

KULPMONT BOROUGH COUNCIL  
REGULAR MEETING  
OCTOBER 13, 2015

Opening Prayer by Councilperson Stephanie Niglio  
The Pledge of Allegiance to the Flag by body present, Kulpmont Borough Council held  
its regular monthly meeting Tuesday October 13, 2015.

Roll call was taken and the following members were present: Mayor Novakoski,  
Nicholas Bozza, Stephanie Niglio and Bruno R. Varano.

Councilman Stephen Motyka arrived at 7:40 p.m.

**ABSENT:** Clarence Deitrick, Philip Scicchitano and Joseph A. Winhofer

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

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

**OTHERS PRESENT:** Joe Politza, Barry Fetterman, Joe Pancerella, Phillis A Mateer,  
John Grinaway and Sarah DeSanns.

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

**No one spoke.**

**PRESIDENTS REPORT** (Bruno R. Varano)

Mr. Varano states that we will now have the bid opening for the 1996 Truck.

Mr. Varano states that a bid of \$500.00 was received from Stephen Fallet, a Second bid  
opened was for \$2,150.00 and that was received from Adrian Nestico, a third bid of  
\$3,676.96 was submitted by Daniel Long of Coal Township, a fourth bid of \$6,500.00  
and a fifth bid received from Mostik Brothers for \$2,110.00.

Mr. Varano states that there were five bids submitted and states that no action can be  
taken until Councilman Stephen Motyka arrives and when he does we will go over the  
bids again.

Mr. Varano states that at this time we will go back to opportunity for citizens to be heard  
and adds that it does not have to be anything on the agenda.

Phyllis Mateer states that she lives at 624 Chestnut Street and states that she has a garage on Maple Street, the street behind her.

Phyllis Mateer states that she is having a real bad water problem and states that in the winter time when the snow melts in the winter time she is getting a great big puddle of water and when the cars run through they splash the water 6 feet into her garage doors. She states that luckily she built it up so the water is not running inside her garage but if she parks her car back there she has to go through 8 inches of water to get into her vehicle and states that in the winter time it is really bad because you get the thaw during the day.

Phyllis Mateer stated that when her car is parked there it gets totally iced up and she can't get into her car. She states that it freezes her garage doors and she can't get into it.

Mr. Bozza asks if this is behind Fuel On and asks Bruce Graff if he is aware of it.

Mr. Graff states that he is.

Mr. Paul Niglio added that it has been like that for three years.

Bruce Graff states that it has been probably six years ago.

Mr. Bozza replied that it was paved before his time and asks Bruce where this puddle is. Bruce Graff adds that it is in the center in front of her garage.

Phyllis stated that it seems to be sinking and getting lower and getting worse.

Mr. Bozza states that if he gets some top if that would be enough to feather that.

Bruce Graff states that he thinks that it has to be milled so that the water drains out of there.

Phyllis Mateer states that last winter they were pushing the water out and asks if it would drain if you fill that up. Bruce Graff states that he feels it then will be a problem somewhere else.

Mr. Bozza states that may be an option to throw some top in there and see what happens.

Phyllis Mateer states that she even asked if she could be given a saw horse with a light on it. that she will put out when its really bad and take it back when its not, everybody races through there and if it really pores the water is just running down her steps and is just washing away the side of her garage.

Mr. Bozza states that he will have to look at it and the best thing he thinks he could do right now is put some top down and roll it, he states that it is too late to mill it and states that he wishes he would have know because he could have had the miller go up there.

Phyllis Mateer states that another complaint is that her neighbor is constantly keeping garbage under their deck and there was at least five garbage bags last week and this week they are sprawled all over the place because something is getting in it again. She states that she does not like leaving for work at 5:30 in the morning and running into a skunk and states that now there are rats and even when they had the bar they never had rats in that neighborhood.

Phyllis Mateer states that she knows that they have been fined but this is a constant thing. Mr. Bozza asked Russ Moroz if he is aware of that.

He replied that all he can do is issue a citation.

Phyllis Mateer replied that they clean it up and do it again, it is just constant.

John Grinaway 1237 Scott Street states that he has a constant problem with neighbors. He states that there is loud music banging anywhere from 10:00 in the morning, sometimes until 3:00 in the morning and it is basically 15 year old kids.

Mr. Grinaway states that it shakes and vibrates their walls and states that today it knocked a picture off the wall in the attic.

Mr. Grinaway states that he has called the police many times and they come down and they say they have to hear it. He stated that Chief Pitcavage was down one time and said he did hear it and states that he was told to keep calling every time you hear loud music.

Mr. Grinaway states that he feels that he is getting to be a pest, but if that is what it takes then he is going to be a pest.

Mr. Grinaway states that he is also getting harassed every time he comes out of the house by this kid. He states that he has been called vulgar names and states that when he tells the police, there is nothing that can be done.

Mr. Grinaway states what he is going to do; he can't do anything and states that he is 75 years old and he will only get his ass in trouble.

Mr. Grinaway states that he does not know what to do and states that today before they left he let the dogs out and he was barking at the dogs just to get him irritated and states that it is getting him irritated.

The kid tells him that all they will do is they will give him a disorderly conduct again.

Mr. Grinaway states that he has a case pending and is waiting for the Chief to get a case with the magistrate from September. He states that he had trouble with them damaging their fence and pushing their fence and states that his daughter has it on the camera and that they had shown it to the Chief and he said he is going to bring charges up against them.

Mr. Grinaway states that the mother came over to his house and was pounding on his door right after he was going to press charges, she comes over on 10/2 and said that he was harassing her because he reported her kids burning illegally and on September 26<sup>th</sup> a Saturday night at 11:30 they are out back right in front of the porch with a fire going and states that Mr. Moroz cited them, Mr. Moroz had pictures and the Chief of Police had pictures. He stated that the neighbor said that she can burn anytime that she wants in that yard and anywhere in the yard.

Mr. Grinaway states that Mr. Moroz told him that you cannot burn because of that 20ft. distance. Mr. Varano agreed. Mr. Grinaway states that now there is a shed in the back so that even shortens the distance. Mr. Grinaway said he just does not know what to do.

Mr. Bozza asks if it is a rental.

Mr. Grinaway states that it is and that he is surrounded by rentals. Mr. Grinaway states it is all owned by the same person and that he is stuck in the middle because when the police come down and ask questions he only has one person on his side and that is his daughter because the others will not say anything because they are afraid that the owner will kick them out of the house.

Mr. Bozza asks how many times the cops were there because we have that three incident rule.

Mr. Varano agrees but states that they have to be charged three times.

Mr. Grinaway states that when he gets to the magistrate that will be another one. He states that another problem is the 1200 block of Fir Street and states that last week when the Chief was down there they were going through the alley on an ATV at like 70 mph and states that it's a blur when they are going through there.

Mr. Grinaway states that it is a good thing that the street was paved to make it level for them and adds someone is going to get hurt.

Mrs. Niglio asked if it is the same kids harassing you that are driving the ATV's.

Mr. Grinaway replied yes and that it is a gang of kids.

Mr. Grinaway said that the guy at 1223 may be in his twenties but the majority of them look like teenagers. He states that all you hear is the revving up of these ATV's and dirt bikes and it is getting to be a pain, but these kids going up the alley at 70 mph. Mr. Grinaway states that the Chief did say that he cited the one kid last week, but this kid just says "I don't care cite me."

Mr. Varano states that is because he is not going to pay for it the parents will pay.

Mr. Grinaway said it is the same way with the kid he is going to go against and states that he thinks Mr. Moroz said that for the illegal fire the fine is \$300.00 and the kid will not pay, his parents will pay. He adds that he has no respect for his parents and they are always arguing F-U, F-U, F-U and states that everyone in here has probably used it but not out in the open where everybody can hear it, and they have two small kids that are in grade school. He added that the language is terrible and that they do not talk, they scream.

Mr. Grinaway states that he does not know what to do and needs advice with the music thing. He states that they block him out of his garage, they park in front of the garage and states that he talked to officer McAndrew and he asked if he has signs up and he states that he told him he does and the officer said then when they park there to call them and they will come down and ticket.

Mr. Grinaway states the thing is that when he calls them do they have time to get down there. Mr. Grinaway states that when they had the fire they had no adult there only all teenagers, it was smoldering and it was not 20 feet from a building.

Mr. Grinaway states that his daughter has chronic bronchitis and when that thing was smoldering she lost her voice for ten days and they do not care, the kid does not care and figures that nothing can be done to him.

Mr. Grinaway states that the Chief knows and if he was here he possibly would validate this. Mr. Varano asks the Mayor where the Chief is this evening.

The Mayor replied that he was to be here, he is out on a call right now.

Mr. Grinaway states that he thinks Mr. Moroz was getting a little frustrated with him calling on the neighbor before last year.

Mr. Grinaway states that they are going to burn a house down, they have a chair on the back porch and if there is a spark we are going to lose a half of a block, maybe the whole block.

Mr. Grinaway states that the lady next door said she can burn and play the music anytime she wants and was screaming to the neighbor across the street that he's stalking them. He said that he is looking out so that he does not lose his house.

Mr. Bozza asks Mr. Moroz to get with the Chief and see how many times we have incidents with this guy.

Mrs. Niglio asks if we can go to the landlord.

The Solicitor William C. Cole states that one of the things that the police can look at with so many occurrences, when you continue with a disorderly conduct statute eventually if it's what they call persistent disorderly conduct, which is what this sounds like, it gets

kicked up to a misdemeanor and then they would be arrested and not cited and taken before the magisterial judge.

William C. Cole states that with the magisterial district judge, Judge Jones and states that is the avenue that should be taken.

Mr. Grinaway states that when this kid was jumping on their fence in September the kid said our landlord said that the fence is half ours.

Mr. Grinaway states that he paid for the fence and he has the survey which the Mayor, Mr. Moroz and the Chief suggested that he do. He added that it cost him a lot of money to get the survey and he states that he showed the plans to him and to the Chief, but you cannot convince the landlord that the fence is not part of his property and he tells his tenants "do whatever you want " He adds that is only his opinion.

Mrs. Niglio made that statement "why we are not surprised." Mr. Grinaway states that this landlord is, he is the king of Kulpmont and adds that is his opinion.

Mr. Varano said that he does not know who it is.

Mr. Grinaway replied to Mr. Varano "yes you do, he is the largest landlord in Kulpmont."

Mrs. Niglio starts that he is no king.

Mr. Bozza asked Mr. Moroz to check with the Chief.

The Solicitor, William C. Cole states that the other thing that needs to be done is that we need to take a good look at the landlord tenant ordinance and review that for what is going on down there as far as the maintaining and what is going on down there.

Mr. Grinaway states that the kids do not go to school, so if they are home schooled they are outside running around the alleys and states that if they are home schooled he states that he does not know how they are getting any school work done.

Mr. Grinaway stated that the Chief told him that he should not do anything because this kid is fifteen years old and states that he will get himself in trouble. He added that the kid knows it and is pushing it and states the he does not want to loose his temper with this kid because he is going to get his ass in trouble and states that it is getting to the point that he is tired of it.

Mrs. Niglio replied for him not to do anything because they may have guns in that house or whatever.

Mr. Grinaway stated that as he left today he said to him that the only thing he can get is a disorderly conduct.

Mr. Grinaway stated that you can ignore it so much and adds that he has been in that house 30 years and lived in Kulpmont all of his life and said like he said he is 75 and has lived here all of his life.

Mr. Grinaway states that he mentioned to the Chief that up until last year, you did not even know that I lived in Kulpmont. He states that he has been here all of his life and people come in and are here for four months and they think that they own the town.

Mr. Grinaway states that also before they left today, they were up and down the alley with these four wheelers.

The Mayor added that they come through his alley about 70 mph about one o'clock in the morning.

Mr. Varano states that is the one he hears coming through behind Nolan's.

Mr. Grinaway states that the Chief told him that last week someone reported them down in the 1400 block. He added that there was a fight down on the Third, they are 15 years old and out until 11:30, 12:00 at night.

Mr. Grinaway stated that the night of the fire its 1:30 in the morning and the kids are walking down the alley to go down their yard and at 15 years old they are out at 1:30, 2:00 in the morning.

He states that he brought it up to the Chief that the 2<sup>nd</sup> week of September he brought it up to the Chief the language that they using and what they talk about and say. He added that the Chief said that must have been the night that the state police officer across the street told them to break it up and get the hell in the house. Mr. Bozza said yes, there is a state police officer right across the street.

Mr. Varano said that it is amazing the people that are moving into this town.

Mr. Grinaway states that he knows that it gets tough and you cannot keep them out and states that he knows that the Chief even offered to do a background check on people and this landlord said no, that is discrimination.

Mr. Grinaways daughter added that they have the music pounding, it is horrible for nine hours at a time it vibrates the walls and when they call and they arrive it stops.

Mr. Varano stated that they have a scanner and they are picking this up so that they know when to stop.

Mr. Bozza added that there is a way around that though.

Mr. Grinaway states that he was told to call the non emergency number and ask for a return call. Mrs. Niglio suggested just driving up and seeing if a cop is there.

Mr. Grinaway states that he has done that many times.

Mrs. Niglio stated that they just have to go down there and cite them.

The Mayor said like he said, they drive down there and everything is shut down, it seems like your phone is tapped and as soon as you hang up they know that the cop may be there and they shut it off.

Mr. Grinaway states that today at 11:30 this morning and that the music blew his daughter out of bed and she tries to sleep in because of her physical condition.

Mr. Grinaway asks if he is allowed to play the music loud and adds that he does not think that would go over good. His daughter added that she did play the music loud one day and Mr. Grinaway added that the kid told her to shut it the F off.

Mr. Grinaway states that the kid does not care, there is no discipline and he does not listen to his parents. Mr. Bozza asks if the landlord was approached.

Mr. Grinaway states that the Chief and the landlord did and they got into a shouting match.

Mr. Grinaway states that he took Mr. Moroz's advice to have their fence stained between their property and the neighbors and asked Mr. Moroz if he could get him permission from the property manager and states that he got permission and then he talked to the Chief and the landlord wants to have him arrested for trespassing.

Mr. Grinaway states that he told the Chief that he got permission from Mr. Moroz and states that he told the landlord this and states that he started laughing at him. He stated that he spent a lot of money having that side stained.

Me said he is just tired of cleaning garbage up in the entry way and states that he is not cleaning it anymore and adds it can pile up.

Mr. Varano states that we will sit down and meet with the Chief and see what can be done.

Mr. Grinaway states that the Chief was going to start a record of all complaints of everybody.

### **MAYORS REPORT (Bernard Novakoski)**

Mr. Varano asks Mayor Novakoski if he would like to address that Fir Street weight restriction.



Mayor Novakoski states that we have a problem; there is a sign up with weight restriction on Fir Street and they go down the next block and turn around and go up.

Mr. Bozza states that they cannot go down the block. Mayor Novakoski states that they go down the side street and then they go up the alley.

Mr. Bozza asks Bruce Graff if we have a sign by 8<sup>th</sup>, by 7<sup>th</sup>.

Bruce Graff replied that one, the post office and the bank are the ones that don't have a sign.

Mr. Bozza said that there is only a few that the trucks can get down to Nolan's. Mayor Novakoski states that it's not that, with the tankers coming down, you have a hole in the street and if that plate gives out then you are going to have all of that spillage there and then what.

Mr. Varano commented that the Mayor is talking about by the old meat market.

Mr. Bozza said there is not a plate, and asks what he means by a plate.

Mayor Novakoski made the statement that you do not have a plate over there.

Mr. Bozza replied no we do not.

Mayor Novakoski asked if that pipe is crushing. Mr. Bozza stated yes its crushing. Mayor Novakoski states and you do not have a plate over that. Mr. Bozza replied there is no plate over there and asks how he is going to get a plate over there.

Mr. Bozza states that he has to watch what he does and states that the last time he got in there and was digging around he almost got in trouble because there are frogs living in there and they are an endangered species.

Mayor Novakoski questions if there is a weight restriction, like over 10,000 pounds. Mr. Bozza states that there is a sign right on the pole there and states that he does not know what else to do.

Mr. Varano clarifies, so what you are telling me is they are not coming down that alley anymore that they are coming down the next street. Bruce Graff states that is correct they come down his street or the bank or the post office.

Mr. Varano states that they do not go over that pipe anymore. Mayor Novakoski states that they do when they go out, they do not turn up. Mr. Varano added that they are a lot lighter when they go out, that is one good thing.

Mr. Varano added that when they go in they are very weighted and going out they are 4000 pounds lighter.

Mrs. Niglio made the statement that Nolan's will not be open much longer and if the others are B & B then send them a letter. Mr. Bozza states that we can send B & B a letter saying that they can only turn down 9<sup>th</sup> and that is the only way for them. Bruce Graff states that a lot of the time you cannot make that turn there because people park at the yellow line on the corner.

Mayor Novakoski states that they run into the post office for a minute but it seems like it is for 10 and he states that he found out in the tractor trailer ordinance that there is nothing on the side streets about them.

Mayor Novakoski states that tomorrow he will be looking for the man with the blue paint and states that he thinks that once you do that, they will not be able to park there.

Mayor Novakoski states that he puts that trailer right at the end of the alley and on Tuesday night when they have bingo last week, they are trying to come around the corner and someone is coming down and they cannot see each other and most of them are senior citizens like himself and some of them cannot see at night and there is going to be one hell of an accident there.

Mayor Novakoski states that he asked that man numerous times and it is just like go to hell. Mayor Novakoski states that once he puts the blue lines down just to be prepared because he will be up here screaming because three parking places, three reserved parking tickets.

Mrs. Niglio asks if this is the same place where the cones were put up for the picnic.

Mayor Novakoski answered no and said this is right along the church, Fir and 9<sup>th</sup>. The Mayor added that it is right on the corner, so when you pull up to that stop sign you have to pull up another 7 or 8 feet before you can even see what is coming up that street.

Mr. Varano states that there is no stop sign either and states that they come flying down there.

Mayor Novakoski states that there is a stop sign, but they don't use it.

Mr. Varano said but there is not a stop sign coming down the hill. The Mayor agrees that there is none coming down the hill.

Mayor Novakoski states that he will have his police sitting down there because it is a nice smooth road down there with no bumps or potholes, so they will be blowing right through those signs.

Mayor Novakoski states that last time he does not know how many tickets they gave out, but then they quit doing it.

Mr. Varano states to start giving out more tickets again.

Mayor Novakoski states that we do not have enough of bodies and states that hopefully we will have a new policeman on and states that they still did not give them the numbers and states that he does not know what is wrong with the county.

Mr. Varano states that it is not the county that gives the numbers it is MOPEC and comments that is the state for you.

**SECRETARY REPORT** (Rhonda Wilk)

Rhonda Wilk states that correspondence was received from Williams Atlantic Sunrise grant and the borough received \$5000.00 for deteriorating storm drain and sinkhole. Mr. Varano questions if this is toward the one down by the sportsman's. Rhonda Wilk states that is correct. Mayor Novakoski states that Penn Dot was in there the other day doing something. Mr. Bozza states that he will fill him in on that then.

Rhonda Wilk states that the final distribution of \$1728.00 was received from the 2014 calendar year and states that the Borough's share was \$929.66 and the Sewer Authority share was \$798.34. Mr. Varano questions if that was similar to what we got last year. Rhonda Wilk states that the amounts vary, but its similar overall from the year before.

BBT Bank sent correspondence in the transition from Susquehanna to BBT Bank.

Correspondence was received from PA Department of Revenue 2015 Public Utility Tax distribution amount \$605.20.

Rhonda Wilk states that correspondence was received form the Auditor General, the Liquid Fuel Tax Fund Report for January 1, 2014 - December 31, 2014 period and all was copied to the Mayor, Council and Treasurer.

Rhonda Wilk states that approval is needed on the meeting minutes from the September 8, 2015 meeting.

**MOTION** – Mr. Bozza made the motion and was seconded by Mrs. Niglio to approve the meeting minutes from the September 8, 2015 meeting.

**VOICE VOTE** –

Unanimous

**TREASURERS REPORT** (Paul A. Niglio, Jr.)

Mr. Niglio states that everyone received a copy of the financial report and approval is needed to accept the financial report and to pay the bills.

**MOTION-** Mr. Bozza made the motion and was seconded by Mr. Motyka to approve the financial statement and to pay the bills.

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

Mr. Varano questions what we get from Dempsey besides the mats. Rhonda Wilk states that she would have to look at the invoice, but it is just the mats and states that there are about 9 or 10 on the invoice. Mr. Varano questioned if this is for the month. Rhonda Wilk states that it is and that they come in twice a month and place clean mats.

Mr. Varano states that we will go back and go over the bids for the recycling truck. Mr. Varano states that the high bid was from Steve Hile for \$6500.00, \$3676.96 from Daniel Long, \$2110.00 from Mostik Bros., \$2150.00 from Adrian Nestico and one for \$500 from Steve Fallet.

**MOTION-** Mr. Bozza made the motion and was seconded by Mr. Motyka to accept the high bid of \$6400.00 from Steve Hile.

Mr. Varano questions if that means that over \$100.00 we are going to have to give them 90% of that \$6400.00. Mr. Niglio states that we got that truck with a grant and it has got to go back. Mr. Varano states that the front page it states that if it is equipment beyond its useful life, but it still states that to follow proper procedures in their municipal code, if the grantee receives more than \$100.00 for the salvage of the equipment that the department will be reimbursed for the value of the equipment in the same proportion that funding for the equipment was originally granted.

Mr. Varano states that he is pretty sure that this one was 90% funded, that was back in 1996 when he was on grants and states that he is pretty sure it was 90% and states that we have to give them back 90% of \$6400.00 and comments to just keep that in mind. Mr. Bozza states that it is what it is, its sitting back there rotting away.

Mr. Varano states that it is 20 years old.

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

Mr. Varano states that perhaps they will not take the money; they may give us a break being that it is twenty years old.

**SOLICITORS REPORT** (William C. Cole)

William C. Cole states that we have 2015-04 the contractor registration ordinance and 2015-05 oversized vehicle and states that they have been advertised if the board would like to act on them at this time.

**MOTION-** Mrs. Niglio made the motion and was seconded by Mr. Bozza to adopt Ordinance 2015-04, the Contractor Registration Ordinance.

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

**MOTION-** Mrs. Niglio made the motion and was seconded by Mr. Bozza to adopt the amended ordinance 2015-05 Oversized Vehicle Ordinance.

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

Mr. Varano states that he is requesting a short executive session for personnel and contractual.

**POLICE REPORT** (Chief Michael Pitcavage)

Mr. Varano states that the Chief is out on a call and states that his report is attached and that it is self explanatory and if anyone has any questions that possibly the Mayor could answer them.

**FIRE CHIEFS REPORT** (Jeff Gilotti)

Report attachment 3. Mrs. Niglio comments that they are all busy again she guesses.

**EMERGENCY MANAGEMENT** (Kevin O’Hearn)

No Report

Mayor Novakoski comments that he has not seen him for two months

**BUILDING INSPECTOR REPORT** (TRI County COG)

No Report

**CODE/HEALTH ENFORCEMENT OFFICERS REPORT** (Russ Moroz)

Report attached attachment 4

**PERSONNEL COMMITTEE** (Phillip Scicchitano)

No Report

**SERVICE/FACILITIES COMMITTEE** (Nicholas Bozza)

Mr. Bozza states that the food surplus distribution will be held on Thursday October 22<sup>rd</sup> from 8:00 a.m. until 12:00 Noon.

Mr. Bozza states that Bruce Graff got a quote for plow shoes and cutting blades at \$1052.00

**MOTION**- Mr. Bozza made the motion and was seconded by Mrs. Niglio to purchase the cutting blades and plow shoes at \$1052.00 for the winter.

**VOICE VOTE** -

Unanimous

Mr. Bozza states that he has a quote from Golden Equipment for a HD SUC. HOSE 210 at \$891.00 for the street sweeper and states that it does not have to be purchased now, the street sweeper is going to be going into storage so whoever is on council next year to address that, Bruce Graff will get with them and address that in the spring.

Mr. Varano agrees, instead of having it for the winter, all it is going to do is dry rot through the winter.

Bruce Graff said that they last 10 years. The Treasurer, Paul Niglio said that if we will need it why not order it prices only go up they never go down.

Mr. Bozza stated that if we order it will only sit in the garage.

Mr. Niglio states that come January it may go up 10%.

**MOTION**- Mr. Bozza made the motion to order the SUC. Hose at \$891.00 and was seconded by Mr. Motyka.

**VOICE VOTE** -

Unanimous

Mr. Bozza states that he just wants to commend the road crew for that week that we had the sealing going on, they did a great job. Mr. Bozza states that they worked hard and some long hours and states that it went a little over budget but we got a lot of streets done and it is going to save a lot of streets.

Mr. Bozza states that he highly recommend to whoever takes his place next year does this again next year because there were some streets that we missed and he asked the treasurer if that needs to go into the budget next year.

Paul Niglio replied that we spent \$6900.00, yes it does.

Mr. Varano states that part of that cost was for an extra skid of material, you have to mention that.

Mr. Varano stated that the town needed it. Mr. Bozza stated that you will not spend that much next year.

Bruce Graff stated that if we get it next year in conjunction with Marion Heights we would be able to save in some of the cost there.

Bruce Graff states that now we know how to operate the machine and don't forget it broke down on us also. Mr. Varano replied that was the first day he stated that he remembered and states that he was down there with them then.

Mr. Bozza states that he will need to meet in executive session for personnel.

The Treasurer Paul Niglio, Jr. stated that going back to the auditor report from the Auditor General, just for the record everything was fine for the year and there were no findings or anything like that. Mr. Varano replied that is good.

**FINANCE AND PURCHASING COMMITTEE** (Stephen Motyka)

No Report

**CODE/HEALTH/SAFETY COMMITTEE** (Philip Scicchitano)

No Report

**ORDINANCE COMMITTEE** (Stephanie Niglio)

Mr. Varano questioned if those other two Ordinances were ready. Mrs. Niglio replied they are not. Mr. Bozza stated that the only thing he needs to add to that Street Excavation Ordinance, because the water company is coming in to do water lines in the spring and there will be a lot of roads ripped up. Mr. Varano states that they have to be paved curb to curb. Mr. Varano states that he remembers last time they came in and put the water line in going down to Wal-Mart and that was the last time we updated that ordinance and states that he believes that was 1998.

Mr. Motyka states that if they trench the main and all of the laterals then the entire street is going to be ripped up and then they will have to pave curb to curb.

Mr. Bozza asks what is it 33%, right? Mr. Moroz states that it correct. Mr. Varano states that it used to be less than that. Mr. Varano states that we have to find that Ordinance and states that he does not care if we have to tear up the back room to find it.

**GRANTS AND RECREATION COMMITTEE** (Clarence H. Deitrick)

Mr. Varano states that we received the dump truck and it has been decaled and is all ready to go. Mr. Varano questioned if we got the plow and everything also. Bruce Graff states that they are ready to go.

**BUIDING COMMITTEE** (Stephen Motyka)

Mr. Motyka states that he just received the document from the architect and they are in the office if anyone wants to look at them. Mr. Motyka states that this is what is going to be going out to bid and questions if we should have these out for the public to view or no.

The Solicitor questions if there is potential for changes still. Mr. Motyka states that there is and that the state architect has to review them yet.

William C. Cole states that we don't have them certified and they may change. Mr. Motyka states that the letter states that the USDA has a few questions and that the documents are almost complete.

Mr. Varano states that if we wait until we get approval from the USDA that may delay things, so if you want to make a motion now that upon approval from the USDA that we get approval advertise and put these things out for bid.

**MOTION**- Mr. Motyka made the motion that after we receive 100% complete set that we advertise for bid and was seconded by Mr. Bozza.

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

Mr. Motyka states that when we bid this there will be a mandatory pre-bid meeting to be determined, at this location. Mr. Motyka stated that the architect questioned if we signed the AIA, the agreement with the architect. Mr. Motyka states that we hired him, but did we sign the AIA document.

Mr. Varano questioned if that was the initial hiring of him. Mr. Motyka states that the Borough has to sign the AIA.

Mr. Varano suggests making a motion contingent upon being reviewed by the solicitor.



**MOTION**- Mr. Motyka made the motion and was seconded by Mr. Bozza that the proper officials sign the AIA contract along with any other documents to be signed after review by the Solicitor.

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

**SENIOR EXECUTIVE COMMITTEE** (J. Winhofer, B. Varano and C. Deitrick)

No Report

**OLD BUSINESS**

None

**NEW BUSINESS**

The Mayor announced that the Halloween Parade will be held on the 29<sup>th</sup> and Trick or Treat in the Borough will be held on Halloween on October 31<sup>st</sup>, 6 to 9 p.m.

Mr. Varano states that he believes that the parade starts forming at 6:00 and then starts at 7:00 p.m.

**ANNOUNCEMENTS**

Mr. Varano and Mr. Bozza commented on the successful wine-fest this year. Mr. Varano made the statement that you could not have asked for a better day.

**OPPORTUNITY FOR CITIZENS TO BE HEARD**

No one spoke

Council President, Bruno Varano states that Council will now meet in executive session for personnel, contractual and litigation matters.

**The Borough Solicitor William C. Cole states that the board met in executive session for approximately 50 minutes for personnel, contractual and litigation matters.**

**MOTION**- Mrs. Niglio made the motion and was seconded by Stephen Motyka to advertise the 2015-02 Street Excavation Ordinance and the 2015-03 Building Permit Ordinance.

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

**THE MEETING WAS ADJOURNED AT THE CALL OF THE CHAIR**

---

RHONDA WILK  
BOROUGH SECRETARY

---

DATE OF APPROVAL