulpmont Borough Council resolves and certifies that the required amount of local matching funds will be provided no later than the end of the State Fiscal Year, June 30, 2018.*

ADOPTED ON THE 8th DAY OF AUGUST, 2018

Mr. Motyka stated that a motion is needed to pass Resolution 732 and approve payment of \$512.00 for the borough portion to the Lower Anthracite Transportation System.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Zigarski to pass Resolution 732 and approve payment for 2017-2018 in the amount of \$512.00.

VOICE VOTE-

Unanimous

MAYORS REPORT- (Bruno R. Varano)

Mr. Varano stated that he has a few things here and stated that the census is asking if we want to participate with our limited staff or if we want to defer to the county as we have done in the past. Mr. Varano stated that we have to complete this one form whether we are going to participate or not, which is a short form compared to the other three forms that we would have to complete if we were to participate in this.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Malakoski to defer census participation to the County.

VOICE VOTE –

Unanimous

Mayor Varano stated that we have a Resolution 733 that has to be passed it is a Fair Housing Resolution, it is voted on every year. Mayor Varano stated that it has to be adopted by the borough and then posted, in the vestibule and throughout the Borough. Mayor Varano stated that the Fair Housing Resolution basically states that we will not discriminate based on race, color, creed religion.....

MOTION – Mr. Burns made the motion and was seconded by Mr. Malakoski to adopt and pass Resolution 733 Fair Housing Resolution.

Voice Vote –

Unanimous

Mr. Motyka questioned Mayor Varano if we have an Ordinance about trailers being hitched to vehicles in the borough.

Mayor Varano replied that we do and added that it's an old one, but we do have one and stated that he is not sure what year it is. Mr. Moroz stated that he had a hard time finding it and Mr. Niglio stated that he had a copy on his desk at the other building and that he does not know where it is at now. Mr. Motyka asked Mayor Varano if he could ask the police to start enforcing it. Mayor Varano replied that he will.

SECRETARY'S REPORT – (Rhonda Wilk)

Rhonda Wilk stated that approval is needed on the meeting minutes from the July 11th regular monthly meeting.

MOTION- Mr. Burns made the motion and was seconded by Mr. Zigarski to approve the meeting minutes from the July 11, 2017 meeting.

VOICE VOTE –

Unanimous

Rhonda Wilk stated that a request was received from Donna Bednar of Northumberland County Children and Youth requesting if there is possibly a private room where she could meet with borough families during weekday business hours. Rhonda Wilk stated that in the past they had sometimes utilized the council room at the old building for these meetings. Mr. Motyka stated that he would like to suggest that she meets during business hours in the Mayor's office and if off hours then she could meet in the SAC/Council room. Mr. Motyka asked fellow council members if they agree with that. Council expressed that they all agree.

Rhonda Wilk stated that under correspondence it is listed on the agenda the Lower Anthracite Transportation adding that has already been addressed.

Rhonda Wilk stated that correspondence was received from KPI Technology on the DEP application for the pedestrian bridge, Copied Council/Mayor.

A letter was received from the Mount Carmel Township Board of Supervisors, Copied Council/Mayor

Correspondence was received from Central Westmoreland COG and that letter was regarding membership. Mr. Varano stated that we belonged to it in the past because we purchased equipment out there and asked Mr. Niglio if that was correct. Mr. Niglio replied Westmorland County, yes.

Correspondence was received from 3B architect LLC on the project finalized as of February 27, 2017, Copied Council/Mayor

Correspondence was also received from Knights of Columbus requesting Council's approval for the use of the Veterans Memorial Field for parking during the Wine Fest to be held on October 14th. Copied Council/Mayor

Northumberland County Tax Claim Bureau correspondence was received requesting a vote by council to consent to sell in the repository sale property located on Chestnut Street returning it to the tax rolls. Copied Council and Mayor. Rhonda Wilk stated that the County is requesting a vote on this and for the Borough to sign the document approving the sale. Mr. Motyka asked Rhonda to continue with the remaining correspondence and then council will address each correspondence.

Correspondence was received from KPI Technology notifying the borough that the 6th Street project start date was Monday August 7th., Copied Council/Mayor

Rhonda Wilk stated that an email was received from PennDot and stated that Jonathan Ranck requests to meet with a representative of the borough on the complexity of the proposed project on State Route 61 on August 30th at 10 a.m. at the Coal Township Municipal Building. Copied Council/Mayor

PSAB Fall Conference to be held on October 13-15th information was received and stated that the conference will be held at Pocono Manor and that registration is required before September 29th for a discounted rate and after September 29th that rate will increase.

Mr. Motyka commented second correspondence from KPI Technology stating that he has a call in with the conservation district to see how that permit is moving along and stated that he has not heard anything, nothing new there.

Mr. Lutz questioned Mr. Motyka on the permit application and stated that he is interested to find out who signed off on the certification. Mr. Motyka questioned what certification is that. Mr. Lutz replied that it is part of the application, section H and asked if anybody from the borough signed off on the permit application. Mr. Motyka replied that he signed off in three locations on the original 30 pages that were sent to the conservation district.

Mr. Motyka stated that the office of Mount Carmel Board of Supervisors wants a permit to be filled out for the bridge and stated that he is waiting for the KPI permit to come and so then he will present that to them with a copy of the blue prints and all.

Mr. Lutz stated that he is trying to get a timeline and asked if he signed off on the application before or after he got the letter from the Township. Mr. Motyka replied no he did not. Mr. Lutz asked "before?" Mr. Motyka replied yes. Mr. Lutz commented that KPI said they just got the signature. Mr. Motyka replied that he is in the borough office daily and stated that maybe Rhonda could keep track of that. Mr. Lutz replied, no, it will have the date on there.

Mr. Motyka stated that concerning the 3B architects LLC and stated that since we have issues with the HVAC system he has Russ Moroz documenting the temperatures in each location of the building. Mr. Motyka stated that the HVAC company is saying that it is not their problem and so we need some sort of evidence to prove that it is still under warranty and so we are going to take that information and move forward with any sort of actions that we can take with this HVAC company.

Mr. Lutz stated that he does not understand how Mr. Baer could talk for the borough and then asked if we have an occupancy permit for the borough building. Mr. Bielski replied that we do not, only a temporary occupancy permit. Mr. Lutz commented "so no occupancy permit and Mr. Baer signed off on it on February 27th." Mr. Bielski stated that it's in the minutes someplace and stated that he does not know how many times that we discussed this..... that its wrong, its wrong, its wrong, but he still wouldn't do anything. Mr. Lutz questioned if Mr. Baer can speak for them and asked if he could. Mr. Lutz said that the letter dated July 13, 2017 reads; On behalf of the Kulpmont Borough, we have verified all punch list items are complete and consider the project finalized as of February 27, 2017, if you have any questions or comments regarding the closeout of this project, please contact our office directly. Mr. Lutz stated that the letter is signed by Rocky Baer.

Mr. Lutz stated that he does not know how he can be on behalf of Kulpmont and who gave him that authority and we still do not have an occupancy permit. Mr. Motyka questioned if it would be council's pleasure to write Mr. Baer a letter asking how our occupancy permit stands and stated that he thinks

that our issue is the handicap parking grade. Mr. Bielski commented that what he was supposed to do is put it back to where it was and take that ramp out before someone gets hurt on it. Mr. Bielski stated that it will give you more parking out front. Mayor Varano said that originally he was supposed to put a rail up out there and stated that the rail was to be sufficient to get us our occupancy permit.

Mr. Bielski agreed and continued to say that he was switching it across the street, and the rail would have to go into the street. Mr. Bielski said that is why he told him not to do it because it would be causing one problem after another and at the end of the ramp you have to have 12 inches, past the end of the ramp and that is the middle of the street.

Mr. Motyka questioned Mr. Bielski, asking him the question that as Tri-County, our building inspector if he is willing to write a deficiency report that we could present to Mr. Baer showing him exactly in writing. Mr. Bielski agreed and asked Mr. Russ Moroz if he could get him the dates of the meetings they were at so that he could back himself up with that. Mr. Moroz replied that he could get the dates of the meetings and the meeting minutes.

Mr. Motyka questioned council if there are any other suggestions of how else they may tackle this any other way. Mr. Tamborelli, a citizen in the audience suggested possibly a bond. Mr. Motyka replied that he does not know if there is a bond on the Architect, there is a performance bond on each sub-contractor.

Mr. Bielski commented that the borough has a temporary occupancy permit for as long as it is needed. Mr. Motyka stated that before the next meeting, within the next two weeks we could assemble that letter and get that out.

Mr. Motyka commented that at the next meeting we also may take action on the temperature results on the heating issue, we will take the results and see where that will get us.

Mr. Motyka stated that the Knights of Columbus is requesting council's approval to use the Veterans Memorial Field for parking for the Wine Fest.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Zigarski to approve parking at Veterans Memorial Field for the Wine Fest.

VOICE VOTE-

Unanimous

Mr. Motyka stated that Northumberland County Tax Bureau is requesting a roll call vote from council to approve the sale of 716 Chestnut Street in the Repository Sale. Mr. Motyka calls for a roll call vote.

Mr. Varano stated that he just wants to say that on a repository sale that if there is any money owed to the borough or the sewer authority they would lose it, when a property is sold through the Repository Sale all liens or money owed is all lost. Mr. Varano stated that anybody who has any money coming on this property, they would lose it on a Repository Sale.

Mr. Motyka commented that it is blight vs. money.

Mr. Lutz questioned which property this is. Mr. Varano replied that it is right next to Dennis Lentini property. Mr. Niglio commented that we do not have any money there. Mr. Lutz questioned if there were any bids at the last auction. Mr. Moroz stated that at the last auction there was approximately \$24,000.00 owed on the property and it is probably worth \$24.00. Russ Moroz stated that it's a famous George Atiyea property. Mr. Lutz stated that if someone buys it we can say then cut the grass. Russ Moroz stated that Mr. Lentini has been cutting the grass for years. Mr. Lutz commented that Mr. Lentini is a good citizen.

ROLL CALL VOTE – BURNS (yes), GORETSKI (absent), LUTZ (yes), MALAKOSKI (yes), MOTYKA (yes), ZIGARSKI (yes)
5 YEAS – 0 NAYS

Mr. Motyka stated that KPI Technology has notified us that the 6th Street project is moving right along and stated that it is expected to take four days. Mr. Motyka stated that we have an inspector from KPI stopping in twice a day.

Mr. Motyka stated that PennDot is taking a full removal of Chestnut Street, they are going the full depth, they are top coating it as he read in their letter, they ask for comments on pedestrian traffic, bike lanes, there is a whole list in the email that everyone was copied on. Mr. Motyka stated that if he cannot attend the August 30th meeting at 10:00 a.m. in Coal Township he asked council members to feel free for anyone to attend and stated that he may be obligated to be at work and may not make the meeting.

Mr. Motyka stated that we have another month to act on the PSAB conference, if anyone would want to attend we could act on that next month, we would still make the discount rate as Rhonda Wilk had stated that date for the discount is September 29th. Mr. Lutz questioned if someone from council would attend if the borough would pay for that. Mr. Motyka replied yes.

TREASURERS REPORT – (Paul A. Niglio)

Mr. Niglio stated that everyone received a copy of the financial report and bills to be approved. Mr. Niglio stated that a motion is needed to approve and pay the bills.

MOTION - Mr. Zigarski made a motion and was seconded by Mr. Malakoski to approve and pay the bills.

ROLL CALL VOTE – BURNS (yes), GORETSKI (absent), LUTZ (no), MALAKOSKI (yes), MOTYKA (yes), ZIGARSKI (yes)
4 YEAS – 1 NAYS

SOLICITORS REPORT – (William C. Cole)

Mr. Motyka stated that Mr. Cole is not able to attend tonight adding that he is out of town. Mr. Motyka stated that Mr. Cole stated that there are some Ordinances to be advertised and he did state that they could be advertised as is and if we need to make slight changes we can. Mr. Motyka stated that we will tackle that when we get to the Ordinance section of the committees.

POLICE CHIEFS REPORT – (Patrick McAndrew)

Report attachment #2

Mr. Varano stated that the Chief is at training today and stated that he could not make the meeting.

Rhonda Wilk added that the police report is not attached and will be distributed at a later date.

FIRE CHIEFS REPORT – (Kevin O’Hearn)

Report attachment #3

EMERGENCY MANAGEMENT – (Kevin O’ Hearn)

No Report

Mr. Motyka stated that it is not on the report but it was mentioned by our EMA that we hold off on the Emergency Operation Plan until it is approved and adopted at the county level and so we will hold off on any action on this until September.

BUILDING INSPECTOR’S REPORT – (TRI County COG)

Report attachment #4

Mr. Motyka stated that it is tough to keep track of people to get permits. Mr. Bielski stated that his report is the people that get permits, its different than Russ Moroz’s report.

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

Report Attachment #5

Russ Moroz stated that John White a resident on the 600 block of Maple Street is having a water problem and stated that the road is not on the list to be paved and he is not sure if there is much that can be done. Mr. Malakoski stated that he will take a ride and look at that tomorrow. Russ Moroz stated that this was talked about a year ago, by another resident that lived there. Russ Moroz stated that the water just lays in the middle of the street.

Mr. Motyka stated that it is right behind the old Uni-Mart. Mr. Motyka stated that you would almost have to mill a channel probably to the 6th Street hill. Mr. Niglio stated that what happened was when they redid the alley about four or five years ago, they took the mound out of the center and leveled it and that is why you have that standing water because on the 600 and 700 blocks it needs crests in the middle for drain off because they are the highest spots in the borough streetwise. Mr. Niglio stated that they took that mound off and that was never corrected and we have had that problem ever since and added that he knows because he drives that street every day.

Mr. Motyka asked how we would fix it. Mr. Niglio stated that you would need to put the mound back in the middle of that street. Mr. Niglio stated if you mill down it is not going to do anything because it is going to be too low, it is just the way the whole set up is there is no grade. Mr. Niglio stated that it was a total screw up and never corrected. Mr. Motyka stated that he thought that the alleys had a swale downwards in the center and all of the main streets have a swale up toward the curb. Mr. Niglio agreed but stated that they still pitch out. Russ Moroz stated that the resident is considering buying cold patch putting it on the edge by himself, he is having such a problem with it.

Russ Moroz stated that we have a problem on the 700 block of Pine Street with rats and stated that he is going to call the Sewer Authority and ask them if they could bait it, that is always the first step when we have a problem. Mr. Varano commented that we will handle it.

SERVICE AND FACILITIES – (George Malakoski)

Mr. Malakoski stated that August 17th from 8:00 a.m. until 12:00 noon we are going to hold a food surplus for borough residents enrolled in the program at the borough garage and stated that on Friday August 18th from 11:00 a.m. until 2:00 p.m. we will hold an additional surplus for fresh vegetables in the borough garage.

Mr. Motyka stated that the maintenance crew has brought the parking lot up to grade and stated that they are looking for a price to pave it. He added that the borough is going to remove the curb so that you could pull right out onto 8th Street. Mr. Motyka stated that we got a quote that we solicited on our own but stated that he does not think we are reaching the right people.

Mr. Motyka stated that on the internet the going price for asphalt is \$3.00 per square foot for base and top coat which is about \$9,000.00 and we are getting prices for three times that for the parking lot. Mr. Motyka stated that he and Mr. Malakoski talked about this and stated that they would like to advertise for quotes and asked if there is a special way we have to do that. Mr. Motyka stated that they hope that it would come in under \$18,000.00 or \$18,500.00 prevailing rate and asked if there is a way we should write that for the paper. Mr. Motyka stated that is a question for Bill Cole. Mr. Niglio stated that you can do it just like you do the street contract, same advertisement.

Mr. Motyka stated that verbiage and just give them the square footage. Mr. Motyka stated that when he first did this he sent the calculations in an email to Mr. Malakoski and so he has them. Mr. Lutz commented that it wouldn't hurt to run it by Mr. Cole and let him look at it.

MOTION – Mr. Lutz made a motion to advertise to pave the new parking lot and was seconded by Mr. Malakoski.

VOICE VOTE –

Unanimous

Mr. Niglio asked if anyone asked the contractor that is going to do the streets. Mr. Malakoski stated that they did, but at that time it was not finished the way it is and he said that they would not bid on it. Mr. Varano questioned who is doing Aqua Water Company's paving. Russ Moroz stated that he did not get anything from Aqua yet. Mr. Niglio stated that they are going to be in Atlas. Mr. Varano stated that we could get a hold of them also. Mr. Motyka stated that either we advertise or maybe we can do some leg work and get some prices, Vinny has Schuylkill Products down there at his gas station and so they are in the area and so we are going to move forward on that and get some prices for next meeting.

Russ Moroz reminds residents to be very careful on Thursday and Friday for the food surplus because of the demolition project at the old building. There is equipment up there and asks that residents be very careful when they are in the area of that building. Mr. Motyka questioned if he feels that we will see the wrecking ball by the end of the week. Russ Moroz stated that he thinks that one will be seen by tomorrow. Russ stated that he gave him a completion date that centers pretty close to the end of the

month. The entire lot is closed off so that nobody can get into it and stated that he just wants everyone to be aware of their surroundings because there will be many elderly people walking in that area for surplus. It was questioned, if possible, we could look for it to be held at the West End. Mr. Malakoksi stated that there is a combination of frozen and refrigerated food and so that will not be possible because you would need storage for it all. Mr. Motyka questioned if we could have pick up on 9th Street and get some manpower to move it and questioned if that would be easier. Mr. Malakowski explained that they set it up on tables and then they come through and take the items and there could be 20 or 25 items, plus the frozen food.

Mr. Malakowski questioned if the street department has anything scheduled for the following week. Barry Fetterman replied street sweeper day. Mr. Motyka stated that we will have to put up caution tape. Russ Moroz stated that the people will have to walk, they will not be able to pull up to the door.

FINANCE/PURCHASING/GRANTS - (Stephen Motyka)

Mr. Motyka stated that we submitted the application for the DEP 904 Recycling Performance Grant, based on our 2016 recycling totals. That grant is usually \$400.00 or \$500.00 and is based on performance. That is separate from the Recycling Grant.

Mr. Lutz questioned if we received the reimbursement for the sign yet. Rhonda Wilk stated that there was a little mix up and they needed some information and different documents for our address change and things like that. It was approved and is being processed. Mr. Lutz replied sure, it's the government. Mr. Varano stated that he understands that Mr. Motyka put in for the Atlantic Sunrise Grant.

Mr. Motyka stated that is correct and stated that there was a meet and greet lunch and learn kind of thing. He stated that they look favorable on structures that they could put their name on and so he put in to re-coup for all bridge materials plus the cost of the permit from sunrise. Mr. Motyka stated that we still have two more weeks if anyone sees anything other than we should put in, we may get one or the other. Mr. Lutz questioned who it was he contacted. Mr. Motyka stated that it was Williams Gas Sunrise Grant and stated that we received \$15,000.00 from them in the past and that is what funded the 6th Street project and stated that if anyone sees anything else that we should apply for to let him know. Mr. Motyka stated that another round of grants go on September 1st.

Mr. Bielski asked Mr. Motyka if he realizes that the bridge must be ADA compliant. Mr. Motyka replied that he objects because he has done a lot of research on trail grants and there are ADA trail numbers and certain pitches can go for certain distances for trails and that is considered a trail. Mr. Bielski stated that he is telling him, if he uses one penny of government money it needs to be ADA compliant. Mr. Lutz stated that we can check that out, no sense on getting into a discussion about it, it's just a matter of fact. Mr. Motyka stated hopefully the grants will pan out and we will be ahead of the game.

Russ Moroz stated that he wants to comment on recycling and stated that today he helped the guys with tin again and stated that he knows that a lot of what we do from recycling goes to help purchase our trucks and stated that he can tell everyone right on tin and glass we are failing miserably. He stated that the only thing we are doing good on is plastic.

Russ Moroz stated that we have a Recycling Ordinance that people can be fined for not recycling. Mr. Moroz stated that our tonnage is going down dramatically. Russ Moroz questioned Barry Fetterman on how much we had in tin today. Barry Fetterman stated that he does not think the tin goes in our

recycling, we take it to S.O.S. Mr. Varano questioned why they are taking it to S.O.S. Barry Fetterman replied that we get money for it. Mr. Varano replied that we can get money for a lot of things. Barry Fetterman said that we take the tin and aluminum to S.O.S. Mr. Varano questioned if they get receipts. Barry Fetterman replied yes. Mr. Motyka stated that he does not know what else we can do, we handed out refrigerator magnets, sent out a newsletter through the grant and stated that he does not know what else we can do to increase the amount.

Mr. Lutz commented enforce the ordinance. Mr. Lutz stated just go around and say “where is your recycling.” Mr. Lutz stated that Russ and the guys are going down five blocks and there is nothing out there. Mr. Lutz stated that not only the recycling, but isn’t there supposed to be a certain kind of garbage can and you are not supposed to put a garbage bag out before the morning of pick up. Mr. Motyka questioned Mr. Lutz and asked him if he is going to cover these things under Ordinance. Mr. Lutz replied yes and added that the deal with it is that he thinks if we say look, we sent you a magnet, we sent you a newsletter, we got these blue containers for you and short of us going into your house and recycling for you..... we will have to say the next step is here is a fine.

Barry Fetterman said that he does not even know why the bins at the borough hall are even locked, because people are coming up after hours and they are locked or they are ripping the wire off and so he asks why they are locked. Mr. Motyka stated that we are reaching our capacity because they are full every week. Mr. Motyka stated in order to get more you would have to empty them twice per week. Mr. Motyka stated that we may need to contact Coal Township and see if they can take them twice a week.

Russ Moroz stated that another problem with it is that when they are full then people just leave everything lay there. Mr. Motyka stated that we may be able to contact Coal Township recycling center and see if we can increase pickups. It was suggested to possibly put them down the Ramp field. Mr. Varano disagreed. He stated that he feels that we would get all kind of garbage if we did that and said that people abuse a good thing.

Barry Fetterman said that they do not have a problem with the materials placed in the recycling bins now, cardboard is always only cardboard and occasionally there are some people that put in envelopes and other papers rather than just the black and white newspaper print that is supposed to be left. Mr. Motyka stated that he agrees adding that he has been up there many times and finds that the proper items are being placed in the bins. Mr. Motyka asked Mr. Malakoski to contact Coal Township and see if it is possible to add additional pickups.

CODE/HEALTH/SAFETY – (Nicholas P. Goretski)

No Report

ORDINANCE COMMITTEE – (Walter Lutz)

Mr. Lutz stated that the Property Maintenance Ordinance 2017-03 has been advertised. Mr. Lutz stated that it’s a UCC, Uniform Construction Code..... Mr. Bielski interjected and said “excuse me, it is ICC. Mr. Lutz replied that he thought it was PUC. Mr. Lutz stated that it puts in a little more teeth and it has been advertised. Mr. Lutz stated that people that have been on council along time are agreeable to this. Mr. Motyka stated that we have been pushing for this for several years now.

MOTION- Mr. Lutz made the motion to adopt the 2017-03 Property Maintenance Ordinance and was seconded by Mr. Malakoski.

ROLL CALL VOTE – BURNS (yes), GORETSKI (absent), LUTZ (yes), MALAKOSKI (yes), MOTYKA (yes), ZIGARSKI (yes)
5 YEAS – 0 NAYS

Mr. Lutz stated that the Garbage Ordinance has been distributed and everyone has had about two weeks to look at it now. Mr. Lutz stated that the Garbage Ordinance is like if him and Mr. Varano are going around picking garbage up in his car, we could say hey where is your permit, where are you taking that stuff. Mr. Lutz stated that if you watch around town now this is becoming more and more prevalent all the time, these people are not licensed and so where is this stuff going, who knows.

Mr. Lutz stated that on the Permit Ordinance we now have these signs coming into the borough that say you have got to get a permit. Mr. Lutz stated that it is still amazing to him the amount of people that do major construction with no permit. Mr. Lutz stated that they are doing \$100,000.00 renovation on their house and they can't pay \$250.00 for a permit. Mr. Lutz stated that it kind of need to get together with Tri County, and we are hoping that people will obey the ordinance and if they don't then they will have to pay a fine.

Mr. Lutz stated that the last one is a big one, the Abandoned Vehicle Ordinance. He stated that we pulled the language from an Ordinance from a place down in Chester County. Mr. Lutz stated that essentially what it does is, "Demetrious, you can't have three cars parked on your lot with trees growing up through the engine and filled with mosquitos, and if you don't do something about it we can go on the property and get it." Mr. Lutz stated that is different than if somebody abandons a vehicle in the street. He stated street recovery is a long drawn out deal but understand what the ordinance says, we are going on someone's property and grabbing onto somebody's car.

Mr. Lutz stated that it's a health issue, you go and look at some of these cars. Mr. Lutz stated that we in the borough do not do anything precipitously, we are very deliberate. Mr. Lutz provided examples, "Mr. Burns would you move your car.", God dam it Mr. Burns would you move your car.", Mr. Burns you have to move your car." Mr. Lutz stated that when you go down and see a tree growing up through a car he said that he thinks that something has got to happen and so that one is a little more stringent.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Burns to advertise the three ordinances, Abandoned Vehicle Ordinance, Garbage Ordinance and the Permit Ordinance.

Mr. Motyka questioned on the Garbage Ordinance where it calls out for refuse haulers. Russ Moroz stated that this whole section has to be added in and stated that Bill Cole knows about that. Russ Moroz stated that we are taking this whole thing from Shamokin and adding it in.

VOICE VOTE-

Unanimous

RECREATION – (Mark Burns)

No Report

PERSONNEL – (Richard Zigarski)

No Report

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

Mr. Burns stated that since things fell through with the third full time police officer being hired, over the last couple of weeks the committee along with Chief McAndrew they have done more interviews, met with Mount Carmel Township and also met with Coal Township. Mr. Burns stated that we are very early with this and so hopefully a month from now we will have a report.

OPPORTUNITY FOR CITIZENS TO BE HEARD

Mr. Tamborelli of the 300 block of Spruce Street said that right there on the 500 block of Spruce Street where the alley is he stated that the bushes are becoming overgrown and covering the stop sign again and is becoming dangerous for traffic coming down. Mr. Motyka asked Russ Moroz to address that with the homeowner if bushes are encroaching on the borough right of way.

Mr. Tamborelli stated that at the national night out Kurt Masser was there and he stated that he talked to him about the building down on Chestnut Street and Kurt Masser mentioned that he had sent a text to the State Attorney General while he was standing there with him to see if he could get them involved in the mill building and see if we can get them involved aggressively in the project down there.

Mr. Tamborelli stated that he while he was in today he adjusted the cameras so that you could get better vision of them and he stated that the camera in the police department was already tampered with, it was actually turned up sideways and at the ceiling.

Mr. Motyka asked Mayor Varano to address that. Mayor Varano questioned Mr. Tamborelli where in the police department and asked if it was pointed at any officer. Mr. Tamborelli replied that if he looks at the monitor he will see it. Mayor Varano questioned if it was pointed at any officer or what. Mr. Tamberelli replied that right now it is pointed at the ceiling.

Mayor Varano questioned where it was pointed at. Mr. Tamborelli replied at the door and the counter, which is where council wanted it to look at, when people are at the window. Mr. Tamborelli stated that today it was turned up and looking at the ceiling.

OLD BUSINESS

Mr. Lutz questioned Mr. Malakoski on back when we did the deal with the backhoe and asked him if he did everything by himself and questioned who else was involved in that. Mr. Malakoski questioned if he is asking about the quotes and all. Mr. Lutz replied “Yea, all of that rigmarole.” Mr. Malakoski replied Bruce was. Mr. Lutz stated that is all he has.

Mayor Varano asked where we stand with the Hahn. Mr. Lutz stated that they sent a letter up to get that transferred and asked if we got it. Mayor Varano stated that we got a letter back and stated that they never contacted us to get it transferred.

Mr. Lutz questioned if we didn't get a letter back saying "give us the papers." Mayor Varano said the letter said "please let us know what we have to do" and that was the last we heard and that was July 10th. Mr. Lutz stated that there is a meeting tomorrow and questioned what do we have to do to get it transferred. Mayor Varano replied first of all you have to take it out of service, it was never taken out of service. Jeff Gilotti stated that it is in limited service, reserved service and stated that they could take it out and added that there was a discussion with the West End on if they wanted to keep it which is on them. Jeff Gilotti added that there is a meeting tomorrow and we need to bring this up.

Mayor Varano stated that they do want to keep it, according to them. Jeff Gilotti replied that is fine but get it in the West Ends name, there was a discussion on if they want to keep it and put it up Schuylkill Historic Society, use it, whatever... or get rid of it, but they have to make that decision. Mr. Lutz stated that we will get back to you Thursday morning.

Mayor Varano stated that the insurance on it is about \$600.00 and so if we get it out of our name we then can take it off of the insurance, that's \$600.00. Mr. Lutz agreed. Mr. Motyka commented that we do not need to make any motion on this. Mayor Varano stated that it was already approved and he was just questioning where we are at with all of this.

Mayor Varano questioned Mr. Lutz if he got with them about the storing and moving equipment into our garage. Mr. Lutz replied that absolutely, put the sweeper in there. Mr. Lutz stated that he will get with Mr. Malakoski and the guys and ask what they want to put in there. Mr. Lutz stated that really opens up down there quite a bit.

Jeff Gilotti stated that he took some measurements and stated that the street sweeper will fit. Mr. Lutz stated that there is a meeting there tomorrow and stated that anybody could go down and look at it adding that he will have something in memorandum for them on Thursday morning.

Mayor Varano stated that he knows that Bruce would like to store more than the street sweeper, the trailer and the two mowers as well. Mr. Lutz stated that even more stuff could go in there. Barry Fetterman said that they possibly could get the mowers in there, but he can't see getting the trailer in there. Mayor Varano stated that the trailer is starting to rot out from being left outside all of the time.

Mr. Motyka stated that they approved the new shingles on the maintenance garage and questioned if we ever got a price for the additional lean-to on the side. Russ Moroz replied "not yet," and added that he did talk to the contractor and that as soon as he was available to get everybody together he will get us a price.

NEW BUSINESS

None

ANNOUNCEMENTS

Mr. Lutz stated that on September 1st up at the Mount Carmel vs. Pottsville football game they are having the 50th anniversary of the Carlisle game, a lot of guys from Kulpmont played in that game and stated that he does not want to embarrass anyone and continued to say that Mr. Wojick used to be a ringer for them and that when they would get behind they would throw him in the game even though

he was from another high school. Mr. Lutz asked that everyone go and support those old football players and added that a lot of guy's from Kulpmont were on that football team.

THE MEETING WAS ADJOURNED AT THE CALL OF THE CHAIR

**RHONDA WILK
BOROUGH SECRETARY**

DATE OF APPROVAL