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COUNCIL FOR THE BOROUGH OF DUNMORE

HELD:

Monday, October 10, 2016

TIME:

7:00 P.M.

LOCATION:

DUNMORE COMMUNITY CENTER
1414 Monroe Avenue
Dunmore, Pennsylvania

C O U N C I L M E M B E R S :

MICHAEL MCHALE, President

MICHAEL DEMPSEY, Vice President

TIMOTHY BURKE

CAROL SCRIMALLI

THOMAS HALLINAN

VINCE AMICO

SAL VERRASTRO

THOMAS P. CUMMINGS, Esquire, Solicitor

MARIA McCOOL, RPR
OFFICIAL COURT REPORTER

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(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. Amico.

MR. AMICO: Present.

ATTY. CUMMINGS: Mr. Hallinan.

Mr. Dempsey.

MR. DEMPSEY: Present.

ATTY. CUMMINGS: Mr. McHale.

MR. MCHALE: Here.

ATTY. CUMMINGS: Public comment on
agenda items.

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

(No response.)

MR. MCHALE: Seeing none.

ATTY. CUMMINGS: Motion to approve
the minutes.

MR. BURKE: I'll make a motion.

1 MR. VERRASTRO: I'll second.

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

4 (No response.)

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

7 ALL MEMBERS: Aye.

8 MR. MCHALE: Opposed?

9 (No response.)

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

12 ATTY. CUMMINGS: Motion to approve
13 and pay the open bills.

14 MR. DEMPSEY: I'll make the motion.

15 MS. SCRIMALLI: I'll second that.

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

18 (No response.)

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

21 ALL MEMBERS: Aye.

22 MR. MCHALE: Opposed?

23 (No response.)

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

1 ATTY. CUMMINGS: Number six is
2 personnel matters, if any.

3 MR. MCHALE: Do we have any
4 personnel matters this evening?

5 (No response.)

6 MR. MCHALE: Number seven.

7 ATTY. CUMMINGS: Item number seven
8 is public comment on nonagenda items.

9 MR. MCHALE: Anybody like to address
10 Council tonight, please come forward and state
11 your name for the record.

12 MR. DUNCAN: Gary Duncan, 117 Barton
13 Street. We have a meeting next week. And I
14 know everybody already got the minutes so we
15 should be good with that. And, Joe, I got your
16 responses so thanks very much. Can you join us
17 next week for the Neighborhood Watch?

18 MR. LORINCE: Yes.

19 MR. DUNCAN: Okay. Thanks a lot.
20 October is fire safety month. And I know Chris
21 is here. So I don't want to steal his thunder.
22 We did talk to each other. We'll have a guest
23 speaker next week at the Neighborhood Watch
24 just about fire safety and things like that in
25 the house.

1 So, you know, if anybody has the
2 time, you're all certainly welcome. And, you
3 know, it's always a great presentation. I
4 appreciate the fact that the fire department is
5 so committed to -- especially, you know, 25, 30
6 people show up. I appreciate that you guys
7 always send a representative down to talk to
8 the group. And it means a lot. So thanks in
9 advance. That's it, everybody. Thank you.

10 MR. MCHALE: Thank you, Gary.
11 Anybody else like to address Council tonight?
12 Please come up and state your name for the
13 record.

14 MR. CARR: Richard Carr, 413 West
15 Drinker Street. On January 7th, I submitted a
16 letter to the Borough requesting that I be put
17 on the agenda for next pension board meeting 10
18 months ago. I have yet to know if there is a
19 meeting scheduled or if anything is in the
20 works. It's 10 months. I'd like to know an
21 answer.

22 MR. MCHALE: We've tentatively
23 scheduled, Mr. Carr, November 14th for that
24 meeting, which is next month's first meeting.
25 We're trying to make sure that everybody is

1 able to attend including our actuary who has
2 been addressing your issue on our behalf.

3 MR. CARR: Has the meeting been
4 advertised?

5 MR. MCHALE: It hasn't been
6 solidified yet. So, no, it hasn't. I was
7 trying to make sure that Mr. Dudek could be
8 there, Mr. Colo could be there, Morgan Stanley
9 could be there, the union members could be
10 there, myself, I think Mr. Dempsey and probably
11 Mr. Ruggiero as well. So I'm just coordinating
12 the schedules.

13 MR. CARR: This is 10 months.

14 MR. MCHALE: I know. Believe me,
15 Mr. Carr, I know.

16 MR. CARR: And I'll be here every
17 month until this happens.

18 MR. MCHALE: That's fine.

19 MR. CARR: This is insane.

20 MR. MCHALE: That's fine. And
21 you're going to be treated absolutely by the
22 letter of the contract.

23 MR. CARR: I would really
24 appreciate if it's done. I will be looking for
25 an advertisement in the paper to make sure that

1 this happens.

2 MR. MCHALE: Absolutely. Thank you,
3 sir. Anybody else like to address Council
4 tonight?

5 MR. ZECH: Eddie Zech, 206 Andrews.
6 Is there any reason why the school signs aren't
7 working on Drinker Street now by Holy Cross?

8 MR. MCHALE: The new ones, Mr. Zech?
9 Is mister -- is Didge here? Tom, you don't --
10 I don't know if they've been activated yet.
11 Joe?

12 MR. LORINCE: I'll check it out
13 tomorrow. They should be activated.

14 MR. MCHALE: With the school in
15 session, that's a good point.

16 MR. LORINCE: I know they are on
17 timers. I know they were working.

18 MR. ZECH: I haven't seen them yet.

19 MR. LORINCE: Maybe they're off
20 today because of the --

21 MR. ZECH: No, they wouldn't be that
22 smart. Last week I'm there, you know, like
23 7:30, 8:00, different times in the morning. I
24 haven't seen them yet.

25 MR. LORINCE: I was thinking the

1 same thing today.

2 MR. MCHALE: Thank you, Mr. Zech.
3 Anybody else like to address Council tonight?
4 Please come up.

5 MR. HOLECKO: Good evening, Eric
6 Holecko, 932 and a half East Drinker Street.
7 I'm here again tonight to follow up on my
8 formal appeal to revoke an on street handicap
9 spot at 940 East Drinker Street.

10 Again, I would like to remind
11 Council that Mr. Fortese has two separate
12 driveways to his property and both would
13 provide him room to board and exit his vehicle.
14 Parking in this area is extremely limited. And
15 some of us have no parking at all.

16 His handicap spot I'm concerned that
17 is -- it's a way for him to expand his real
18 estate. And I really do believe it's an
19 unethical means to do so. And I would like to
20 see a resolution to this issue. And I'm here
21 tonight just to follow up on that.

22 MR. MCHALE: Chief Marchese I see is
23 back there. Have you looked at this, sir?

24 CHIEF MARCHESE: We looked at it
25 ourselves. Captain Barth looked at it last

1 week. There is usually -- a handicap person
2 lives in there. The handicap is outside. I
3 don't feel comfortable removing it.

4 MR. HOLECKO: Did you observe any --
5 does he have off street parking?

6 CHIEF MARCHESE: Does he have, yes.
7 I don't feel comfortable removing it. That's
8 my opinion.

9 MR. MCHALE: Tom?

10 ATTY. CUMMINGS: The burden on the
11 Borough is significantly different than if this
12 was an application to post the sign. This
13 would be an action removing the sign since it
14 is in place. Since there is a handicapped
15 individual -- I'm sorry, an individual
16 with plates for the disabled and sent to the
17 property, I would agree with the Chief.

18 I would advise Council not to vote
19 on it but to just accept the position of the
20 property owner.

21 MR. MCHALE: Unfortunately, sir, I
22 do agree. We have to -- I'd have to take the
23 position of the Chief.

24 MR. HOLECKO: I understand. Could I
25 at least ask -- I understand I carry an uphill

1 road. But I do ask ethically as citizens of
2 Dunmore, how you would feel if a neighbor
3 pulled a tactic like this on you? There's -- I
4 understand the legalities here. There is also
5 ethics as well.

6 And I do ask -- as the governing
7 body, you did have the power to grant him this
8 handicap spot. You also have the power to take
9 it away. I do understand the legal uphill
10 battle that this is. Ethically, I do ask for
11 at least four votes tonight to have this added
12 to the agenda.

13 MR. MCHALE: On the advice of
14 Council, I personally couldn't recommend taking
15 a vote. But it's up for you guys to decide.
16 Does anybody disagree with what I said?

17 MR. DEMPSEY: No. We're going to
18 take the advice of Council.

19 MR. HOLECKO: Thank you.

20 MR. MCHALE: Thank you. Anybody
21 else like to address Council?

22 (No response.)

23 MR. MCHALE: Seeing none.

24 ATTY. CUMMINGS: Public officials.

25 MR. MCHALE: Mr. Cummings, do you

1 have anything tonight?

2 ATTY. CUMMINGS: No, sir.

3 MR. MCHALE: Chief DeNaples,
4 anything tonight?

5 CHIEF DENAPLES: Just fire
6 prevention month like Gary stated earlier when
7 he spoke. So we'll be going out to all of the
8 schools, day cares, other facilities to do fire
9 prevention inservices for the staff as well as
10 students.

11 So if anybody knows of any other
12 facilities or organizations that need a fire
13 safety inservice that's not on our list, just
14 let us know. You can contact my office and
15 we'll get it scheduled. That's all I have.

16 MR. MCHALE: Thank you, sir.
17 Mr. Kearney?

18 MR. KEARNEY: Nothing.

19 MR. MCHALE: Mr. Lorince?

20 MR. LORINCE: No.

21 MR. MCHALE: Chief Marchese.

22 CHIEF MARCHESE: I'm good.

23 MR. MCHALE: Vince, do you want to
24 lead us off tonight?

25 MR. AMICO: I have nothing this

1 evening.

2 MR. MCHALE: Mr. Dempsey?

3 MR. DEMPSEY: I have nothing.

4 MR. MCHALE: Mr. Verrastro.

5 MR. VERRASTRO: I have nothing.

6 MR. MCHALE: Mr. Burke?

7 MR. BURKE: No.

8 MR. MCHALE: Mrs. Scrimalli?

9 MS. SCRIMALLI: I'm good.

10 MR. MCHALE: I have nothing as well.

11 I'll look for a motion to adjourn. All in
12 favor to adjourn?

13 ALL MEMBERS: Aye.

14 MR. MCHALE: We are adjourned.

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C E R T I F I C A T E

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

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10 _____
11 Maria McCool, RPR
12 Official Court Reporter
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25 the certifying reporter.)