COUNCIL FOR THE BOROUGH OF DUNMORE

HELD:
Monday, July 13, 2015

TIME:
7:00 P.M.

LOCATION:
DUNMORE COMMUNITY CENTER
1414 Monroe Avenue
Dunmore, Pennsylvania

COUNCIL MEMBERS:
MICHAEL MCHALE, President
PAUL NARDOZZI, Vice President
SAL VERRASTRO
TIMOTHY BURKE
CAROL SCRIMALLI
THOMAS HALLINAN
MICHAEL DEMPSEY
THOMAS P. CUMMINGS, Esquire, Solicitor

MARIA McCOOL, RPR
OFFICIAL COURT REPORTER
MR. MCHALE: Everybody please stand for the Pledge of Allegiance.

(Pledge of Allegiance.)

ATTY. CUMMINGS: Mrs. Scrimalli.

MS. SCRIMALLI: Present.

ATTY. CUMMINGS: Mr. Burke.

MR. BURKE: Present.

ATTY. CUMMINGS: Mr. Verrastro.

MR. VERRASTRO: Present.

ATTY. CUMMINGS: Mr. Dempsey.

MR. DEMPSEY: Here.

ATTY. CUMMINGS: Mr. Hallinan.

MR. HALLINAN: Here.

ATTY. CUMMINGS: Mr. Nardozzi.

MR. NARDOZZI: Here.

ATTY. CUMMINGS: Mr. McHale.

MR. MCHALE: Here.

MR. HALLINAN: I'd like to ask everybody to give a moment of silence for Officer Wilding. Everybody knows it's very tragic for him and his family and his little children are going through and the City of
Scranton. Please give a moment of silence for the police and the family.

(Moment of silence.)

MR. HALLINAN: Thank you.

ATTY. CUMMINGS: Before we get into the public comment on agenda items, I request of Council, as you know, we have an ordinance that reserves funds in case of a fire or other disaster to a property wherein the insurance company turns the proceeds over to the Borough to assure that the property is properly handled and that no liens occur.

We had a particular situation some years ago where the money came into the Borough and there was a question of title. There was a question percentage of ownership. There was a question of right to the money, etc. So the money has been held for quite a while.

We learned that the property changed hands and that permits have been issued to make the house habitable and the intended investment is to bring it back to code. It's an unusual situation. So I request Council to pass a
motion allowing me to issue the net funds back
to the insurance company for disposition as
best they see fit.

I would prefer not to get into the
address or the names because there may be
litigation at some future date.

MR. VERRASTRO: Do you want me to
make a motion now or do you want --

ATTY. CUMMINGS: Yes, sir --

MR. VERRASTRO: -- to wait until
after public comment?

ATTY. CUMMINGS: Right now, sir.

MR. VERRASTRO: I'll make that
motion.

MR. BURKE: Second.

MR. MCHALE: We have a motion and
second. On the question.

(No response.)

MR. MCHALE: All those in favor
signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so
moved.
ATTY. CUMMINGS: Thank you. I'll direct the Treasurer to return the money to the insurance company. I believe next Tuesday will be the first available day to do so. Public comment on agenda items.

MR. MCHALE: Anybody like to address Council on agenda items tonight? Please.

MR. ZECH: Edward Zech, 206 Andrews Street. The unpaid bills Page 3, second from the bottom, there's an invoice 36 drawn on the Community Center for $6,385 to Patrick Reese. But it doesn't really give any kind of information or anything as to what that bill is for.

MR. MCHALE: We had the security cameras replaced in the whole building because they were malfunctioning and they weren't working, a lot of dead spots. So that's the replacement of the security cameras. Mr. Kearney, is that correct?

MR. KEARNEY: Yes.

MR. MCHALE: The whole system.

MR. ZECH: Shouldn't that be made out to a corporation or something other than an individual?
MR. MCHALE: I'm not quite sure how the invoice came in, sir, but I can double-check that.

MR. ZECH: That's a lot of money.

MR. MCHALE: Yep. Anybody else like to speak on agenda items tonight?

(No response.)

MR. MCHALE: Seeing nobody else --

ATTY. CUMMINGS: Next would be a motion to approve the minutes.

MR. NARDOZZI: I'll make that motion, Mr. Chairman.

MR. DEMPSEY: Second.

MR. MCHALE: I have a motion and a second. On the question.

(No response.)

MR. MCHALE: All those in favor signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so moved.

ATTY. CUMMINGS: Motion to approve and pay the open bills.
MR. DEMPSEY: I'll make the motion.

MS. SCRIMALLI: I'll second that.

MR. MCHALE: I have a motion and a second. On the question.

(No response.)

MR. MCHALE: All those in favor signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so moved.

ATTY. CUMMINGS: Item number six, personnel matters, the first would be a motion to ratify the hiring of part-time office staff, Nicole Wolff and Olena Shemchuk.

MR. VERRASTRO: I'll make that motion.

MR. NARDOZZI: I'll second.

MR. MCHALE: I have a motion and a second. On the question.

MR. NARDOZZI: On the question?

MR. MCHALE: Please.

MR. NARDOZZI: Mr. Chairman, the reason why we're making this move so the public
knows, we have a full-time employee in the office that has gone out on family medical leave and to pick up the slack with the help in the office, there was help needed before they went out on FMLA. So we decided to hire two part-time women in the office at I believe it's 20 hours a week each, $12.50 an hour.

MR. MCHALE: Just to add to what Mr. Nardozzi said, we had a retirement effective December 31st of last year. That position is in the budget, was never filled. So when an additional one of our staff -- and there are only four there now.

When we went down to three, the need obviously got much greater. So we did bring on these two applicants on a part time at will basis as Nard said, 12.50 an hour. Anybody else on the question?

(No response.)

MR. MCHALE: All those in favor signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so
moved.

ATTY. CUMMINGS: The next motion under Personnel at the request of the Fire Chief is to hire two active reserve firefighters Kyle Stanton and Paul Kwiec.

MR. VERRASTRO: I'll make that motion.

MR. NARDOZZI: I'll second it.

MR. MCHALE: I have a motion and a second. On the question.

MR. VERRASTRO: Yes, I don't know how familiar you are with our firemen's contract, but the CBA has a minimum Manning Clause that requires a minimum of 15 people be on staff at any given time as far as payroll goes and bodies on the floor.

We had somebody leave a few months ago -- actually two people that have left. Well, one is definitely gone and the other one it doesn't seem like he's coming back. So we're filling them with active reserve spots for now so that we have enough men on the floor.

MR. MCHALE: Just to add to what Sal said, the interviews were conducted. The two
gentlemen being appointed if it passes tonight
come from our part-time workers, come highly
recommended, were interviewed by the Chief the
Assistant Chief -- Chief DeNaples, Assist Chief
Dee and Captain Wolff along with three members
of Council as well.

And both received glowing
recommendations from each one of them. And so
we're proud to add them tonight if the vote
goes that way. So I had a motion and a second.
Anybody else on the question?

(No response.)

MR. MCHALE: All those in favor
signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so
moved.

ATTY. CUMMINGS: Item number seven
is a motion to accept the Lackawanna County
Residential Antidisplacement and Relocation
Assistance Plans and enter into a cooperation
for agreement for implementation with
Lackawanna County as required by both the
Commonwealth and HUD for participation as an Entitlement Community in the Community Development Block Grant, CDBG Program.

MS. SCRIMALLI: I'll make that motion.

MR. DEMPSEY: Second.

MR. MCHALE: I have a motion and a second. On the question.

(No response.)

MR. MCHALE: All those in favor signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so moved.

ATTY. CUMMINGS: Item number eight is a motion to accept and adopt the Lackawanna County Hazard Mitigation Plan updated as required by the Federal Emergency Management Agency. This adoption is a requirement to obtain future state and/or federal disaster funding.

MR. NARDOZZI: I'll make that motion, Mr. Chairman.
MS. SCRIMALLI: I'll second that.

MR. MCHALE: I have a motion and a second. On the question.

(No response.)

MR. MCHALE: All those in favor signify by saying aye.

ALL MEMBERS: Aye.

MR. MCHALE: Opposed?

(No response.)

MR. MCHALE: The ayes have it and so moved.

ATTY. CUMMINGS: Item number nine is a report from Gerard Hetman, Coordinator, Lackawanna County. He said he may be running a few minutes late.

Item number 10 is Gary Duncan, Dunmore Neighborhood Watch.

MR. MCHALE: Mr. Duncan.

MR. DUNCAN: Gary Duncan, 117 Barton Street. Just to let everybody know a week tonight is the July Dunmore Neighborhood Watch meeting in this room. I'll give you the next month's in advance is August 17th will be the following month's Dunmore Neighborhood Watch meeting. So everybody here tonight is invited,
next week 7 p.m. in this room.

I had a couple concerns over the weekend from four different neighbors in the area of Clark's Tavern, noise and everything. Some of the neighbors are hesitant even to call the police. They don't want any repercussions with the folks from the bar.

I guess it's after closing time after two people are lingering. They are very loud, I guess sometimes leaving trash in the area. One of the neighbors picks up the following morning but it came from four different folks.

And then Clay and Delaware -- and, Bill, I talked to you a second ago about it. I have reports again from neighbors about people, the California stops are sometimes just blowing right through Clay and Delaware so --

MR. MCHALE: I kind of know about that area.

MR. DUNCAN: I know you do. I'm up there too. But I tell the people I'll make sure I report it.

MR. MCHALE: Absolutely.

MR. DUNCAN: So I just want to pass
that along to everybody. And, Didge, I want to thank you for getting the signs in and everything along Grove Street and with Mr. McGraw.

I'm sure nobody will be happier than Jimmy McGraw to hear that. So much appreciative to you guys. And I think that's everything, guys. Did everybody get the responses from Vito and the e-mail? If not, I have copies. So we're good?

MR. HALLINAN: We're good. Yeah, we're fine.

MR. DUNCAN: Hope to see you folks next week, 7:00. If you could make it, that would be great.

ATTY. CUMMINGS: Item number 11, Mr. David Valvano, Chief of Staff for Representative Frank Farina.

MR. MCHALE: Do you have anything tonight?

MR. VALVANO: Yeah, good evening, Council, just to let you know a local share account grant is open again until September 30th. You can apply up to three projects. And we're having a shredding event July 18th, this
Saturday from noon until two at Nay Aug Park by the Everhart Museum. So you're allowed up to four bags or boxes.

MR. DEMPSEY: I didn't hear you.

What grant was the grant?

MR. VALVANO: The local Share Account.

MR. VERRASTRO: How much -- well, is there an amount of money you could apply up to with that?

MR. VALVANO: It depends on the project what you can ask for. I think the Splash Park got 45,000 this year.

MR. MCHALE: Dave, what about a bigger project? I know it's a loaded question I know. Is the possibility of getting a considerable amount -- we have a project that is sorely needed, a road project. Let's put it that way.

MR. VALVANO: You can do the asking. We can work with you on that and, you know, with Senator Blake. Put it in. And we'll --

MR. MCHALE: We'll give you a call.

Thank you.

MR. VALVANO: Sure.
MR. MCHALE: Anything else, sir?

MR. VALVANO: That's it.

ATTY. CUMMINGS: Public comment on non agenda items.

MR. MCHALE: Anybody like to comment tonight to address Council? Please.

MS. HALLINAN: My name is Kelly Burke Hallinan, property owner 1723 Madison Avenue. I'd like to thank Tom Hallinan, Didge, and John Murray for having the landlord of the apartment house next door to me remove the multiple bags of garbage from the third floor porch of his building.

Garbage was there for weeks. Rodents were feeding from it and the smell and the bugs were becoming overwhelming. This and other issues I've informed the Borough multiple times should not be happening. I didn't see online that the landlord has been cited for the garbage incident. Does anyone know if he has?

It's not online yet. Also he was ordered by the inspector to have the house sided by the end of June. It hasn't happened yet.
MR. HALLINAN: I would have to talk to Mr. Lorince.

MS. HALLINAN: Joe Lorince informed me that he was the person that approved the addition of the third floor apartment in the attic of the two family home next door to me. Code Enforcement Officers don't have the power to allow or approve additions which are against ordinances per the Municipality Planning Code.

Third floor apartments also located in a zone that does not allow three units per home, period. This is the same apartment with the garbage and the residents of the tenant that is now harassing me due to the Borough contacting his landlord.

Harassment has caused us not to be able to safely enjoying our porches or our yard. Our dogs must now be accompanied by one of us at all times in our yard due to his threats against them. Police cited the tenant and now I have to appear in court along with my daughters as witnesses who heard him screaming at me while in her room with the air conditioning on listening to music at 10:45 p.m.
Dunmore currently has a ridiculously large amount of rental properties. I had asked Vito to send you all the information, census reports. We have over 43 percent of the Borough's homes being rented.

Our Borough doesn't benefit in any way, shape, or form on this factor. Only the landlords of the properties do. This was once a tight-knit community compromised of generations of wonderful families now host to short term renters.

The homes being purchased now are being cut up in multiple units and are nothing more than money making businesses owned by landlords that do not care about the appearance of these properties that they don't even reside in.

You could drive by my house 1723 and look at 1725 and see there is no paint on the house. There's wood siding missing. That's what happens. It's Code Enforcement's duty to monitor and regulate all the homes' property according to ordinance and zoning. They have not.

I have proven to you that there are
apartment houses being allowed against
ordinances and provided loads of documentation
so much so that I'm not even going to waste any
more money on ink to do it again.

Joe Lorince has provided nothing.
This is a UCC -- this is what he's showing
everyone. This was an amendment to a UCC which
Dunmore is opted to the UCC for all residential
property maintenance for rentals and
residential properties.

The addition would have had to have
been before taking place and be rented before
April of 2005 for any of this to qualify.
Well, I have given you all the information that
shows that these apartment houses and additions
were created after 2005. So they are not
legal.

So this is the only paperwork he has
where I have this and another legal box full
showing all the broken ordinances. This is
dated. So if he gave it to anyone right at the
bottom it was dated and they are illegal.

So it does not have anything to
prove otherwise. I don't know if everyone read
everything that I have sent to you. Zoning
received everything July of 2013 that I presented to you in last few months.

This harassment issue now going from a nuisance to a health hazard because now there's rats because there is garbage left out. Didge saw more than I did. I could only see what was falling down the steps of the apartment.

Didge actually saw I guess the whole porch was full of ripped up garbage. It was there for about a month. Only two people lived there. You know, if rats want to stay in our neighborhood, there you go. You know, that's their feeding source.

But it's gone from nuisance to health issue and now my -- and my family's safety is at risk because of people and it's not just this guy. The guy before him I told you ended up paying $500. He hit my car. The people before that, you know, that were up all night drinking, cursing, falling down.

You only get -- that's what you get in an apartment house that looks like that with the third floor attic that's been transformed into an apartment. So what I would like to
know is, I've proven everything to you unless Joe Lorince gave you something that he didn't give me, he's proven nothing. So I want to know what date I could expect action to begin to make the building next door to me and then the others in the neighborhood back into conforming to Madison Avenue zoning and ordinances per Dunmore's own written regulations?

MR. HALLINAN: Mr. Cummings, can we look into this beyond what Mr. Lorince has done? She's contending that the home next door to her was a two unit up and down and the guy turned it into a three. Do we have recourse as Council to go in there and turn it back to what she contends it was if that's the case?

ATTY. CUMMINGS: I would respectfully verify the dates and information and then give you letter of opinion.

MR. HALLINAN: Would you do that for us, please?

ATTY. CUMMINGS: Absolutely.

MR. HALLINAN: Thank you, Mr. Cummings.

ATTY. CUMMINGS: Two weeks?
MR. HALLINAN: Is that fine with you, two weeks?

ATTY. CUMMINGS: I need at least two weeks.

MR. HALLINAN: Okay.

MS. HALLINAN: And that's just for the one next door to me.

MR. HALLINAN: And then let's start moving.

MS. HALLINAN: I have them all.

MR. HALLINAN: Okay.

MS. HALLINAN: It all proves that none of them have their additional units before this UCC that Joe keeps saying it's legal because of this.

MR. HALLINAN: Kelly, I couldn't agree with you more even though, you know, I have been down there. We are going to start losing neighborhoods throughout the whole town if we don't start taking action on people just turning homes -- if your neighbors don't say anything, we never find out.

It doesn't go through the process. So if somebody turns a home into a little apartment that they decided to rent out to a
student from Marywood or Penn State and they're making money, well, then they -- eventually we don't find out about it and nobody knows unless somebody says something. Somebody has to complain.

That's why, you know, could it be, you know, the ball was dropped. I don't know. I'm not going to make excuses for anybody. But there is a problem. And we are addressing things. We're trying to move forward. This has been going on for years and we are moving forward on it.

So I appreciate you coming in every time and telling us. And I would like to tell you too, it wasn't just me and Didge. It is all of Council there getting involved. And I do call them and bug them. You have the backing of all of Council.

MS. HALLINAN: So everyone knows, it was a Friday night. I never called anyone on Friday night to come out for this. It just so happened Didge was informed. Didge was at a dinner in Wilkes-Barre. And I was cooking on my grill and I see Didge come up through the back.
And then he went up. He just thought it was a couple bags. I don't know why because I wouldn't have called for a couple bags of garbage. There were -- there was a lot of garbage. And he went nuts and then he started calling people. He shouldn't have had to come down --

MR. HALLINAN: Well, I got the call. And I was at a wedding to tell you the truth. And I called Mr. Judge and I said, would you please do me a favor? I said, there's a bag of garbage. It's going to go through the weekend. They are gone away on vacation. I said it's just going to sit there and become a bigger problem with rodents, whether squirrels, rats, whatever.

I said, could you please go get it out of there? And he was off hours and he said I'll go right over and get it and --

MS. HALLINAN: And he did. It wasn't just a bag. It was like a month's worth of garbage.

MR. HALLINAN: So then we did what we did and you know what turned into that night and even the police officers did their job and
it was great. It was a cooperation of all the parties involved.

MS. HALLINAN: Well, just one more thing. Keep in mind now that I've been harassed, this isn't a typical, you know, this is your next door neighbor that, you know, you just bought the house and he lived there for 50 years and he doesn't want your grass clippings going over to his yard or snow, the normal type of neighborly things that should be happening in Dunmore and is acceptable to be happening, someone set in their ways.

These are strangers. You know, this guy and the girlfriend that lived with him, has two pages of offenses. I looked them up and they are not all parking violations. So I am fearful.

And I'm more fearful that he's going to say something to my husband because my husband wanted to go down that night after, you know, you walk out in your yard at quarter to 10 at night to close your cellar door and somebody comes running down three flights of steps in the dark in the back toward an alley and starts to scream at you because you, you
know, had garbage removed so you could use your backyard and your deck for the 4th of July, you know, it's not the right. It shouldn't be happening.

MR. VERRASTRO: Kelly, was the fire marshal there also or just --

MS. HALLINAN: I didn't see the fire marshal.

MR. HALLINAN: I don't think we had the fire marshall.

MS. HALLINAN: Well, that's another thing, when you send -- you could inspect them all you want. You know, that's great. But my gripe is they are illegally there. They are there against ordinance. I didn't buy a house in the Bronx.

I bought a house in the Hollywood section. And it's turned into the Bronx obviously. Now I have to go to the magistrate. I had to go there for the guy that lived there before that hit my car. You know, but you send a letter out and say -- just like you did with him, we're going to inspect your house in two weeks, well, there was no garbage on the porch when he got there in two weeks.
And the landlord came earlier to
make sure there wasn't garbage there. When you
give someone advanced warning, they're going
make everything as nice as it could be for that
time.

But all the other days we have the
garbage out there, you know, all the things
that I complained about before. And none of it
should be happening because the apartment
shouldn't be allowed to exist.

MR. VERRASTRO: I don't recall --
Eric is here. I'm sorry, don't you go down as
hazmat call when you have an odor? And that is
a completely different run from just a legal --
illegally dumping. It's a health issue.

MS. HALLINAN: Sure it is. That's
my point.

MR. VERRASTRO: But if the calls
come in the right way with the police working
with it, if it comes in as a hazmat call, it
shuts it down. Am I wrong with that?

MR. SHIGO: Yeah, if we get out
there and there's code violations --

MR. VERRASTRO: Like, if the fire
exits are blocked, it shuts the property down.
MS. HALLINAN: So why doesn't that happen? You know, I'm doing what I'm told to do. I was told to call the police. And I'm calling the police and unfortunately Didge and John Murray had to come out on a Friday night. But I don't know that, Sal.

I appreciate the information. But it's not happening just like I was told the house would be sided by the end of June. Well, that didn't happen. And all of this transpired after the end of June into July. So it just seems like I'm getting yessed to death.

And nothing really going the way it's supposed -- you know, if maybe the landlord was cited, maybe if hazmat came down, maybe that wouldn't happen again. But I don't know that it will happen again because we've already gone through --

MR. HALLINAN: I don't mean to -- Joe's not here and I'm not going to, you know, speak for him or anything. But I don't know how many days -- because I know at the time they told him they were going to shut him down. So I don't know if there's a letter of how many
days, Tommy, that if he gives them some kind of notice --

ATTY. CUMMINGS: I would prefer not to --

MR. HALLINAN: Okay, I'm sorry.

ATTY. CUMMINGS: -- telegraph and litigate of record here and then hang ourselves later.

MR. HALLINAN: Gotcha. Okay, so we have to watch out for things like I just said. But I don't want you living in fear sitting on your porch and not even be able to put your dogs out. So I don't know if you could talk to Mr. Springer afterwards.

I know you can't do it anonymously anymore because the guy knows who you are complaining. But you shouldn't have to live in fear like that. That is totally wrong. It's your neighborhood. It's your porch. You know, I just don't know how you do it. And it's wrong.

MS. HALLINAN: I didn't address him. I had nothing to do with him. I wanted the landlord cited so it wouldn't happen again.

MR. HALLINAN: We'll talk to Captain
Springer when we're done here, okay?

MS. HALLINAN: Okay, thank you.

MR. HALLINAN: Thanks, Kelly.

CAPT. SPRINGER: He's got two hearings pending.

MR. HALLINAN: Does he?

MR. MCHAILE: Mrs. Hallinan, just for my -- I'm sorry, is it, Mrs. Hallinan?

MS. HALLINAN: Yes.

MR. MCHAILE: Just to give you an idea that night I got a call I was with my son at a baseball game. And, you know, when Didge calls like he did that night, I knew how serious it was. And we all got involved.

If I didn't take you seriously before and I did -- beyond serious, a week ago and the exact situation at a home that is in my name -- it's our homestead. My mother lives there had the same problem with a neighbor who lives behind her, same exact thing that's going on with you.

Two guys were arrested -- two or three people were arrested that night. And it's been a nightmare for a 70-some year old woman who is down there by herself in a big
home. So I agree with you. If you didn't think I take you seriously, I'm a million percent behind you before and I personally think -- and this is not speaking as Council.

I personally think that we have to change the way that we're doing these things. We're taking the position of we don't want to hurt these landowners. I don't care. If they did something wrong, throw them out. Let them sue us. That's what I want done behind my mother.

And I know if it was near my home, I'd be doing the same thing. I know Lori all my life. I would never do anything to hurt her or anybody. But it hit home to me the other night when I had to leave a Little League game to run down my mother's house with 40 people outside fighting at a one or two bedroom place.

So I feel your pain. Believe me and Tommy knows, I yelled for a week after what happened at my mother's and yours that I really do think we need to change the way we're thinking about these landowners. I'm not saying we're protecting them. But I think we got to get a lot more aggressive than we have
been.

MS. HALLINAN: Right. It's not ending. It's this one. My husband runs a men's shelter. One of the guys that used to live in the shelter came and my husband saw him outside. He said I was going to look at this apartment next door but who the hell would want to live there. And this guy came from a shelter. There's no paint on the house. It's disgusting.

MR. MCHALE: I just want to let you know it hit home to me. And like I said, I felt for you before and it's not going to -- I'm not going to let it rest.

MS. HALLINAN: Well, thank you. I appreciate it.

MR. MCHALE: Anybody else like to address Council tonight?

MARCUS HALLINAN: How are you doing? My name is Marcus Hallinan. I'm the son of Jed and Kelly. I'll just make it real short and sweet. Can we get Mr. Lorince here to clear this up? I don't know why he doesn't come.

MR. MCHALE: He as well as the Fire Chief, the Police Chief, and DPW Director have
been asked to show up at every meeting. They
come intermittently except for that guy who is
there every single time. I'm going to make it
a priority that they have to. It's going to be
part of their job. I promise you.

MARCUS HALLINAN: All right. I
appreciate that. It just seems like someone is
right and someone is wrong.

MR. MCHALE: I agree.

MARCUS HALLINAN: And it seems like
everyone is fighting here and Joe Lorince is
not here. So that's all I wanted to say.

MR. MCHALE: Can't disagree with
you. I agree.

MARCUS HALLINAN: Thank you.

MR. MCHALE: Anybody else tonight?

Please.

MR. ZECH: We have a couple streets
around Dunmore Corners, Delaware, Chestnut,
North and South Apple, Harper that are no turn
permitted left. Period. I wish somebody would
enforce that.

MR. MCHALE: I agree with you.

MR. ZECH: North and South Apple and
Drinker is a disaster. If there's ten cars in
a row, eight or nine of them turn left or go straight across the intersection which they are not permitted to do. You could only make a right turn on either side from 8:00 until 6:00 in the evening. But if you're standing there in the line, they are either going across or they are turning left.

Chestnut Street, three, four cars at a time. I had a guy turn out of the north -- the First National Bank drive-in going left in front of me the other day. It shouldn't be happening. It's all posted. It's all posted.

MR. NARDOZZI: Ed, you could put up all the signs in the world, all right? You could put up all the signs up to tell them don't do this and don't do that. It's still up to that individual driver, all right?

MR. ZECH: The only way it's going to stop is when somebody says --

MR. NARDOZZI: Exactly.

MR. ZECH: -- we're done warning.

The sign's been up for two years now.

MR. VERRASTRO: Longer.

MR. NARDOZZI: Longer.

MR. ZECH: Harper Street across from
the Post Office where they have the drop off for the mail, all of a sudden people are starting to park on the north side of Harper Street there. When somebody pulls in to drop mail off, now Harper Street becomes a one lane road. So I wish something would be done there.

There's never been any parking allowed on Harper Street at all from Reilly Street all the way to Blakely Street. Now somebody is starting to park right across from the mailboxes. And I don't know if we can do anything about it, but the state should not have designated Andrews Street 100 block as a detour for East Warren Street.

In it's best days that -- any part of Andrews Street is lucky to be one lane. They very easily could have designated Harper Street as a detour coming up from the corners as opposed to having a truck or bus or whatever trying to detour up Andrews Street because it becomes a one lane road when the people park on it.

And then it's barely one lane. I wish we can do something with PennDOT on that. They should not be able to just pick a road and
say this is a detour.

MR. HALLINAN: PennDOT would have to go from a state road to a state road.

MR. ZECH: Well, they don't. They go from --

MR. HALLINAN: -- I saw the signs so I hope nobody just agreed to that, you know, or one of the engineers.

MR. ZECH: They designated Throop Street as a detour. That's not a state road.

MR. HALLINAN: No.

MR. ZECH: Now, I mean, if they want to take them over and take care of them, that's fine.

MR. HALLINAN: If somebody agreed to it, that's one thing that I'm not aware of. But if -- the procedure is PennDOT usually sends a state road from one state road to another state road on a detour.

MR. ZECH: I mean, this detour could be a little while. They are having some difficulty over on Warren Street with some unforeseen circumstances. But it never should have been allowed. I would have thought better of them than to try to send traffic up a one
lane road.

MR. HALLINAN: Vito, can you check on that detour, please?

MR. NARDOZZI: Ed, I'll get ahold of the Chief. We'll meet with PennDOT about Harper Street. They have to approve the signage to make sure there is no parking on the north side.

MR. ZECH: Well, there is already signs up. Some probably you can't read, but they've been there.

MR. NARDOZZI: I think it needs new signs. We'll be on it.

MR. ZECH: It's just that you end up down there -- if somebody is at the mailbox and somebody is parked here and you want to come down Harper Street or go up Harper Street, somebody wants to turn out of the Post Office lot, now everybody is standing still looking at each other because there is no way to go if that could be checked into. Thank you.

MR. MCHALE: Yep. Thank you.

Anybody else tonight?

(No response.)

MR. MCHALE: Seeing nobody.
ATTY. CUMMINGS: Next item is report of public officials. I'll go first if you don't mind.

MR. MCHALE: Please.

ATTY. CUMMINGS: Mr. Verrastro has asked me to amend the ordinance regarding the fire insurance holdback to include a bonding provision in the case of transfer. That will -- we'll have that in place for your next meeting that way perspective will not affect the current.

I will advertise for the gym floor. I will advertise for the firehouse construction. And Mr. McHale two weeks ago instructed me to review the ordinance regarding the housing and zoning to see if there needs to be an amendment within the constitutional framework would allow more action.

And if not, then the proper procedure to act immediately rather than having people come to Council meetings. That's all I have, sir.

MR. MCHALE: Thank you, sir. Mr. Ruggiero.

MR. RUGGIERO: No.
MR. MCHALE: Mr. Judge.

MR. JUDGE: Nothing.

MR. MCHALE: Mr. Kearney.

MR. KEARNEY: Nothing.

MR. MCHALE: Quickly while -- I called Mr. Kearney. There is a note here that our Summer Program started a week and a half ago. And I am getting so many calls in appreciation of what's going on.

There's close to 200 kids at the three parks. They get fee lunch every day. It's not a big lunch but it's a nice boxed lunch where they get a sandwich and something to eat. And to me right now it's been a raving success. So thank you, Chris, for everything that you've done. Keep up the good work. And anything you need to continue the program, please let us know. Mr. Dempsey, want to lead us off tonight?

MR. DEMPSEY: Sure. Just quickly the Chief of Police informed me over the last couple of weeks that they made -- or at least had part in two very big drug arrests almost 200 bags of heroin, crack cocaine. So I just want to, you know, tell those guys good job.
We have two officers Captain Springer and Bon here tonight. So thank you guys. You guys are doing an excellent job. Also, Chris, great job with the Summer Program. I'm getting a lot of calls as well. So you're doing a great job with that.

Finally my sincerest condolences to the family and friends, obviously the City Scranton and the Scranton Police Department for John wilding. It's an awful tragedy that seems to happen more often these days. So you guys do a terrific job. We appreciate everything you do. So keep up the good work. That's all I have tonight.

MR. MCHALE: Mr. Hallinan.

MR. HALLINAN: I concur with Mr. Dempsey about the Wilding Family. Every day they put their uniforms on. You don't know if they are coming home. And I appreciate everything you guys do every day. It's -- take you for granted. People scream at you for giving tickets.

But they don't see the other stuff that you do every day. And it doesn't hit the paper. And you guys are doing an excellent
job. We appreciate everything you do.

Chris, anything with the Summer Program, please contact me. I'm your liaison, whatever you want. And, you know, you're doing a great job. Be prepared when that water park gets in action because I'm sure you're going to have a lot more than 200 hundred going there. That's a great thing that's going on up at Sherwood.

And, Vito, would you do me a favor? When that air quality report comes out from the monitor they are doing up in that area, could I get a copy of that? I have a few people that are interested in seeing what's going on up there, okay? Thank you very much. Thank you. That's all.

MR. MCHALE: That's it?

MR. HALLINAN: That's it. I swear to God.

MR. MCHALE: Mr. Nardozzi.

MR. NARDOZZI: Thank you, Mr. Chairman, just sincere condolences to the family of Officer John Wilding. I think we all feel the same. What happened should have never happened but it did. It's unfortunate.
Also recycling cans, we have a lot of requests. Is there any chance of us looking into getting more recycling? I think we're in dire need of those.

MR. MCHALE: Vito was working on a grant.

MR. NARDOZZI: I believe we're out of them altogether. So whatever we can do on that in that respect. And, Chris, good job with the Summer Program. Thank you. That's it.

MR. MCHALE: That's it. Mrs. Scrimalli.

MS. SCRIMALLI: I too would like to express my sincere condolences to Patrice Wilding and her family, very tragic. And we're all very, very deeply upset by this. And that also brings me to thank the police department for their hard work with the drug busts that have come across our knowledge here.

Also, Didge, I want to thank you. You have been very helpful these past few weeks. And we appreciate all the work you're doing. Fire department, thank you guys. Kelly, thank you for coming and your family.
We understand and we're trying very hard to bring some resolve to your situation.

On another note, the slash pad as Tom had mention, it's almost finished. So we're very close. I would say maybe another week, maybe two. But I would say by the end of next week your children could come and use the splash pad at Sherwood Park. We're all excited about that. I do want to thank you all for coming and that's all I have for tonight.

MR. MCHALE: Thank you. Mr. Burke.

MR. BURKE: My condolences to the Wilding Family. Good work to the police officers on that bust job. Fantastic work.

Didge, I was wondering if you got in contact with Mr. Valenza on the stop signs we were talking about in May?

MR. JUDGE: I don't see him. I see his car.

MR. BURKE: Okay. Would you be able to stop at the office and get his phone number tomorrow?

MR. JUDGE: Yeah. The other signs, I got your signs up on Dunham Drive. They're all up. I'll find it.
MR. BURKE: If you can just get his number from the girls in the office and give him a ring.

MR. JUDGE: Okay.

MR. BURKE: Tom, I was wondering the same question about if we found out anything with Dunmore having a say on the Sewer Authority sale. I know you were going to talk to --

ATTY. CUMMINGS: We did not get anything back that I know of. I didn't check since the end of June. We did not get anything back from Pennsylvania Municipality Authorities Association.

I'm of the same opinion we have the one-fifth vote. And we have the right to challenge anything that is contrary to the charter. Other than that, can Dunmore individually stop it as one of five, not that I could find.

MR. BURKE: I thought last meeting you were going to talk to Mr. Peters. He's the Sewer Authority Solicitor?

ATTY. CUMMINGS: Mr. Belardi.

MR. BURKE: Belardi. Okay, would
you be able to try to get in contact with him again and see if he's got any info?

ATTY. CUMMINGS: Yeah, he has not had any change of the position. He has also not heard back from the Municipal Authorities with anything contrary.

MR. MCHALE: Mr. Cummings, Mr. Burke, just -- I did bring that concern -- there's two attorneys on the Board and brought that to them and both called me back saying they couldn't find a thing for us to stop it with one vote. If you could point us in a direction where you thought that was the last time, I'll do my best --

MR. BURKE: If we can just have -- hire a paralegal to look up info on it on situations where it happened before. Obviously, there's been authorities sold throughout the country. But just so Dunmore knows where it stands because we've been looking for an answer for over a year now and we haven't gotten any further on it.

MR. MCHALE: It just -- and I don't mean to -- I agree with you a million percent. I think you and I are on the same line on this
subject. It's just if you're looking for something that's not there, you'll never find it. Do you know what I mean?

And I'm wondering if we're up against that wall right now. It's just a concern of mine. I have no problem continuing to search if you want to do so, I'll back you. I just don't know where to look.

MR. BURKE: Yeah, I would suggest a paralegal just to look up info on cases that happened throughout the country just to get an idea.

MR. MCHALE: I'll try to find one. You do the same. And we'll meet in the middle.

MR. BURKE: Sure.

MR. MCHALE: And I'll try to do so. I'll send you my notes. You do the same.

MR. BURKE: Okay.

MR. MCHALE: Honestly I brought the concerns to those two with your -- because you said you thought something could have happened last time when you did it last time, whatever the case may be. They took several days, but they both got back to me with a negative on both ends.
MR. BURKE: Yeah, I just hate to see something happen without Dunmore ever knowing that they had a chance and pass it up.

MR. MCHALE: I agree with you.

MR. BURKE: It's time -- as I read in the paper, it's getting towards the end here where they are trying to sell it. And, you know, it would be a shame if we found out we really had a say in it and never took advantage of that.

MR. MCHALE: I agree. I agree.

MR. BURKE: Just hire a paralegal to do this work for us, would help us tremendously.

MR. MCHALE: I'll see what I could find.

MR. BURKE: Also to the Hallinan family, I believe too -- Marcus, we should have our heads of departments here. When there is something going on, any kind of new work on apartments it be brought up just to prevent this from happening just to see if there is any violations because we usually hear after the fact from the neighbors like in your case when a code is broken.
But if we know -- if we have our inspector here, say there's a project going on on 1700 block of Madison Avenue, then the questions could be asked. Joe, what it is zoned for, what are they doing there before this happens. I mean, it's a shame this has happened and the hell you are going through nobody should have to go through.

I think we have to have our zoning man here to explain the projects that are going on and prevent this from happening. I'm sorry it's happening. I know it's happened to other people too just like Mike's mother. It's happened to other people. It's a shame the neighborhood has to be ruined by people like that.

I suggest we have Joe here to explain what is going on at future meetings. And if he's not there even if he could send one of the clerks from the office even if it's on overtime. I hate seeing this happen to our neighborhoods, especially your family. I feel horrible. I feel for you.

Just -- I think it has to be preventative maintenance knowing beforehand
what's happening instead of after the fact. The situation you're in now, it seems like tough to get out of now. But I'm with these guys too on trying to do whatever we can to straighten it out.

I'm just hoping having Joe here we can prevent it from happening to other neighborhoods. That's all I have.

MR. MCHALE: Mr. Verrastro.

MR. VERRASTRO: Yes, I would like to echo what everybody said about Officer Wilding. My condolences go out to his family. We spoke briefly about putting out some stuff to bid for next year as far as roads. I don't know if anybody looked at it yet.

But even if we're going to put some of these roads out to bid next year, Grove Street, it's terrible. There's one or two other spots. I think you need to at least get some potholes patched in that road. It's a mess.

Didge, I don't know what you're manpower schedule is like because it was summer but some of those holes are really deep. And it's pretty much the whole road. It's not even
like there's one or two on it. I don't know, is it unrealistic to try to get that road at least temporary patched with regular hot patch so it lasts a little longer in two weeks, three weeks?

MR. JUDGE: As soon as I get the guys out of the fire house. I have three guys there every day, Sal. That's my patching crew. We haven't patched roads in three weeks.

MR. VERRASTRO: What are they doing over there now?

MR. JUDGE: They're down in the sewer lines now. Tomorrow they get the rest of the dirt out of there. And I don't know if they have anything else to do there, but that's my patching crew.

MR. VERRASTRO: Well, all they are doing is prepping the floor, correct?

MR. JUDGE: Right.

MR. VERRASTRO: Well, they should be done with that in a couple days. Let's get them --

MR. JUDGE: Exactly. When they are done I'll have the crew out every day then.

MR. VERRASTRO: All right.
MR. HALLINAN: Sal, one second. Do we still have a tag-along paver?

MR. JUDGE: Yeah, for hot patch you mean?

MR. HALLINAN: For hot patch, yeah, like a tag-along because that would be a lot better on Green Ridge Street than patching by hand.

MR. JUDGE: Most of the roads need hot stuff.

MR. HALLINAN: Absolutely.

MR. VERRASTRO: There's a spot up on West Elm Street that's terrible, up by where Parodi Cigar is now, there's an intersection probably 50 feet in --

MR. HALLINAN: Do we have our own roller?

MR. VERRASTRO: What was it $2,500? Maybe if we get a list together so many tons for $2,500 or something like that. I forget the price.

MR. HALLINAN: I couldn't tell you the price. I'll check the availability.

MR. MCHAILE: Meet with Didge and we'll --
MR. HALLINAN: Okay.

MR. VERRASTRO: I have a couple. There is some really bad ones.

MR. HALLINAN: We'll get a list together before we can --

MR. VERRASTRO: Yeah, before we call them, this way we'll know how many tons to order.

MR. JUDGE: I have a list. I have two sheets.

MR. VERRASTRO: I'll run a couple ideas. It might help a little bit in the interim to help maybe speed it up. Other than that, thank you everybody and congratulations to the new hires that we have tonight. Have a good night.

MR. MCHALE: I just want to add my condolences to the Wilding Family. A lot of times we get all caught up in the union stuff and politics, you know, it's sad that at times like this is when you appreciate the cops the most.

As I said to you guys the other day that I had an incident at my mother's that four cop cars showed up at. And each one of them
was better than the other and really put her at ease.

So, you know, I really am more appreciative than ever for our police department and the guys there. I'm going to end with that. So I'll look for a motion to adjourn.

MR. NARDOZZI: So moved.

MR. MCHALE: Do we have a second?

MR. HALLINAN: Second.

MR. MCHALE: All those in favor.

ALL MEMBERS: Aye.

MR. MCHALE: We're adjourned.
CERTIFICATE

I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me of the above-cause and that this copy is a correct transcript of the same to the best of my ability.

___________________________
Maria McCool, RPR
Official Court Reporter

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