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

COUNCIL MEMBERS:
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
(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.
MR. VERRASTRO: I'll 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: Number six is personnel matters, if any.

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

(No response.)

MR. MCHALE: Number seven.

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

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

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

MR. LORINCE: Yes.

MR. DUNCAN: Okay. Thanks a lot. October is fire safety month. And I know Chris is here. So I don't want to steal his thunder. We did talk to each other. We'll have a guest speaker next week at the Neighborhood Watch just about fire safety and things like that in the house.
So, you know, if anybody has the time, you're all certainly welcome. And, you know, it's always a great presentation. I appreciate the fact that the fire department is so committed to -- especially, you know, 25, 30 people show up. I appreciate that you guys always send a representative down to talk to the group. And it means a lot. So thanks in advance. That's it, everybody. Thank you.

MR. MCHALE: Thank you, Gary.

Anybody else like to address Council tonight? Please come up and state your name for the record.

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

MR. MCHALE: We've tentatively scheduled, Mr. Carr, November 14th for that meeting, which is next month's first meeting. We're trying to make sure that everybody is
able to attend including our actuary who has
been addressing your issue on our behalf.

MR. CARR: Has the meeting been
advertised?

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

MR. CARR: This is 10 months.

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

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

MR. MCHALE: That's fine.

MR. CARR: This is insane.

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

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

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

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

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

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

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

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

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

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

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

MR. LORINCE: I was thinking the
same thing today.

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

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

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

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

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

CHIEF MARCHESE: We looked at it ourselves. Captain Barth looked at it last
week. There is usually -- a handicap person lives in there. The handicap is outside. I don't feel comfortable removing it.

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

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

MR. MCHALE: Tom?

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

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

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

MR. HOLECKO: I understand. Could I at least ask -- I understand I carry an uphill
road. But I do ask ethically as citizens of Dunmore, how you would feel if a neighbor pulled a tactic like this on you? There's -- I understand the legalities here. There is also ethics as well.

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

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

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

MR. HOLECKO: Thank you.

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

(No response.)

MR. MCHALE: Seeing none.

ATTY. CUMMINGS: Public officials.

MR. MCHALE: Mr. Cummings, do you
have anything tonight?

ATTY. CUMMINGS: No, sir.

MR. MCHALE: Chief DeNaples, anything tonight?

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

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

MR. MCHALE: Thank you, sir.

Mr. Kearney?

MR. KEARNEY: Nothing.

MR. MCHALE: Mr. Lorince?

MR. LORINCE: No.

MR. MCHALE: Chief Marchese.

CHIEF MARCHESE: I'm good.

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

MR. AMICO: I have nothing this
evening.

MR. MCHALE: Mr. Dempsey?

MR. DEMPSEY: I have nothing.

MR. MCHALE: Mr. Verrastro.

MR. VERRASTRO: I have nothing.

MR. MCHALE: Mr. Burke?

MR. BURKE: No.

MR. MCHALE: Mrs. Scrimalli?

MS. SCRIMALLI: I'm good.

MR. MCHALE: I have nothing as well.

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

ALL MEMBERS: Aye.

MR. MCHALE: We are 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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