

**KULPMONT BOROUGH
REGULAR MONTHLY MEETING
MAY 9, 2017**

Opening Prayer by Councilman Walter Lutz
The Pledge of Allegiance to the Flag by the body present,
Kulpmont Borough Council held the meeting for general purpose on
Tuesday, May 9, 2017

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

ABSENT: Nicholas Goretski

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

PRESENT: Code Officer Russ Moroz, Borough Secretary Rhonda Wilk, Chief of Police Patrick McAndrew and Borough Supervisor Bruce Graff.

OTHERS PRESENT: Virginia Larson, Jeff Gilotti, Nick Bozza, Bob Chesney, Keith Tamborelli, Joe Politza, Joe Pancerella, Joe Myer, Vince Wasilewski, David Benning, Rose Bielskie, Steve Bielskie, Ray Siko.

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

No one spoke

PRESIDENTS REPORT (Bruno R. Varano)

Mr. Varano announced that we will award the bid for the 6th Street Project and asked council if somebody would like to make the motion to accept the lowest bid.

MOTION-Mr. Malakoski made the motion and was seconded by Mr. Lutz to award the bid for the 6th Street project to Blue Ridge Excavating in the amount of \$23,960.00.

Mr. Motyka stated that he would just like to make a note that \$15,000.00 of that bid amount will come from the Atlantic Williams Sunrise Grant.

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

Mr. Varano stated that we will now award the bid for the demolition of 860 Spruce Street, the Wilson Building.

MOTION- Mr. Zigarski made the motion and was seconded by Mr. Lutz to award the bid for the Demolition of 860 Spruce Street, the Wilson Building to F. Diminick Contracting.

Mr. Varano stated that the low bid by Diminick Contracting for the Demolition of the Wilson Building was \$68,999.00.

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

Mr. Varano stated that now that we are going to demo the Wilson Building, we need to get quotes for a new roof on the Garage. He stated that he does not think that the cost will come up to the threshold of \$18,500.00 and stated that we would be able to just get quotes for that since the cost would be under \$18,500.00.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Zigarski to get quotes for a new roof on the Maintenance Building.

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

Mr. Varano stated that he would like someone to make a motion to advertise for bids for a pole building for when we tear the old building down, the pole building would be installed on the slab where the old building was. Mr. Varano stated that we would house any borough equipment which is not housed in the maintenance building, which is our recycling equipment and street sweeper. Mr. Varano stated that the other half of the building will go to be used by the fire department, he added that they could house their cascade system in there and probably their Hummer. Mr. Varano stated that we will put a divider in the middle so that both sides could be locked and separated.

MOTION- Mr. Zigarski made the motion and was seconded by Mr. Lutz to advertise for pole building bids to be placed on the concrete slab where the building was that will be demolished.

Mr. Lutz questioned if we have any specs or plans. Mr. Varano replied that we must decide what size we want as far as a pole building. Mr. Varano asked Mr. Zigarski if he wants to include that in his motion... a 60' x 50' or 60' x 60'... Mr. Zigarski replied that he thinks that a 60' x 60' is fine. Mr. Varano questioned if a 30' x 60' would work for the fire department.

The Fire Department questioned if it would be enough space. Council discussed the size of the building and the size of the slab. Mr. Varano stated that Mr. Motyka had considered some building's, sizes and pricing before. Mr. Motyka stated that was for a 50' x 100' and added that you can go on Pioneer Pole Buildings web-site or any of those you can get ideas on sizes and on pricing. Mr. Varano questioned Bruce Graff on the size of the old building and how big the slab would be approximately. Bruce Graff replied that he did not know.

Russ Moroz made the statement that the old building measured 58' interior x 68'. Russ added that depending on how much work is needed on that slab adding that the boiler room will need some repair to the slab. Mr. Varano stated that he considered that size or larger adding that all the buildings that he looked at could be divided down the middle or wherever you would want to divide it. Mr. Varano stated that we must get together on what is needed.

Mr. Lutz questioned if he could nominate Mr. Bielskie to be in charge of that group and questioned if you could do that, adding that he does not know. Mr. Lutz stated that we need to get the fire company guys, Mr. Graff and Mr. Bielskie, they have some small knowledge of the affairs and we need to get a number. Mr. Lutz questioned if we could table this until the next meeting. Mr. Varano replied no and suggested that he could set up a committee. Mr. Varano stated that it would be one person from the fire department, Mr. Bielskie and Mr. Zigarski and if Bruce and Russ want to be in on that committee. Mr. Varano stated that will be the committee then.

Mr. Malakoski questioned where you would enter this building at. Mr. Varano replied that probably from Spruce Street. Mr. Varano stated that we will disperse with the advertisement and we will look into this further and stated that we would like to do this at the next meeting. Mr. Varano questioned if the committee feels that they will be able to get together and come to terms on this, in a month before the next meeting. The committee agreed.

Mr. Varano stated that he has an update on the UGI Gas stating that at the last meeting he had brought up that he was contacted by Representative Masser and was told that it looks very promising for Kulpmont to get gas and that it is very close to that happening. Mr. Varano stated that Representative Masser told him that UGI did a study and now would like to send with engineers to discuss right of ways and numbers and to meet with council to discuss Representative Masser met with UGI and said that it looks good and asked him to contact Lisa Harris from UGI. Mr. Varano stated that he has several calls into her and that he is very eagerly awaiting her call so that he can set up a meeting. Mr. Motyka added that UGI contacted both Representative Masser and Senator Gordner and they then contacted us adding that it looks very promising. Mr. Varano added that we waited a long time, it has been close to three years for this good news adding that he hopes that it will stay good news.

Mr. Varano stated that after last month's meeting that council met with a couple of representatives from the Fire Department and when council went back into session it was voted on to install the oversize door and to do the renovations on the truck room.

Mr. Varano stated that the door was ordered and should be delivered shortly along with installation and alterations to be able to fit all the vehicles of the Fire Department. Mr. Varano stated that he talked with Manny almost two weeks ago and stated that he had said that when the door comes in he will be able to do the project. Mr. Varano commented that hopefully it will come in before the end of May.

Mr. Varano stated that the contents of the 860 Spruce Street will be sold during the Community Yard Sale, unless the demolishing requires it to be done sooner. Mr. Varano stated that when he talked with Russ, he told him that the demolishing of the building will probably not be until July or August. Mr.

Varano stated that the Yard Sale date is June 17th and the rain date will be June 24th. Mr. Varano stated that the sale usually runs from 8:00 a.m. until 3:00 p.m.

Mr. Lutz questioned what we are going to do with all the files at the Wilson Building. Mr. Varano stated that they will be brought to the new building and stored in the basement. Mr. Lutz questioned if there is enough room down there. Mr. Varano and Mr. Niglio stated and agreed that there is a lot of room down there. Mr. Lutz made the comment to Mr. Niglio that when he is moving them not to call him because he will be in Italy that day. Mr. Niglio replied that he will not be moving them adding that he will be telling someone what goes. Mr. Lutz stated that there are a lot there and he is thinking that when they are moved down here that the Solicitor must look at some stuff adding that he looked at them briefly. Mr. Niglio stated that a lot of that is very old and we will be able to clear a lot of it out adding that not all of them must be kept. Mr. Varano added that you only must keep them for a certain amount of years, different records require different time frames that you must keep them for.

MAYORS REPORT- (Bernard P. Novakoski)

Mayor Novakoski stated that Holy Angels requested approval in writing to close the 800 block of Fir Street during the picnic on August 4th from 3:00 p.m. until 1:00 a.m. and on August and 5th from 3:00 p.m. until midnight.

Mayor Novakoski stated that he also has a request to close Maple Alley between 12th and 13th Streets between 4:00 p.m. and 11:00 p.m. on Saturday June 10th from the Kulpmont 100.

Mayor Novakoski stated a request was also received from the Knights of Columbus to close the 800 block of Fir Street between Noon and 6:00 p.m. on Saturday October 14th.

Mayor Novakoski stated that all request are asking for approval in writing.

Mr. Novakoksi stated that the only one he did not hear from was Mr. Joe Cesari on when he is having the car cruise. Mr. Varano replied that it will be held on June 18th.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Burns to approve closure request for the Holy Angels Picnic, the Kulpmont 100 and the Wine Fest.

VOICE VOTE--

Unanimous

SECRETARY'S REPORT- (Rhonda Wilk)

Rhonda Wilk stated that approval is needed on the meeting minutes from the April 11th, April 18th and the April 25th meetings.

MOTION – Mr. Burns made the motion and was seconded by Mr. Lutz to approve the meeting minutes from the April 11th, 18th and 25th meetings.

VOICE VOTE-

Unanimous

Rhonda Wilk stated that correspondence was received from Millers Gas and Oil notifying us that they will be closing the Luke Fiddler location on May 14th, copied to both Council and Mayor.

Mr. Varano stated that in the meantime the best bet would probably be to go up to the Turkey Hill in Strong until they re-open.

Rhonda stated that a letter was received from the Kulpmont Sportsman’s Association concerning the Fish Derby and requested a donation to help defray the cost adding that letter was copied to both Council and Mayor.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Motyka to donate \$250.00 to the Kulpmont Sportsman’s Association to help defray the cost of the Fish Derby.

VOICE VOTE- Unanimous

TREASURERS REPORT (Paul A. Niglio)

Mr. Niglio stated that everyone received a copy of the list of bills to be paid and a copy of the financial statement and so a motion is needed to accept the financial statement and to pay the bills. Mr. Niglio stated that there was a duplication of a bill listed on both the General Fund and the Highway Fund or the spreader. Mr. Niglio stated that the bill for the salt spreader will be paid from the General Fund adding that a check was received from the insurance company and deposited into the General Fund that will cover that expense.

MOTION- Mr. Zigarski made the motion and was seconded by Mr. Motyka to approve payment of the bills and to accept the financial statement.

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

SOLICITORS REPORT (William C. Cole)

No Report

POLICE CHIEFS REPORT (Patrick McAndrew)

Report attachment#2

Chief McAndrew stated that he did get quotes for the Tracs system and stated that roughly around \$2500.00 for the system and components and mount for one car. This would-be service for one car.

MOTION- Mr. Motyka made the motion and was seconded by Mr. Malakoski to purchase the Tracs system computer, mount and all the components at a cost of \$2600.00.

Mr. Lutz questioned Chief McAndrew on what is needed if it is the quote number 1, number 2 and number 3. Mr. Lutz stated that it would come to \$2600.00.

Mr. Tamborelli asked if he could speak on this. Mr. Varano stated that not actually, at this time, but continued to tell him to go ahead and speak since he would be an expert on this.

Mr. Tamborelli suggested purchasing and having installed a second mount at \$595.00 in the other vehicle so that everything is ready so that if ever another system is purchased it is in there or if you wanted to go from one vehicle to the other you could do so and it would be ready.

Mr. Motyka questioned Chief McAndrew if he could explain what this system does. Chief McAndrew stated that the system is an automated system, rather than looking down to hand write a ticket, the information is entered in the system, it is officer safety and will make their life a whole lot easier adding that when a ticket is written it will go into the system and will go right to the magistrate and saves time, making it a one-time deal.

Mayor Novakoski stated that you can scan the license plate, no more stickers adding that the state is going to be going to that.

Keith Tamborelli commented not to confuse Tracs with a LPR adding that it automatically populates citations and automatically sends them to the magistrate and stated that it is not a license plate reader. Mr. Tamborelli stated it is not a LPR.

Mayor Novakoski agreed and added that you would be able to attach it to that. Mr. Tamborelli replied that you could do that and stated that there was just a demonstration on that and the cost of a LPR is around \$40,000.00. Mr. Varano wow, forget it.

Chief McAndrew stated that these are not for the license plates, they are for the licenses and the registration cards and will populate the information. Mr. Varano stated that is good, especially for an officer that is by himself, which is most of the time in Kulpmont.

MOTION- Mr. Motyka amended his motion and was seconded by Mr. Malakoski to purchase the Tracs system computer, two mounts and all the components at a cost capped at \$3500.00.

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

FIRE CHIEFS REPORT- (Kevin O’Hearn)

Report attachment #3. Jeff Gilotti stated that engine 221 has an inoperable pump gauge and an inoperable light tower and stated that he is requesting to take it to KME to have it looked at and get an estimate for repair and to see what is wrong.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Zigarski to take Engine 221 to KME to have it checked out for an inoperable pump gauge and light tower and receive an estimate for repair.

VOICE VOTE-

Unanimous

EMERGERGENCY MANAGEMENT (Kevin O’Hearn)

No Report

BUILDING INSPECTOR’S REPORT (TRI County COG)

No Report

Mr. Bielskie stated he talked to the architect about getting the paperwork in to L & I and doing an appeal on that parking out front. Mr. Varano questioned if possibly we are going to end up with railing out there. Mr. Bielskie replied that there may be a short piece on top rather than go all the way out.

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

Report attachment #4

Mr. Moroz stated that everyone knows that we are in grass cutting season and made the recommendation to the borough residents to “keep it clean and save some green.” He stated that the ordinances are being enforced very heavily.

Mr. Lutz stated that they have gone through the Borough twice and stated that he walked the borough twice and then commented that we have some work to do, we really have a lot of work to do. Mr. Lutz stated that when he went and looked at the number of citations written in April and stated that he thinks that there were two and in the private sector we would be fired. Mr. Lutz stated that so far for May he and Russ put out twenty and they are going to go and hit the streets out again tomorrow.

Mr. Lutz stated that we really have some bad situations and stated that his notion of it is that certain areas they are going to go there every day. Mr. Lutz stated that every morning they are going to go there and give fines. He added that there was a situation where someone cut the grass, there was trash sitting out there and when they went back the grass was cut and the trash was still sitting out there.

Mr. Lutz stated that he does not know where the hell these people come from adding that the deal with it is that we need to be very aggressive with citing people. He stated that people are not obeying the ordinances. Mr. Lutz stated that his notion is that we will have 100 for May. Mr. Lutz stated that if they are not paid then we need to send them to the magistrate and we need to have an attorney there.

Mr. Lutz stated that we need to show people that if they want to trash up the town this is what it is.....he continued to say, even if we lose, then we just go back again. Mr. Lutz stated that there is one house that looks like you could do surgery in the backyard and the next house it looks like a circus went through.

Mr. Lutz stated that in a meeting we mentioned to send out certified mail, we were not doing that so we went ahead and sent out 4 certified mail and we got three back. Mr. Lutz stated that he paid for that himself and it is expensive, one mailing is \$6.50, it is not cheap. Mr. Lutz stated that he is looking for council to approve spending up to \$650.00 to send out certified mail. Mr. Lutz stated that there are some other things that fall into place, they must sign and we know that they got it and stated that his point is that he is hoping that 120 days from now we will only have to send a couple out every month because we got all of these bad actors out of the way.

Mr. Lutz stated that at the magistrate with Mr. Bango and somebody insinuated that they didn't get the notices and stated that he found that kind of funny, he got other mail but did not get the mail from us.

Mr. Lutz questioned how he goes about this asking if he just puts a motion on the floor to spend \$650.00. Mr. Varano suggest to put a cap on it not to exceed \$1,000.00.

MOTION- Mr. Lutz made the motion and was seconded by Mr. Burns to spend up to 1,000.00 to work through the certified mail for code citations.

Mr. Varano suggested that the citations are sent out both certified and general mail and stated that way if they refuse to sign for it, then we will sneak attack and they will get it regular mail. Mr. Lutz commented to Mr. Varano that we will send them to their house and they will take it then. Mr. Lutz stated we have a bad situation and are working hard and stated that he has been through the borough personally four times. Mr. Lutz stated that again he does not know what happened in April. Mr. Varano stated that we send the citations out both ways in the past. Mr. Lutz stated that he feels that is a good idea.

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

Mr. Varano stated that he would like to commend Mr. Lutz for taking the reins of the Code Health and Safety Committee and merging it with the Ordinance Committee in the absence of Mr. Goretski, the Code Health and Safety Chairman due to medical issues. Mr. Lutz stated that he is ready on the Ordinance Committee, ready.

Mr. Lutz stated that he just thinks that Mr. Varano should tell Mr. Moroz that he does not have to call him Your Excellency Mr. Moroz. Mr. Varano stated that he and Mr. Moroz are doing a very good job in attacking these issues aggressively.

SERVICE AND FACILITIES – (George Malakoski)

Mr. Malakoski stated that the Borough will hold a food surplus distribution on May 18th from 8:00 a.m. until 12 noon at the Borough Garage.

Mr. Malakoski announced that the circus will be held on June 7th with two shows one at 5:00 p.m. and one at 7:00 p.m. at the Ramp Field.

Mr. Malakoski stated that he received quotes for lawn mowers adding that we have not purchased one for six or seven years, Ringtown was \$419.00 for a Toro and Twin Ponds push mower for \$353.00 for a Toro and a quote from Coles for a Husqvarna which would be more ideal for a homeowner. Mr. Malakoski stated that he recommends purchasing the one from Twin Ponds.

MOTION – Mr. Malakoski made the motion and was seconded by Mr. Lutz to purchase the push mower from Ringtown at a cost of \$419.00.

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

Mr. Malakoski stated that he received three quotes for a new riding lawn mowers, a quote from Lazer at \$9556.40 for an EXMark and two quotes from Twin Ponds for a Toro Z Master 3000 Series 25.5 Kax 60” a gas mower at a cost of \$7839.00 and a Toro Z Master 3000 series, fuel injection at a cost of \$8079.00.

Mr. Malakoski stated that he recommends the EXMak from Lazer and stated that we get good service from them.

MOTION- Mr. Malakoski made the motion and was seconded by Mr. Motyka to purchase the Lazer EXMark at a cost of \$9,556.40.

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

FINANCE/PURCHASING/GRANTS (Stephen Motyka)

Mr. Motyka stated that we have grants out looking for private money. Mr. Motyka stated that we did receive a DEP grant again this year. Mr. Motyka stated that he would like to thank the community for the Veteran Memorial Field project, which is fully funded by business owners and stated that he will fully recognize them all once we get this project rolling.

Mr. Motyka stated that concerning the CDBG money, without an audit we do not qualify for this money. He added that we can direct it toward a project directed toward seniors or the disabled, that is the only way we will qualify for this money. Mr. Motyka asked for council input on ideas for a project so that we may qualify and apply for this CDBG money.

Mr. Varano stated that he spoke to Gregg Shoffler and told him that he would put a plug in for these HOME rehab grants. Mr. Varano stated that we have gotten over \$700,000.00 over the last five years because we administer them so quickly and so well.

Mr. Varano stated that as a matter of fact, the last one we received has doubled in the amount this time around, instead of \$350,000.00 we got \$700,000.00. Mr. Varano announced that there is one full grant left in the amount of \$20,000.00 for housing rehab and the income level is \$31,500.00 annually and the home must be pre-qualified.

Mr. Lutz questioned what the deal with the income guidelines are. Mr. Varano replied the income guideline is \$31,500.00 annually. Mr. Lutz stated that its free money. Mr. Varano stated that there is only one left. Mr. Varano stated that you must be in the home for five years afterwards or a stipulation is that you would have to pay the money back.

Mr. Varano stated that we have one grant left and stated that he would hate to get a black eye by not being able to administer this last grant. Mr. Varano stated that you get points for how quickly you administer these grants and we are way up there on the scale. Mr. Lutz questioned if he had said that we got \$700,000.00. Mr. Varano replied that is correct.

Mr. Varano stated that concerning the HOME grant, it is a great program and stated that we have been doing this since before he got on council, back in the 80's or early 90's. Mr. Varano stated that back then the grants were around \$2,500.00 and now they are up to \$20,000.00 per grant.

Mr. Lutz stated that the dilemma is that he looked at the application and it is daunting. Mr. Lutz stated that if someone was interested in an application he stated that he would be willing to help them adding that you almost must be a lawyer, CPA or something.

Mr. Varano stated that Gregg Shoffler helps with completing the application adding either him or his wife. Mr. Niglio agreed that Mr. Shoffler helps with that. Mr. Motyka added that for the citizens of the Borough this will replace windows, furnaces and so forth.

Mr. Varano stated that we will be getting one back because one of the participants passed away because you have to be enrolled in the program for five years or you have to pay the money back. Mr. Varano stated that we have this one left right now and stated that we have until next May. Mr. Varano stated until you get the paperwork back, get approved, they hire a contractor and get the work done it is probably going to take more than six months. Mr. Varano asked The News Item to give us a little jolt here in letting people know this grant is available and stated that we may get some applicants and stated that he would appreciate it.

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

No Report

ORDINANCE COMMITTEE (Walter Lutz)

Mr. Lutz stated passed some copies of ordinances to council and the audience. Mr. Lutz stated that he and Russ spent two days going over the ordinances. The Ordinances for Review are 2012-03 Garbage, 2000-01 Sidewalk, 2015-08 Residential Rental Housing, Nuisance Vehicles, Ordinance 1998-02 Permits, Ordinance 2012-02 Recreational Fires, Ordinance 1988-15 Grass and Dog and 2009-02 Parking Fines. Mr. Lutz provided a copy of Chapter 167 Nuisances adopted by the Borough Council of the Borough of Aldan concerning Abandoned Vehicles and Abatement.

Mr. Lutz stated that Ordinance 2012-02 the Recreational Fires Ordinance is straight forward and there seems to be some discussion about who can do the citation and stated that he does not believe that the fire department can do the citation and so it would be the Police or the Code Officer.

Mr. Lutz stated Ordinance 1988-15 is about grass and dogs and if you look at it the section reads animals not normally sold in pet stores and you can buy an Elephant now at a pet store. Mr. Lutz stated that he is just saying this stuff but at the next meeting he will have more specifics. Mr. Lutz stated that his notion is that we will have to say these things are prohibited like rattlesnakes. Mr. Lutz stated you can't have any rattlesnakes, that is it we will just draw the line.

Mr. Lutz states that we need to delete where it speaks about parking meters, and we need brand new ordinances from the International Property Maintenance, we just need an ordinance that speaks just of snow, grass and weeds. Mr. Lutz directed a statement to Mr. Cole stating that he thinks he gave that to him and stated that he will give that to him again and would appreciate to know when we are going to get it back.

Mr. Lutz stated that out of all the Ordinances and stated that he and Russ have reviewed about ten, one of the things is the citations stating that they are like lunch money. He stated that we need to increase them like the first time you have weeds it is \$50.00 and the second is \$100.00 and then any violation after that it is \$250.00. Mr. Lutz stated that Ordinance 2009, Parking Ordinance he continued to say that he would like to put a motion forward that all fines are increased. Mr. Lutz stated that for instance snow removal should go from \$100.00 to \$250.00. Mr. Lutz stated that he believes that reserved parking stall are for people that have medical situations and there are generally big signs in front of the person's

house and continued to say that they should go to \$250.00. Mr. Lutz added that if you look at the ticket, it's kind of a little envelope and the fines are like \$15.00.

Mr. Lutz commented that we need to get serious about this. He stated that if someone parks in a handicap spot, it should be \$250.00 and we should send them to reading class. Mr. Lutz stated that fines should be increased regarding the street sweeper, we should change the fine the first violation from \$25.00 to \$10.00 and after that \$100.00 and the third time \$250.00. Mr. Lutz stated that he is saying that because the whole winter goes by and we don't sweep the streets and so we will help you remember for \$10.00, the second time we will help you remember for \$100.00 and the third time for \$250.00. Mr. Lutz stated that the fact of the matter is that when the cars are in the way it can really mess it up for the sweeper.

Mr. Lutz stated that concerning the abandoned and unregistered cars, what happens is they are all given tickets from street sweeping. Mr. Lutz stated that on Sunday he and Officer Foust went out and tagged all the vehicles and all this kind of stuff. Mr. Lutz stated that prior to that he went down to Shamokin and asked for them to tell him how they do it. He said that they told him that they tag the cars and they have a certified letter that they send to the owner and then several days later they send paperwork down to the Department of Transportation and all this rig-a-ma-roll adding that it takes four or five weeks. Mr. Lutz stated that it is alright that it takes four or five weeks, at the end of it you have a document in your hand that reads that you can take that car off the street. Mr. Lutz stated that then you go to a Salvo. Mr. Lutz stated that we have a guy here in Kulpmont and once that guy takes that car it's his and we have nothing to do with it and if the owner has a situation they have to go down there and talk to them about it.

Mr. Burns questioned Mr. Lutz on if it is the Shamokin Police Department that does this. Mr. Lutz replied yes and stated that he talked to the Chief down there and added that he comes to the soupie contest and stated that he likes us and stated that he will help us. Mr. Lutz stated that we are starting to do it and we will make mistakes, but then we will learn how to do it and added that right now we have about 10 cars.

Mr. Lutz stated that is just on the street and stated that part of the deal is that up on 10th Street as he understands it, Mr. Louis Apichell was called about vehicles by Officer Foust regarding a whole bunch of vehicles. Mr. Lutz stated that the problem that Officer Foust told him about was that those vehicles may be Mr. Apichell's and the title has not been transferred. Mr. Lutz stated that he understands that when he buys a car the title must be transferred within 10 days. Mr. Lutz stated that we need to investigate how long it takes, he may not be transferring those titles and stated that then he would like to call the state police on him.

Mr. Lutz stated that he would like to invite Mr. Apichell to a public meeting and say "where do you get where you can leave these vehicles on the street," adding that he would be interested to hear his response. Mayor Novakoski addressed Mr. Lutz and stated that he is a car dealer and he has a right to hold an open title. Mr. Lutz questioned for how long. Mr. Novakoski replied that he is not sure how long. Mr. Lutz replied that if he has an open title that is one thing but if the car is not registered and inspected that is another thing. Mayor Novakoksi replied that a dealership tag allows that he does not

have to have it inspected until he sells it to you. Mr. Niglio addressed the Mayor and stated that you cannot have it on the street though. Mr. Varano agreed that the vehicle can't be on the street. Mr. Lutz stated that if you go up there the whole street is tangled up with his nonsense. Mr. Lutz stated that he is going to send him a letter and ask him to come and talk to us about it.

Mr. Lutz stated that we have another situation down on 13th Street, there is a vehicle and the guy is very rude. Mr. Lutz stated that we have a question on if the vehicle is sitting on Borough property and on the map that Russ has, it shows a paper street. Mr. Lutz stated that on the Map when you look at it there is dotted lines and asks if that is on our Street. Council agreed that is a paper street.

Mr. Lutz stated that car is on our street and stated that the typical West End guys, they were just going to bulldoze it and stated that he was like whoa. Mr. Lutz stated that the way that car is situated it is on our street and so accordingly, we will put the tow sticker on and that will be eleven cars that we have taken off the streets.

Mr. Lutz stated that then there is a problem with the cars on private property, but there is an Ordinance and it is called a Nuisance Ordinance. Mr. Lutz stated that he has it and he will give one to council members. Mr. Lutz stated that it delineates what is a nuisance. Mr. Lutz stated that if we go ahead and pass that Ordinance, if a car is unregistered and uninspected he stated that he thinks what that would do is allow us to go ahead and get that car adding that he does have to research it more.

Mr. Lutz stated that right now what we can do is cite anybody who has a car on their property for weeds and health issues because it accumulates waters for mosquitoes, rats and snakes and so it is a health issue. Mr. Lutz continued to say "so, that is two citations." Mr. Lutz stated that it's a safety issue and added that all we need is for some little kid to be climbing around and get bit by a snake. Mr. Lutz stated that we are working on the abandoned vehicles on the street now and by the next time we come we will have the information on the vehicles on private property and he stated that it is going to be a slug out adding that he does not care, if they want to fight then we will fight.

Mr. Lutz stated that he wants to increase the fine for permits from \$25.00 to \$250.00. Mr. Lutz stated that if you come into town and do not know that you need a permit to do a \$100,000.00 renovation on a home..... adding that he must be careful on what he says. Mr. Lutz stated that he will want to make a motion that we buy four signs and they will be coming in on Route 61 east and west and from Marion Heights. If there is a big sign there that they need a permit, we can start going after them. We have situations where contractors are not doing what they are supposed to do.

Mr. Lutz stated that Ordinance #2001 sidewalks, he added that he does not see any fines for a bad sidewalk, there is a sidewalk over by the post office and if someone falls they will literally kill themselves. Mr. Varano added that he has been complaining about that one for years. Mr. Lutz replied that a notice was sent out and the thirty days are up and so now we must find out what the next step is and take the next step.

Mr. Lutz stated that garbage disposal calls out that every owner of a dwelling containing two or more dwelling units and stated that he is thinking it should be all dwelling units. Mr. Lutz said it talks about

acceptable containers and it reads that you can use tied plastic bags only on the day of collection. Mr. Lutz stated that Russ said “what am I going to do, walk around every day and look at garbage to see if it was not collected?” Mr. Lutz replied that his answer is yes. Mr. Lutz stated that if we go by it and the garbage bags are sitting out there, we take a picture and we go the next day and it is still out there and we take a picture, keep checking on it and we fine them. He added that eventually they will put their garbage out the day it is going to get collected.

Mr. Lutz stated that they had an incident where the garbage has been sitting on the street for 9 days. He stated that he suggests to increase the fines. Mr. Lutz stated essentially we need to increase the fines substantially. Mr. Lutz stated that \$25.00 is nothing, go from \$25.00 to \$100.00 and then the second time \$250.00, Building Permits change fines for failure to get a permit from \$50.00 to \$250.00, and added that at the next meeting on the 13th of June he and Mr. Moroz will come in with the language to change some of these Ordinances and the fines.

Mr. Lutz stated that as they continue to review them, they will bring more. He stated that he thinks that we should adopt the Nuisance Ordinance. Mr. Lutz stated that we may want to put something in the paper and say “hey, we are quadrupling these fines, anybody got a problem with it, you might want to come up and talk to us about it.” Mr. Varano commented that to change an Ordinance you first have to advertise. Mr. Lutz replied yes he knows, there is a whole big rigmarole.

Mr. Lutz stated that he thinks some of the increases in the fines would be substantial but stated that if you obey the Ordinances, what the hell do you care. Mr. Lutz stated that he would hope that somebody would come up and argue that the fines for 10 bags of garbage on your porch is excessive, commenting that it would be interesting. Mayor Novakoksi commented that on the building permits, he thinks that it reads that it is the homeowners responsibility and stated that the contractor assumes that the homeowner purchased that permit. Mr. Lutz stated that we will have to look at that a bit more.

Mr. Varano stated that if you are doing the work yourself, then the homeowner is responsible but if a contractor is doing the work then the contractor is responsible. Mr. Lutz stated that we have the signs coming into the borough they should know unless they sneak in from the bush. Mr. Lutz stated that the deal with it is that all of these citations that we sent out it is incredible as to how few have been paid and joked that we are going to send Mr. Varano out after them. Mr. Varano asked the question “what am I, a hit man?” Mr. Lutz stated that if someone wants to have tires in their back yard attracting mosquitoes we will cite them at \$25.00 per day, no problem.

Mr. Lutz stated that he feels that we are not ready for all that data base and codification and all that, we need some time to get cleaned up first, new fines and all that and once we get it cleaned up then we can go for codification and all of that. Mr. Lutz stated that it is a lot of work to be done.

RECREATION (Mark Burns)

No Report

PERSONNEL (Richard Zigarski)

No Report

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

Mr. Varano stated that he thinks that we should file criminal charges for public nuisance against the owners of the Mill, start this thing and get this thing in motion. Mr. Lutz stated that concerning the Mill, it's a dangerous situation and stated that when it is open it then requires one of our officers and Mr. Moroz must go and do a sweep through the building. Mr. Lutz stated that they have the building all sealed off and a gorilla can't get in, but the kids from Kulpmont can get in. Mr. Lutz stated that we need to catch who is going in there and he said let's go ahead and put in a surveillance system," he added it is not our building but stated that he doesn't care, when we catch who is going in there then we will deal with them.

Mr. Lutz stated that he pulled a file from the Mill and the last time it was good Mr. Bozza in 2014 who had a meeting with the Dan Luzon and his attorney and DEP, it was not very productive. Mr. Lutz stated that he would like to put a motion forward to spent \$5,000.00 to get an environmental lawyer and stated that he thinks that Mr. Cole would tell you that in this instance with taxation, immigration, you need a specialized lawyer.

Mr. Lutz stated that first we send letters to Congressmen, Representatives, State Senators and say we want to have a meeting with the Department of Environmental Protection and the EPA in Washington, we want to go down there and say "look, we are blaming you if someone gets killed down there and now what are you going to do about this." Mr. Lutz continued to say that probably the state will tell us how broke they are because the legislator spends all the money but then he stated he thinks that we will get to the point where we will have to sue them. Mr. Lutz stated that anyhow, these guys come up for election.

Mr. Lutz made the statement not to go down there and stated that you must take my word for it, do not stand by that building, we have a big problem and dangerous situation. Mr. Lutz stated that he does not give a crap about the Environmental Protection, he stated that their budget is 30 million dollars and stated that he only wants 5 million, that's all 5 million.

Mr. Lutz stated that he thinks we need to get an environmental lawyer and stated that he thinks Stephen Matzura Jr. is an environmental lawyer and questioned the Solicitor if that was correct. The Solicitor, William C. Cole replied that he may be.

Mr. Lutz stated that we contact him and we kind of weasel some time out of him and after we weasel some time out of him we question him on who is an attorney out of New York State. Mr. Lutz stated that he thinks that is where this Luzon character is at, in New York State. Mr. Lutz stated that we have his attorney's information, it's a Yiddish name. He stated that as he understands it he is an undesirable alien and we can try to have him not come into the country and see somehow if we could sue him.

The Solicitor, William C. Cole stated that in the interim he had talked with the Chief and stated that the Chief is working on the criminal side of it with the public nuisance's charges under the crimes code and stated that the Chief is also looking into some other charges and is investigating that. Mr. Cole stated that he cannot go into detail adding that he just wanted to inform the board that he is working on that.

Mr. Lutz stated that we need to spend some money and the borough has the money. He added that we need to spend for a \$2,000.00 surveillance system and \$5,000.00 to get the ball rolling, we need to go get this guy. Mr. Lutz stated that we may end up wasting \$10,000.00 or \$15,000.00, but nothing is happening now and stated that it is not going to change until we say "we are going to sue you." Mr. Lutz stated that we need to say "we are going to sue you Mr. Gordner and Mr. Masser, next time they run for election and we need to say it is your fault and generally that will get their attention.

Mr. Varano stated that we can also go for grants. Mr. Lutz stated that he is looking for some authorization from the council to turn himself loose.

Mr. Varano stated that he will step down from the chair and make that motion and asked how much he wants \$5,000.00, \$10,000.00, \$15,000.00. Mr. Lutz stated that he wants \$5,000.00 for now and stated that if he needs more he will come back.

MOTION- Mr. Varano made the motion and was seconded by Mr. Zigarski to spend \$5,000.00 to start legal action.

Mr. Lutz stated that he will report back by way of email to council and will report to the community. He commented enough, some kid will get killed.

Mr. Varano stated that he thinks that we should block off Maple Street with a fence and a gate, so that the fire department has access to it because he stated that he is afraid that somebody is going to get hurt or killed if that tower comes down.

Mr. Lutz stated that he will get with the fire department and Russ and Mr. Bielskie and see how they should do that. Mr. Lutz stated that we can start sealing that place up. Mr. Lutz made the statement "do not go down there and if you see anyone down there to call the police."

A discussion took place on the hazardous conditions, risks and some concerns at the Mill relating to the amount of asbestos in the building and the fire hazards that exist with the amount of oil in the flooring between the Mayor, Council and the Fire Chiefs.

Russ Moroz stated that The News Item did reach out to him already on doing a story on the Mill. Mr. Varano commented that he did talk with Stephanie from The News Item about that.

Jeff Gilotti commented that another concern other than the fire risk is the concern of someone getting in there and overdosing and nobody knowing that they are in there and don't find them.

Mr. Lutz stated that we are going to put a surveillance system down there and jokingly said that he asked Mr. Varano if he could shoot someone but was told by Mr. Varano not to do that. Mr. Lutz stated that it's a bad situation, but we will get going.

Mr. Varano stated that he thinks that we should reach out also to the EPA and stated that he does not know if they would consider it a superfund site, you're talking over one million dollars adding that he does not know what their threshold is for declaring it a superfund site. Mr. Lutz stated that somebody was down there and said 8 million to clean that up. Russ Moroz stated that it would cost somewhere around 3 million for the asbestos and to clean the building itself as far as the hazardous waste in upwards of about eight to ten million. Mr. Varano commented "why do you think that they walked away." Mayor Novakoski commented that they only paid \$100,000.00 for it.

Mr. Varano stated that as far as cutting off access so that nobody drives past there, right past the end of the weaving part of it put a fence with a gate that the fire truck could fit through and the same thing up at the end on 13th Street. Mr. Varano stated that he thinks that it should be posted no trespassing with a sign, at least if it is posted we are giving them warning.

Mr. Lutz added that if we catch someone we will make an example out of them. Mr. Varano stated that it is not the kids that are going to pay, it's the parents that will end up paying. Mr. Lutz commented that he is ok with that. Mr. Lutz stated that we will go down there and get with Mr. Graff and the fire guys, get organized and get a plan, we will review it and say "this is what we are going to do and this is what it is going to cost us." Mr. Lutz stated that we will get together before the next meeting so that we can review and submit a plan. He stated that he would like to get the surveillance system very quickly. Mr. Lutz stated out of that \$5,000.00. Mr. Varano stated now that we asked all the questions we have to vote on it yet and then stated, "let's have a roll call vote on the motion."

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

Mr. Varano stated that when he talked with Gregg Shoffler this morning he stated that he asked about any grants that are out there and he said that we should talk with Kathy Jeremiah and Ed Christiana for blighted buildings. Mr. Varano stated that they have some CDBG money for that. Mr. Varano stated that he thinks that what he saw in the paper was \$237,000.00 in the paper, adding that is not a whole lot of money for the entire county. Mr. Varano stated that we may be able to get that \$5,000.00 grant and we can take that \$5,000.00 out of there. Mr. Varano stated that is just a suggestion.

OPPORTUNITY FOR CITIZENS TO BE HEARD

Virginia Larson 609 Scott Street and is requesting consideration of a dog park down at the Veterans Memorial Field. She stated that she has a list of dog park materials and estimates and pictures from the Lewisburg dog park, a google map of a possible location, possible grants to apply to, guides to start a dog park and fundraising ideas. Mr. Motyka stated that she approached him and she proposed a location on google map and passed the information to council to look at where it is being proposed. Mr. Motyka

stated that there are a dozen different grants out there. He stated that the proposed Eastern section has not been touched down there since 1981 and stated that he is asking council to approve the position so that we could search for grants. Mr. Varano questioned without him going through all the material he asks how big of an area he is looking for. Mr. Motyka replied that it would be 80' x 100' x 180' x 100' on google maps, and there would be a picket fence similar to the pictures taken in Lewisburg. Mr. Motyka stated that he is willing to help her in this endeavor if a location is approved. Mayor Novakoski commented and Mr. Varano agreed that people have been down there with their dogs on the baseball field and the track also and they are not picking up after their dogs.

MOTION- MR. Motyka made the motion and was seconded by Mr. Lutz that we approve the location and in the meantime, he will look for some grants.

VOICE VOTE – Unanimous

Rose Bielskie 1111 Scott Street stated that she is following up on the citations for 1109 Scott St. She continued to say that at the last meeting the wording was going to be changed and then refiled and questioned where we are at with that. The Borough Solicitor, William C. Cole stated that we had a conference about it, with the Code Officer and her husband but stated that they have a plan of attack adding that he does not know that he would want to get into this on the record as to what is going to happen. Mr. Varano suggest a short executive session. Mr. Cole stated that we could do that.

OLD BUSINESS

Mr. Lutz questioned Mr. Motyka on where we are at with the \$800.00 reimbursement for the sign. Mr. Motyka stated that all the paperwork has been submitted and we have been back and forth with DEP Coordinator and we are just waiting for the reimbursement now. Mr. Lutz questions if there is nothing more to do. Mr. Motyka stated that is correct, all the paperwork has been submitted and accepted.

Mr. Motyka commented that the world we live in where a \$3,000.00 grant which was well intended and well received it all worked out well, we have a lot of hours invested. Mr. Lutz added, for \$800.00. Mr. Motyka stated that it was a \$3,000.00 grant but the amount of money compared to time spent, timewise..... it's a well-intended grant. Mr. Lutz commented lesson learned, time is money.

Mr. Lutz questioned if all the checks have been sent out to the landlords, concerning the reimbursements on the \$120.00 deal. Mr. Varano replied that they have all been sent out adding that one or two came back with a wrong address and were re-sent out, adding that everything is fine.

Mr. Lutz stated that he wants to talk about back in the fall when he and Mr. Varano decided to donate their council salaries to the fire company and the language is such....., this is from August 23rd. "Mr. Varano said "Well why can't we get this thing done now?" and the money was supposed to be used for the building or a firetruck and stated that as it states, this money was supposed to go into the General Fund. He stated that we have not sent this money over to the fire department and asks what do we have to do to do that. Mr. Lutz said that was Mr. Varano's on his salary to the fire department and stated that his motion was made in September.

Mr. Lutz stated that his was a motion made on September 27th a motion was made (as he read the motion) by Mr. Lutz and was seconded by Mr. Goretski to appropriate the amount of his (Mr. Lutz) salary that was declined to the Fire Department. Mr. Lutz questioned why his money is not going over to the fire department adding that Mr. Varano's he understands, but questions why his money is not going over.

Mr. Lutz questioned who has the authority to hold that up..... Mr. Lutz then stated okay, then a check will go out tomorrow. Mr. Niglio questioned where it is going. Mr. Lutz replied that it is going to the fire department and that he will be up here tomorrow to talk about it. Mr. Niglio asked the question where, what fire department. Mr. Lutz replied the West End and continued to say that is a fire department.

Mr. Lutz added that he does not have any authority to hold that money up. Mr. Niglio replied that he is not holding up anything. Mr. Lutz relied "you are holding that up." Mr. Lutz stated there is the motion, right there from September. Mr. Niglio stated that he doesn't have a director telling him where the money goes. Mr. Lutz replied that he will give that to him tomorrow morning. Mr. Lutz questioned Mr. Varano and asked him if he is ready to release his money. Mr. Varano replied "sure."

Mr. Lutz stated that the last thing he wants to talk about and its difficult, and continued to say, this is an attendance sheet here at the council. Mr. Goretski is only here about 1/3 of the time and the last time he was at a public meeting was back in September. He stated that back in July Mr. Goretski announced that he will stay on council but stated that he has some major issues that will take him out of the area. Mr. Lutz stated that at this meeting he said that he would stay long as he can and at this meeting Mr. Cole was not here and he wanted to speak with Mr. Cole.

Mr. Lutz stated that he suggested to Mr. Goretski after he had the most horrific car accident and in addition his health has not been good and that he should worry about his family and the hell with the borough and he said that he would think about it. Mr. Lutz stated that he has only been here one third of the time, he has not been here since September. Mr. Lutz continued to say that he thinks that we should send him a letter and ask him to resign.

Mr. Lutz directed the statement to Mr. Varano, saying "I know that it is hard for you Mr. Varano, but the fact of the matter is that he is not here." Mr. Varano replied that legally he does not think that there is much they can do. Mr. Varano then questioned Mr. Cole on if that was correct. Mr. Lutz stated that he does not want to hear legally, adding he does not want no legal stuff. Mr. Varano replied that things must be done legally; you don't want a law suit. Mr. Lutz stated that he is not saying to put him out or anything, adding that we can't. Mr. Lutz continued to say that he studied up on this quite a bit. Mr. Lutz stated that other than if he was convicted of a felony and that is never going to happen, Mr. Goretski is a good guy.

Mr. Lutz stated that the fact of the matter is that he has not been at a public meeting since September and he is not representing the citizens and asks if there is anything that they can do formally. The Borough Solicitor William C. Cole replied that it would be more informal if we referred to it and some sort of letter was sent..... Mr. Lutz interjected and said "not a letter, somebody go and talk to him." Mr. Cole stated other than that as you reflected, we don't have any legal recourse. Mr. Lutz stated that he has nothing further.

NEW BUSINESS

Mr. Motyka stated that there was some question on voting locations. Mr. Varano stated that the first precinct is at the Sobieski Club and the second precinct will be right here and will be set up here rather than the hallway and the third precinct will be at the West End. Mr. Varano stated that he will meet with Alicia Herb tomorrow and show her the Senior Center and where they will set up. Mr. Varano stated that it will change again in November but stated that he does not want to confuse anybody. Mr. Varano stated that it was also posted in the news-paper.

ANNOUNCEMENTS

Mr. Varano wished all mothers a Happy Mother's Day

The Borough Solicitor William C. Cole stated that the board met in executive session for approximately Fifteen minutes for possible litigation matters.

THE MEETING WAS ADJOURNED AT THE CALL OF THE CHAIR

**RHONDA WILK
BOROUGH SECRETARY**

DATE OF APPROVAL