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1	COUNCIL FOR THE BOROUGH OF DUNMORE
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3	HELD:
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5	Monday, June 12th, 2023
6	
7	TIME:
8	6:00 P.M.
9	
10	LOCATION:
11	DUNMORE COMMUNITY CENTER 1414 Monroe Avenue
12	Dunmore, Pennsylvania
13	COUNCIL MEMBERS:
14	
15	VINCE AMICO - President
16	JANET BRIER - Vice President
17	MICHAEL DEMPSEY
18	THOMAS HALLINAN
19	ELIZABETH ZANGARDI
20	WILLIAM O'MALLEY, III
21	KATHERINE OVEN
22	GREG WOLFF, Borough Manager
23	MICHAEL P. PERRY, Esquire, Solicitor
24	
25	MARIA McCOOL, RPR OFFICIAL COURT REPORTER

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1	(Pledge of Allegiance.)	
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3	MR. WOLFF: Roll call, Mayor	
4	Conway.	
5	MAYOR CONWAY: Here.	
6	MR. WOLFF: Mrs. Zangardi.	
7	MS. ZANGARDI: Here.	
8	MR. WOLFF: Mr. O'Malley.	
9	MR. O'MALLEY: Here.	
10	MR. WOLFF: Mr. Dempsey.	
11	MR. DEMPSEY: Here.	
12	MR. WOLFF: Mr. Amico.	
13	MR. AMICO: Here.	
14	MR. WOLFF: Mrs. Brier.	
15	MS. BRIER: Here.	
16	MR. WOLFF: Mrs. Mackrell Oven.	
17	MS. OVEN: Here.	
18	MR. WOLFF: Mr. Hallinan.	
19	MR. HALLINAN: Here.	
20	MR. WOLFF: Number three, public	
21	comment on agenda items.	
22	MR. AMICO: Would anyone from the	
23	public like to comment on agenda items only?	
24	Seeing none.	
25	MR. WOLFF: Number four, motion to	

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1	approve the minutes.
2	MR. AMICO: I'll look for a motion.
3	MS. BRIER: I'll make it.
4	MR. DEMPSEY: Second.
5	MR. AMICO: I have a motion and a
6	second. Anyone on the question? All those in
7	favor.
8	ALL MEMBERS: Aye.
9	MR. AMICO: Opposed?
10	(No response.)
11	MR. AMICO: Ayes have it.
12	MR. WOLFF: Number five, motion to
13	approve and pay the open bills.
14	MR. AMICO: I'll look for a motion
15	to approve and pay the open bills.
16	MR. O'MALLEY: I'll make that
17	motion.
18	MR. HALLINAN: I'll second it.
19	MR. AMICO: I have a motion and a
20	second. Anyone on the question?
21	MS. BRIER: I just have one
22	question, Bucktown Trucks.
23	MR. BURTON: There were nine
24	invoices on that one.
25	MS. BRIER: And then NEIC, that's

1 just a reimbursement the 77 grand? MR. BURTON: That's the payment for 2 3 the Marywood expansion that we received prior. 4 MS. BRIER: We already received that 5 money. MR. BURTON: Correct. 6 7 MS. BRIER: Thank you. That's all I 8 have. 9 MR. AMICO: All those in favor. 10 ALL MEMBERS: Aye. 11 MR. AMICO: Opposed? (No response.) 12 13 MR. AMICO: Ayes have it. 14 MR. WOLFF: Number six, George White 15 from the Lackawanna Regional Stormwater 16 Initiative HRG presentation for us. 17 MR. WHITE: Good evening, my name is 18 George White, I'm with the engineering firm of 19 With me tonight is Lee Stinnett from the 20 law firm of Salzmann Hughes. 21 We appreciate the opportunity to 22 address the Council this evening. We are here 23 on behalf of the City of Scranton to talk about 24 the Lackawanna Regional Stormwater Authority. 25 In early May we met with municipal engineer

Dave Lopatka and Solicitor Mike Cosgrove to discuss this opportunity.

This is a process that began back in 2020 to talk about a countywide stormwater collaboration which would have the ability to service the 22 municipalities in the county that are currently regulated with the MS4 regulations.

However, the dialogue was cut short due to COVID. Fortunately, we're able to come back and pick up where we left off. So since the time we last met with the municipalities, we had an open dialogue with the county. We originally envisioned this a countywide authority.

However, in talking with the county conservation district, their time schedule and goals are quite a bit different than what we had anticipated. So we've paired the potential authority down to a group of eight municipalities that we'll identify in a moment.

Why do you need an authority? It's really just a question of the challenges of the stormwater regulations now. First of all, polluted streams between as of acid mine

drainage and sediment throughout the valley.

We have impaired streams throughout the valley
that need to be addressed. The tightening
regulations, the municipal separate storm sewer
system, permits, MS4 continue to pile on more

and more regulations.

This is an underfunded mandate which has really burdened all the municipalities through the state. Ageing infrastructure, throughout your community like all other communities, stormwater management system has got kind of hidden for the past 50 years.

The old corrugated metal pipes that were put in back in the 70s which seemed like the 45 to 50 year life expectancy was -- that's no problem. It's been 50 years since those went in. So we're seeing municipalities having to replace a lot of their existing infrastructure.

Increased development, means more flood water. It just continues to pile up on all municipalities. And the big thing is trying to fund all of the improvements that need to be made whether it's maintenance or due to regulations.

The whole valley has seen significant flooding over the past decade as the storms become more frequent and more severe. These are just a few examples but as we all know, this is happening all throughout the valley.

So the future of stormwater permitting and initiatives where we are now, the MS4 program which requires best management practices to reduce sediment and all of the municipalities that have impacted streams are bound by the MS4 rates. Those are currently in place, rural areas with agricultural conservation -- and management plans are required. Countywide action plans are being required as of 2021.

And the DEP recently announced two year extension on current permits. So all of the MS4 permits are continuing in place. Where are we headed, in 2025 once the current MS4 permits expire, it's more likely that there will be more municipalities in the region that are required to abide by MS4 regs.

The DEP is really pushing for regional cooperative programs so that we can

manage watersheds instead of municipal issues.

As we all know, the stormwater doesn't recognize municipal boundaries. We're looking -- watersheds that cross through the areas.

Additional municipalities are going to be added each year. And it's just going to continue to roll along. And these regs continue to get more stringent and the competition for funding just becomes more and more competitive. So why a regional approach, first of all, it saves money. That's what we all love to do.

And it has an opportunity to lessen the MS4 permit obligations under the programs that DEP has been talking about. If there is a cooperative program, there will be a reduction in some of the requirements. As I said, it gives the ability for a more holistic approach for solving drainage programs which supports watershed planning and management.

It gives you the opportunity to implement all the best management practices that are required. And you could go ahead and through the cost savings that you're going to

see with the regional plan, you could take some of those savings and go above and beyond what's being required with the MS4. So you could fix some of the flooding problems.

Administrative burden,
municipalities throughout the state are having
a hard time keeping up with the MS4 permits. A
majority of municipalities are in noncompliance
with their current permits and just trying to
keep up with the paperwork is mind-boggling for
most municipalities.

And once again, the economics of scale, if we have eight municipalities cooperating together we could reduce duplication of services, share equipment and expanded cost share options and also more opportunities for larger grant opportunities.

So back in 2020 we completed a survey of municipalities throughout Lackawanna County to see if this is something that they were interested in. The City of Scranton is very interested in forming an authority to help to centralize the stormwater issues in the valley.

They received a grant to fund the

organization of the authority. So all of the current fees are being paid by this county grant. In the 2020 municipal survey talking to the municipalities at that time, they were willing to give up municipal control over the water quality and flood control over the region.

You could see increased funding, decreased cost. They are also interested in receiving some money back from the authority to help pay for some of their inhouse improvements to the stormwater facilities.

The areas that the municipality identify is where they need the most support, this funding to improve the stormwater facilities, design and implementation BMPs, Best Management Practices to improve the water quality, MS4 administration and watershed based flood reduction prevention.

So after finding out that the county wasn't really interested in spearheading a regional authority, we went back to the drawing board. We've looked in the area around Scranton and identified the municipalities that were showing interest at the time back in 2020

when we last left off.

So those municipalities include

Dunmore, Scranton, Moosic, Old Forge, Taylor,

Dickson City, South Abington and Clarks Summit.

That would be the initial authority. As the regs change and if more municipalities want to join into the authority, there would be an option to add additional municipalities as we go through.

This would be a brand new authority. So as far as the day-to-day operations and a lot of the questions that you'll have I'm sure are really going to be up to the authority once it's formed. Each municipality will have a say in the authority. They'll come up with the day-to-day operations, make the key decisions. We made some suggestions on what we see as the a good to start.

Survey, also look at some of the other needs that the municipalities have identified. Top five needs funding of existing infrastructure, compliance programs, regional projects to address flooding including levy maintenance, existing infrastructure of maintenance which would include street

sweeping, repairs, rehab, regulatory compliance. So once again, back to trying to meet all the requirements of the MS4 permit and regulatory compliance with the BMP.

So all of the stormwater management -- best management practices be put in have to be monitored on an annual basis and have to be functioning properly. So the way we envisioned the authority to come together would be a two-phased approach.

The first phase would start pretty much immediately, funding of the municipality local infrastructure improvements would come through a stormwater utility fee. Initially those fees would be funding regulatory compliance, existing maintenance of infrastructure and levy maintenance.

Municipalities within the authority that have flood levies will be paying an additional fee. So that could be wrapped into their part of the authority. Municipalities would remain responsible for operation of and management of their assets and capital improvement plans related to existing assets.

Then beginning in 2027, I believe,

the regional authority would grow a little bit more. We would start to administer all of the permits for the municipalities so we would take over the MS4 permits and do all of the administration of the permits inhouse, complete all the MCMs which are the educational components of the MS4, conditional assessment and planning of stormwater facilities, capital improvement planing levy maintenance and improvements, regional flood projects, operation and maintenance of stormwater infrastructure, repair of the existing infrastructure and any new regulatory requirements.

So that next step, we would be stepping up the amount of services the authority was providing for the municipalities. The municipality would be responsible for the support of the authority through the adoption of ordinance and similar actions to pursue the stormwater management.

So at the time that we talked with the municipalities last -- we were -- we asked them what they would feel a minimum cost savings should be for them to want to

participate in the authority. Fifty percent of the municipalities responded said anything from 12 to 15 percent would be adequate, another 30 percent said between 25 and 30.

And I must say that that graph doesn't make much sense. So we'll have to talk to the graphics people that put that together. But anywhere up to 30 percent would be considered adequate amount of savings to get the municipalities interested.

So our preliminary evaluation of the existing stormwater programs in the valley, we looked at the amount that the city is currently spending, what an average borough is spending and what an average township is spending, came up with those numbers under the current separate funding as you guys are doing now and what the savings would be if we had a regional authority.

For the city, we're estimating it would be about a 25 percent savings. For a borough, which right now the term borough is generic. But we feel that all the boroughs within our regional plan fall within the same basic guidelines.

You could expect a 49 percent savings over what you are spending now for stormwater and in the future. And the township would be saving about 40 percent -- 39.

All of the responding municipalities in the survey said they would like to hear more about the feasibility of a stormwater utility fee. So that's what really got us moving ahead with the project.

What it would like look like and how we're showing some -- showing the savings. The stormwater utility fees the way they work, people are paying based on the amount of impervious surface on their property. So it doesn't matter the size of the property, the value of the property, it's how many square feet of impervious surface you have.

So if you have small house with a driveway and a sidewalk, that's all you're going to be paying for is that impervious surface where a larger commercial property -- it being a fee, non-profits are also required to pay into the fee. It's very similar to your sanitary sewer fee. So everybody pays in, the churches, the school, the businesses all pay in

based on the amount of impervious surface they have.

If you look at the middle column, shows our numbers -- are assumed numbers for an average borough within our authority area. The annual stormwater revenue needed is approximately \$341,000, comes out to a current millage of approximately .0275. The needed millage to pay for all of the improvements that are needed over the years is .0344.

Medium value of a property we're assuming to be about approximately \$195,000, which means the median annual residential tax payment is approximately \$1,351. That's just to pay for stormwater improvements. So breaking that down bimonthly tax payment, approximately \$113 a month -- are currently required to meet the stormwater expenses that the borough is going to have over the next 20 years.

Our estimated stormwater utility fee would be \$8 a month. So you would be saving -- the average homeowner would be saving 93 percent, whether that goes directly back to the homeowner as a savings or if those funds were

to be reallocated for other needs in the borough, say parks and recreation. That's freeing up money that you would be putting towards other very good uses.

So as we said, we're looking at a two-tier approach. The first phase in 2024 we're estimating that the monthly base fee for the average homeowner would be between 4 and \$6 a month. There would be an additional fee for municipalities that have levies. So that would be between 5 and \$7.

And for each of those fees, a dollar would be going back to the municipality to help pay for their current projects. In 2027 when the authority would be taking more responsibility on, the average utility fee would be increased to somewhere between \$6.60 and \$11 dollars.

Once again, the municipalities with levies would have a higher rate somewhere between \$7.60 and \$16. Once again, a dollar somewhere between a dollar and \$5 would be going back to the municipalities to pay for their other stormwater related expenses.

So based on the previous surveys, 96

percent of municipalities said they would like to hear more about it. That's why we're here. Basically we're just looking to open a dialogue. Over the next two months will be --we'll be presenting to each of the municipalities during the proposed surface area we're going to be providing a memo of understanding to the municipalities just so you could tell us if you are interested or not.

It's really a nonbinding agreement. We just want to take make sure that we're not wasting one another's time. If you guys want to say no, great, just let us know and we'll move on.

But if it's something that you would like to learn more about, be involved in the planning -- like I said, we've already spoken to your attorneys and your engineers to answer some of their questions. A lot of the questions are procedures that are going to be established by the authority once it's formed.

So there is still a lot of wiggle room as far as all that goes. This summer in July and August once we receive the memos of understanding, we put out a request for

proposal for mapping of impervious areas and will continue our discussions with DEP on existing permit compliance. The DEP wants to make sure that all municipalities involved in the authority are in compliance with their MS4 permits before we start things up.

So we would work with the municipality to make sure everything is all tied up. In the fall of 2023, impervious area mapping will be taking place. So all new photos will be done over the area and impervious surfaces digitized off of those.

We would start work group meetings with the authority representatives from each of the municipalities. And we would be drafting up an intergovernmental cooperation agreement for each of the municipalities. In the winter of 2024 we'd be looking to execute the ICA.

So that would be actually the time that the borough would say yes we're in 100 percent or, no, we've seen where this is going and we don't want to participate. So that is your cutoff date. And then municipalities will be asked to vote on articles of incorporation and bylaws for the stormwater authority.

So in a nutshell that's our proposal. It's a big step to put the faith of cooperative body in charge of your stormwater. But we've organized several of these throughout Central PA and found to be very successful in organizing stormwater programs, funding and just keeping things moving along.

So I'd be happy to answer any questions I can. And Lee is here to answer the legal questions that I'm not allowed to touch.

Yes, ma'am.

MS. BRIER: So the municipality would empower the authority to levy these fees?

MR. WHITE: Yes.

MS. BRIER: What does BMP stand for?

MR. WHITE: Best management

practice.

MS. BRIER: And how about ICA?

ATTY. STINNETT: That's the intergovernmental cooperation agreement. And the importance of that is if we have a joint plan going into DEP, DEP requires that there would be an agreement by which you can implement the joint plan that is submitted and approved by the department.

So that's the other reason that we have to go through this process. We'll start with you. You either allow us to move forward, have discussions, keep everyone up to speed and then when it comes time to executing the regulatory required agreement, you all have been involved in the entire process.

MS. BRIER: Thank you.

MR. WOLFF: Just for the sake of time, Council and anyone, you could get questions to me and I could get them to you.

As you could see, we have a full house. Yeah, I do -- I definitely have some questions for you. But thank you for your presentation this evening.

MS. BRIER: Thank you.

MR. WOLFF: We'll let them cleaned up a little bit.

MR. AMICO: Thank you for your time.

MR. WOLFF: Number seven, motion to approve the Bucktown Center Associates, LP, 222 East Drinker Street.

MR. DEMPSEY: I'll make that motion.

MS. ZANGARDI: I'll second.

MR. AMICO: I have a motion and a

1 Anyone on the question? second. Just real quick for the audience if you don't know what 2 3 Bucktown Center Associates are, it's the 4 project that will be coming to the Dunmore 5 Corners, the big empty lot above Cara Mia's. MR. WOLFF: Apple and Drinker. 6 7 MR. AMICO: Apple and Drinker, 8 correct. That's what that project is going to 9 It already went to planning and zoning. It's our turn to approve to it now. 10 11 else on the question? All those in favor. 12 **ALL MEMBERS:** Aye. 13 MR. AMICO: Opposed? 14 (No response.) 15 MR. AMICO: Ayes have it. 16 MR. WOLFF: Number eight, motion to 17 approve Hoofty Holdings Land Development, 105 18 Corner Street. 19 MS. ZANGARDI: I'll make that 20 motion. 21 MR. DEMPSEY: Second. 22 MR. AMICO: I have a motion and a 23 Anyone on the question? And again 24 just for the audience, the Hoofty Holdings Land 25 Development is on Chestnut Street, Chestnut and

1 Corner where the old carpet factory was on 2 Chestnut Street. So that's again, going to be 3 a residential slash commercial development 4 So it will take care of that building project. 5 and make it -- put it back on the rolls and clean it up. Anyone else on the question? 6 7 those in favor. ALL MEMBERS: 8 Aye. 9 Opposed? MR. AMICO: 10 (No response.) 11 MR. AMICO: Ayes have it. 12 MR. WOLFF: Number nine, personnel 13 matter, appoint Chris Davis to equipment 14 operator for the DPW. 15 MR. AMICO: Look for a motion to 16 approve Chris Davis to equipment operator for 17 DPW. 18 MR. O'MALLEY: I'll make the motion. 19 MR. AMICO: I have a motion. Second? 20 21 MS. BRIER: Second. 22 MR. AMICO: Anyone on the question? 23 And Mr. Davis has already been working for us 24 for a number of years. He's going to be moving

from being CDL driver to being the equipment

25

1 operator. All those in favor. **ALL MEMBERS:** 2 Aye. 3 Opposed? MR. AMICO: 4 (No response.) 5 MR. AMICO: Ayes have it. MR. WOLFF: Number 10, personnel 6 7 matter, motion to hire applicants for the 2023 8 Dunmore Recreation Program summer help pending 9 child abuse clearance. 10 MR. AMICO: I'll look for a motion 11 to approve the following applicants for the 12 2023 Dunmore Summer Recreational Program: 13 Dana Cordaro, Christopher Gallagher, 14 Caroline Gentile, Kaitlin Kordish, Janet Lucas, 15 Allison Mendola, Josette Novorosky, Scott 16 Pagnotti, Marissa Sluko, Ashley Sunseri. 17 Hannah Albano, Julianna Argust, 18 Colleen Blockberger, Michael Bonavoglia, 19 McKenna Brazil, Tristen Canavan, Emily 20 Comparetta, Gianna Cordaro, Jack Costanzi, 21 Christine Fagioli, Serenity Fox, Abigail 22 Kopacz, Mariana Leo, Oliva Leo, Jaclyn 23 Marichak, Danny Pigga, Riley Robinson, Anthony 24 Sabia, Sophia Summa, Max Hunt, Cullen Smith, 25 Nico Ruggiero.

1	MR. HALLINAN: I'll make that
2	motion.
3	MR. DEMPSEY: Second.
4	MR. AMICO: This is just a list for
5	the summer program for the teachers and
6	counsellors and grass cutters that will be
7	working for the Borough this summer.
8	MR. O'MALLEY: On the question,
9	we're hiring all the qualified applicants. I
10	will abstain because my niece applied for a
11	counseling job. So I'm going to abstain.
12	MR. AMICO: Thank you, Mr. O'Malley.
13	Anyone else on the question? All those in
14	favor.
15	MS. ZANGARDI: Aye.
16	MR. DEMPSEY: Aye.
17	MR. HALLINAN: Aye.
18	MS. OVEN: Aye.
19	MS. BRIER: Aye.
20	MR. AMICO: Aye. Opposed?
21	(No response.)
22	MR. AMICO: Ayes have it.
23	MR. O'MALLEY: Abstention.
24	MR. AMICO: Ayes have it.
25	MR. WOLFF: Number 11, Treasurer
	ll

report. Mark.

MR. BURTON: Good evening, Council.

I have my brief analysis for the month of May.

It was another solid month financially. Net income for the month was \$840,000 which brings our year-to-date net income to 2.7 million dollars.

As far as revenues are concerned, we had another one million dollar collection in real estate taxes. Licenses and permits are \$58,000 Comcast franchise fee for the first quarter of 2023. State capital grants, we received \$13,000 for recycling performance grant and miscellaneous revenue \$24,000 in reimbursement for the Dunmore School District for the first quarter of 2023.

Expenses were pretty run of the mill, a couple things, the highway construction we paid \$22,000 for paving and patching equipment. And retirement and pension we made our \$60,000 MMO payment. That would be it.

ALL MEMBERS: Thanks, Mark.

MR. WOLFF: Chris Kearney.

MR. KEARNEY: Good evening. This past month at the DCC we've continued hosting

parties on the weekends along with we had the Lion's Club dinner last night. There is also a party scheduled for this weekend.

In the past several weeks, we've hosted the Lady Bucks summer basketball practices and will continue for the rest of this month. Also this weekend and ending tomorrow, the DHS girls volleyball team is having a team clinic here.

We've also become hosting basketball practices for the elementary school teams.

With school being out, we're opening at 11 every day so the kids could come in and use the place. The new HVAC unit was installed last week and is working fine.

Thanks to Council for approving the purchase and Borough Manager Wolff for all of his work with the bidding process.

MS. BRIER: How about the pickle ball?

MR. KEARNEY: I spoke to a woman. I have the lines up and everything. The woman who had been in contact with me said they were looking for a place during the day in the fall and the winter. So I spoke with Head Start and

they only use one part of the gym. So I told 1 this lady to get ahold of me and we'll set up 2 3 whatever they want to do. 4 MS. BRIER: Is there a net? 5 MR. KEARNEY: Yeah, we have everything, except I don't have paddles and 6 balls. 7 8 MS. BRIER: I think besides that 9 woman, there might be other people who might want to use it during the summer. 10 11 MR. KEARNEY: Yeah, as long as 12 someone lets me know. It's already lined. Ι 13 have to put the lines down again because people 14 are using the court and the lines come off. So 15 we just have to keep retaping it. 16 MR. HALLINAN: Can we get it on the 17 website the courts are available for pickle 18 ball? 19 MR. KEARNEY: Sure. 20 MS. OVEN: Chris, do we have any 21 designated times too so people just aren't 22 showing up? 23 MR. KEARNEY: I was waiting for any 24 kind of guidance on that. I thought if you 25 knew people who were good on Tuesday or

whatever -- the only thing I have rental here on Tuesday nights. And I have -- right now I have an elementary school practice that is scheduled every Wednesday from now until the rest of the summer. But like I would say Mondays and Thursdays would be good or something like that.

MS. OVEN: If we can get a schedule and put it out just so people aren't showing up random.

MR. KEARNEY: Right.

ALL MEMBERS: Thanks, Chris.

MR. WOLFF: Mr. Judge.

MR. JUDGE: We're still patching, doing holes. We're cutting a lot of brush now. Any stop signs you need, call them in. And the brown paper bags for the brush, if it's in plastic it goes to the landfill. If they are not in brown paper bags they won't take them.

MS. BRIER: How about Tiffany Drive, were you able to get up there?

MR. JUDGE: That's got to be patched. I'm going to temporarily patch it until they pave it. We didn't have the guys. We had six guys out.

1 MS. BRIER: Right. So it will be 2 next week. 3 MR. JUDGE: Probably tomorrow. 4 MS. BRIER: Oh, thanks. 5 MR. JUDGE: But the brown paper bags, everybody is putting them in the plastic 6 bags and it goes to the landfill. It doesn't 7 8 go to the Recycling Center if you do that. 9 The stop sign on College MS. OVEN: 10 and Adams, was that replaced? It's all faded. 11 You can't see it. 12 MR. JUDGE: I'll check tomorrow. 13 MS. OVEN: And then the storm 14 drains, do we have any program for cleaning the leaves? 15 16 MR. JUDGE: I had them all checked 17 There's a lot of them in rough shape. today. 18 Every one of them in Swinick's is bad. 19 MS. OVEN: Right. Is there a 20 program where we do that we kind of go 21 through --22 MR. JUDGE: We used to have a crew 23 that did them. That was a long time. 24 MS. OVEN: Okay. 25 MR. WOLFF: Mrs. Mackrell Oven, with

the street sweeper that Chris will be taking over, that's part of cleaning the storm drains.

Obviously it's not getting inside but that's part of keeping them clear.

MS. OVEN: What about if it's filled?

MR. WOLFF: If it's filled, it depends on what it is. If it's a stormwater, it's part of what this gentleman was just presenting. If it's stormwater then we are responsible. If it's combined then we call the water company, the sewer department.

MS. OVEN: Thank you.

MR. HALLINAN: Would you do me a favor too and reach out to the county? I tried but I didn't get a response and if you could call about the brush hog.

MR. JUDGE: I called today. We're going to set it up. We'll give him the sweeper and we'll take it for a week. That's it.

ALL MEMBERS: Thanks, Didge.

MR. WOLFF: Chief Marchese.

CHIEF MARCHESE: For the month of May our department received 1,152 calls for service. This number is up by 231 from the

previous month. For the month we have five criminal arrest, 13 non traffic and 83 traffic citations. Two overtime shifts were sent for the month.

Officer Richardson and Burgett took part in their monthly SWAT training. Officer Richardson also had a Mopetc certification training May 5 and 16th. On Wednesday, May, 24th, several officers took over the Tracs training administered by the PA Highway Safety Commission.

This training certifies officers to issue both traffic citations and warnings from the mobile CAD computer in the police cars.

May 22nd, our department received Tracs mobile ticketing software that we ordered back in April.

This software allows officers to issue traffic citations and warnings to a driver electronically and cuts down the time handwriting paper citations.

MS. BRIER: Is that a first for us?

CHIEF MARCHESE: Yes. All officers
who participated in the May 24th training are
now able to issue traffic tickets and warnings

from inside the patrol cars. Captain Barth is in the process of training and certifying all additional officers who weren't able to make the training.

In early May several officers

participated in a statewide pedestrian safety

program which focused on enforcement of

crosswalk offenders. During the state funded

program, the officers made multiple traffic

arrests along with written warnings for

crosswalk violators. This program is state

funded and was at no cost to the Borough.

In the middle of late May, officers took part in the PA Buckle Up State Enforcement Program. This wave of traffic enforcement focuses on drivers who do not wear seatbelts. This detail was also fully funded by the state. And during the operation multiple offenders were cited for both seatbelt violations along with other violations. This program will run into early June as well.

MS. BRIER: Chief, did you send us the stats this month?

CHIEF MARCHESE: Yeah, I e-mailed them. I know we have a lot of residents here

from Bednar Street. We're having a lot of issues on Bednar. I actually have -- I brought with me -- I have 10, 15 reports. I instructed my officers every time they go up to do a report.

We've had multiple calls for loud noise. Every time we go up -- they are told to park a block away. They walk up. Every time we go there, we don't hear anything or it's really, really low. Today I talked to Mr. Cruser. He came in. He talked to me. We had audio and video from the surveillance camera.

The music was blasting today. So Officer Burgette is actually here. He's cited the resident today. From this point forward, hopefully we have -- at least -- we didn't have anything to go after. Now we have something.

And he has my personal cell phone and my e-mail. He will forward -- any time we have anything in the future he'll forward to me and we'll just keep citing him until we get them in front of the magistrate. That's it.

MS. OVEN: Chief, is the next step to go in front -- you cite them and then they go in front of the magistrate?

CHIEF MARCHESE: Yeah. So it takes a little bit. By the time he gets the citations and pleads guilty or not guilty and we have a hearing, but we're hopefully in the right direction now.

It's -- because we want to solve it as much as they want to solve it. We can't cite them for no reason. We hopefully turned the corner here today.

MS. BRIER: Attorney Perry was saying that citizens can also go before the magistrate without any of this.

ATTY. PERRY: You could bring a private complaint before the magistrate for someone creating a nuisance.

CHIEF MARCHESE: I talked to

Magistrate Ware about it today. He's aware

about it. So he knows what's going to be

coming. Hopefully this will be taken care of

very shortly.

MAYOR CONWAY: How many times were you up there in the last month?

CHIEF MARCHESE: A lot. We've been there 10, 15 times at a minimum.

MAYOR CONWAY: Every time we get the

complaint I know you guys were going up.

CHIEF MARCHESE: I know it's frustrating. But we never had proof. Today we had the actual -- we listened to it. The gentleman's door was open and the music was blasting.

MS. VALVANO: I live six houses away and I could hear it.

CHIEF MARCHESE: We're heading in the right directions. We're on it. And hopefully we'll get it solved as quick as possible.

MR. WOLFF: Chief DeNaples.

CHIEF DENAPLES: Good evening,

Council. I'll start out with the Fire

Department report. Projected expenditures for

June, 2023. We have our annual hose testing

scheduled for the 19th tentatively. That is

3,380.60. That's done every year. We have an

annual service coming up, preventative

maintenance service for the Engine 6, which is

1999. That's 1,450 providing there is no other

issues found with it during that regular

service.

We had a breakdown in the beginning

of the month on Rescue 6. The alternator shorted out, caused some other issues with the serpentine valve. That was 2,964.60. That was not expected obviously. That was a breakdown.

As far as overtime when this report was generated for June, there was 108.0 hours. That could change during the course of the month. We just had an another firefighter go out injured. I'm not sure how long he's going to be out. He was just seen today.

We'll see the way that turns out as far as any increase in the overtime. As far as part time shifts that were put out for the month of June, 52. As far as calls from June 1st to current today at the close of business was 17 calls, one fire type incident, five emergency medical services and rescue type calls combined, one hazardous materials, three service calls, three good intent calls, three false slash fire alarm calls and one special event. So that's our total calls for the month so far.

As far as for code enforcement,
there was 11 scheduled inspections from the 1st
until the end of the month. That number could

change as we receive complaints and inquires, etc., but that's what was scheduled. About half of them were reinspections, the other half were new inspections. That's all I have.

What is good intent?

MS. BRIER:

CHIEF DENAPLES: So good intent call would be if somebody called and said as an example, a car fire on the interstate and either we went out and it was an overheated vehicle or there was nothing found. So basically it's, you know, it's called in as one thing and turned out to really not to be an emergency. So our intent to go out to respond to the call was a good intent. Thank you.

MS. OVEN: Chief, for the 11 inspections, are those blight?

CHIEF DENAPLES: So I would say most of them out of the 11 there was only one right off the top of my head that isn't blight. To be quite honest with you, a lot of these now as we're getting into this warm -- they're long processes.

So we're seeing that some of these letters are being sent out and a lot of these people aren't really doing stuff. And it's a

lengthy process. So, you know, I know as we're getting into this -- like I said, some people are cutting their grass quick, taking care of overgrown shrubbery, etc.

But, you know, this isn't going be a quick process. And I'm learning this more and more as we're getting into it, especially now when you have go on the magistrate path, taking them to the magistrate. So, you know, bear with us because it's really a grueling long process as I'm learning as we're getting into this more and more.

Like I said, there is a handful that take care of it. A lot of these people are absentee landlords. They're out of town. Some of them, they're vacant properties. We're sending notices and stuff is getting kicked back. Mail is getting kicked back or they're not accepting it. We're having one issue on Dudley Street with that.

MR. HALLINAN: For the out-of-town landlords, there is supposed to be a local manager for that property, correct?

CHIEF DENAPLES: There is, but a lot of them, the address is out of town. They

1 don't follow it is basically what I'm saying, 2 yeah. 3 MS. BRIER: Thanks for doing it. 4 Thank you. 5 MR. O'MALLEY: Thanks, Chief. MR. WOLFF: Number 13, public 6 7 comment. 8 MR. AMICO: Ma'am? 9 MS. MANCUSO: Good evening, Council, 10 first I'd like to really thank Chief Marchese 11 and his team of officers --12 MR. AMICO: Ma'am, can you state 13 your name for the record, please? 14 MS. MANCUSO: Helene Mancuso, 629 15 Bednar Street. As I was saying, they are 16 really great about responding every single time 17 we called even though they couldn't do 18 anything. So I really want to thank your team 19 of officers for doing that and also for slowing 20 down the stop sign on Bednar Street. 21 I think you got a couple of people 22 that were running that stop sign. So that has 23 really resolved itself. Everybody seems to be 24 stopping there. So thank you again for that. 25 So since the tenants moved in about three

months ago and we've been coming to Council, they play the music to a level that shakes our houses.

We actually have a multimedia presentation. I hope this does it justice. This is inside my house with the windows closed. It's infringing on my enjoyment of my own taxpayer property. We are unable to live in our living rooms with the windows closed and enjoy our TVs.

We're unable to have a conversation in our patios without yelling. We cannot engage in conversations at all. We have evidence of music obviously on video and we addressed this numerous times. We call the Dunmore Police. They respond to the Dunmore Police by yelling.

I personally went over the day after I lost my dad on May 13th. I asked him to turn his music down because I had been in hospice until 4 a.m., and I was tired. He responded to me by screaming and cursing and telling me he could do whatever the -- he wants in his own property.

Might I remind you this is a tenant.

He stated he doesn't care if the music is too loud and he could do whatever he wants. Police are called -- numerous neighbors both on Bednar and on Sherwood Street. And I believe it's more than 20 times to no avail. He deliberately increases the volume when we pull up into our driveways.

He did that to me tonight when I was driving back from Williamsport. He turns it down because he bought a scanner. So it goes to dispatch. He finds out we call, they turn the music down, very convenient. It's quite disturbing as you could imagine.

We are unable to enjoy ourselves.

They still have roosters and they have a dog that I came to Council with three months ago.

They tie them both in the backyard with no food or water. Humane Society has been called. The landlord has been advised I believe by Chief Marchese's team and she doesn't care what happens.

We implore to pass a sound ordinance not to exceed 70 decibels because OSHA standards, that is the level of which it becomes harmful. We ask the purchase of a

decibel meter for the police. Let me say by stressing we are in a multicultural community.

And one of the houses that lives
next door to the resident is Hispanic. And she
has signed off on our private harassment
charge. So if he claims this is a racist card,
it is not. We enjoy and we are proud to be a
multicultural community. Thank you.

MR. AMICO: Thank you.

MS. VALVANO: For those of you who don't know, I'm Sharon Valvano and I reside at 620 Bednar Street. I got a call from a neighbor today who resides on Sherwood Avenue. She said she didn't want to be acknowledged because she was afraid they would retaliate. That's the point we're at right now.

Somebody was in her yard 2 a.m. this morning with a mask on, their hood up and attempting to get into their door. She lives alone. She didn't want to be acknowledged. Then again, she told the rooster in the backyard -- in her backyard which is adjacent to theirs, has been tied up by one foot.

They tied the feet of the dogs to the concrete -- or to the pole and give them no

water at all. The dog if you go down there, he's squandering. And we can't go onto their property. We've been told that -- you know, we'll be harassing them and we're absolutely not.

But like Helene said, she has called, you know, she has called the Humane Society about it. As far as if they respond, I don't know.

MS. OVEN: Has there been a response?

MS. VALVANO: I don't know. This is outside he's being tied up --

CHIEF MARCHESE: For the dog, you could call the state warden.

MS. BRIER: Is this all day and all night?

MS. VALVANO: Not all night. It goes to a certain time at night. I heard it's so bad the other night that I went over to the my neighbor's yard and I was fuming. My dog won't go outside to go to the bathroom because he's afraid of the music. I mean, he's not all there to begin with. But he is afraid to go out and that's a shame because these -- because

of these people.

So we're afraid of them. I'm afraid of them. But I have no hesitation in going to them and telling them how I feel. So I hope Council will take into consideration what we're going through and rectify this.

ALL MEMBERS: Thank you.

MR. CRUSER: Jerry Cruser, 630

Bednar Street. I got the blunt of it. I'm right next door. I have video -- thank you, Sal, today for actually letting me in and showing it to him live. I pulled a live video. Today I punched out at work at 2:00. I arrived at my house the 2:08.

As soon as I backed into the driveway, he opens up his door and he turns the speaker at my backyard and blasts it, full board. I did not call the cops. I went down to the police station today and I asked Sal, I said, Sal, this is going on right now live as we speak. I handed him my phone. Was the music loud?

CHIEF MARCHESE: Yes.

MR. CRUSER: Last night -- every time we call the police he retaliates by

turning the music back up louder and louder so we're not allowed to sit on our patio. I dumped thousand of dollars into my backyard. I have a beautiful patio with a pool and I can't even go out there.

I can't open my back door. My wife has video on her phone. I have video on my phone. I can't even lay in my bed with my air conditioner on and watch my TV in my bedroom with that music playing. That's how loud it is. I've called Council. I've called the cops. It nonstop over and over.

I left. She walked in the door at 4:10. The music, she calls me emphasizing in the text messages, the music is louder than ever. It's louder than ever. I sent another one to Sal at 4:31. And I said to Sal, I didn't hear nothing back because I assumed he was busy.

I called the Comm Center, the nonemergency number and I said I need to file a complaint, can you send an officer. An officer called me on the phone. And he said he was going to take care of it and he said he would cite him again. So that was then. And I

could tell you now if you send an officer with me right now and leave him around the corner, as soon as we all pull into our driveways, he's going to open the door and he's going to start blasting that music.

And if you want to hear how loud it is, I have it on my phone. How do you sit in your backyard and have to listen to -- like I told the magistrate when I went down there, I don't care if it's my favorite song.

UNIDENTIFIED WOMAN: They're from out of state. We don't know who they are.

MR. CRUSER: It's not just the music.

(Cross talking.)

MR. AMICO: Guys, we can't be having back and forth.

MR. CRUSER: We had to file a private criminal complaint, I believe?

ATTY. PERRY: It's a civil complaint.

MR. CRUSER: The paper he gave me,

Magistrate Ware, it said on the top of it it

was a private criminal complaint that we filed.

That's what it said as far as I know.

ATTY. PERRY: That might not be the right form. It a civil complaint for a private nuisance.

MR. CRUSER: It's not just the music. I mean, it's the property maintenance. The grass is up to your knees. I mean, there's just the one car in the driveway is dead which is fine. But it's just a mess. The house is a mess. The dog is on the other side. The lady that is not here that she works 7 to 7, she doesn't know who to complain to.

And she said she was out in the backyard with her two young grandchildren and the dog went through the fence and almost grabbed the kids. And I said to her, well, we're all filing this. We're going to try to see what we could do. We're going to the Council meeting.

She said she couldn't make it tonight. And it's, yes, they are not lying.

There is chickens and roosters in the basement.

MS. BRIER: Does he live alone? Is he the only one there?

MR. CRUSER: No, he's there with -I don't know if it's his wife or whatever and a

six-year-old child. And that's the thing. And then last night we came home. We left our house. We did not want to be there because the music was so loud.

And finally at 8:00 at night we decided to come back home. We got outside and we sat down and we were actually watching a little bit of TV. And as soon as he seen the TV come on, he opened up the door, put a spotlight straight on us and started blasting the music.

And he turns the speaker and I have video of it. He turns the speaker and puts it right out the door so I could not sit out there. I could not sit in my living room and watch TV from 8:00 in the morning until 10 at night. As long as I'm home he knows I'm there and he will blast that music.

And if I'm not home and she pulls into her house and the minute he sees her garage door open up, he goes on the front porch and he puts the speaker on the front porch and he blasts the music at her on the front porch. This is spitefulness. This isn't just I want to listen to music.

MS. BRIER: It's weaponized.

MR. HALLINAN: Chief, can you send a car? Don't go over the air. Talk to somebody on their cell phone. Let them follow them home when they leave from here. If that's what he's doing -- I'm going to say this on the record maybe I -- drop the hammer on this guy.

This is ridiculous these neighbors have to live like this. So whatever we have to do to achieve, you know, with the lawns, the chickens whatever, this is craziness. This is beyond nuts. Would you do that, Chief? Talk to somebody. If they are doing this when you get home, then again, throw -- the more you throw at him the better off you are, I hate to say it, at the magistrate.

You know, that's the way they want it, that's the way we're going to have to do it.

MR. CRUSER: Can I ask a question?

Can the landlord be cited? This is her -she's the one doing this. How do we go about
that? She's the one that told us that she
doesn't care. Give it to them.

MR. HALLINAN: Isn't there an

1 ordinance like three same calls because a nuisance -- it becomes a nuisance? 2 3 ATTY. PERRY: Yes. MR. HALLINAN: So why don't we --4 5 can we go down this path? ATTY. PERRY: 6 7 MR. HALLINAN: Thank you. 8 MS. BRIER: What does that entail, 9 Mic? 10 ATTY. PERRY: Well, the police have to cite the person for disruptive conduct three 11 12 It has to go through code enforcement. times. 13 And then the building can be shut down. 14 MR. CRUSER: It's a rent to own. 15 The lady did not want to live on the premises 16 anymore so she rented an apartment down on 17 Jefferson Avenue. And she's renting this out 18 because she wants to sell -- she wants nothing 19 to do with it. ATTY. PERRY: You could go through 20 21 that process and shut it down for six months or 22 until the problem is corrected. 23 MR. CRUSER: Is there legal ways 24 that we could actually do inspections of the 25 house? I know the roof is caving in. There's

mold in the basement. I've been there. I did work -- I know it's bad.

ATTY. PERRY: That is code enforcement. We do have a code. We have a code which would prevent that type of thing from happening. Our code enforcement people would have to go out and inspect it.

MS. BRIER: What can trigger that, like, we just ask the code enforcement?

MR. HALLINAN: Right now.

MS. BRIER: It's triggered.

MR. CRUSER: I mean, if you drive by and you look at the roof, the roof is caving in. I know the contractor that when the homeowner was there she actually came to me and asked me if I knew somebody that could fix it and I -- and I referred her to Joe -- Do It Right Construction.

He came in and he had said to me,

Jerry, he's like, that need a whole new

everything upstairs. The eves are bad. He's

like everything is warped. You could see the

whole thing. And it's just like -- I'm just

trying to find a way to get them out. This

is -- it shouldn't be there. And it's like,

because I can't live like this.

MR. WOLFF: We'll send code enforcement up tomorrow, okay?

MR. CRUSER: Thank you very much.

MR. HALLINAN: Thank you, Jerry.

MR. AMICO: Thanks. Anyone else from the public -- sir?

MR. CASHMERE: Good evening, I'm
Kevin Cashmere and I'm up on 339 Chestnut
Street. And I'm here to complain about Brian
Mills and his business. He keeps parking his
cars over the sidewalk. I took some pictures.
He blocks the whole driveway. You can't get
out in an emergency situation.

There's oil spills all over the sidewalks. And I had to call the cops multiple times and they had to come up and they had to get Brian to call tenants and move all the vehicles out so I could get out. I work down at the hospital. I can't get out in an emergency situation. Like, I'm on call and I can't get out to go to the hospital and do what I have to do.

MS. BRIER: Chief, do they cite?
When they go up, do they cite?

1 CHIEF MARCHESE: This is the first I'm hearing about it. The only thing I heard 2 3 about was he had somebody who dropped a car 4 overnight and he blocked driveway. And he 5 didn't have the keys until the next day to move it. 6 We did receive -- we did 7 MR. WOLFF: 8 send code up there and so they were looking 9 into it as well. MR. AMICO: 10 That was last week, 11 right, Greg? 12 MR. WOLFF: Yeah. 13 MR. CASHMERE: He has that lot in 14 the back and he has cars back there with no 15 engines in it and trees are growing out of it. 16 I mean, if he cleans that up, he could have 17 parking spots back there for tenants and 18 everything like that. 19 MR. WOLFF: They are aware like the Chief said. Unfortunately, it is -- we have 20 21 started that process. 22 MR. CASHMERE: All right, cool. 23 MR. WOLFF: I wish I could tell you 24 it will be fixed tomorrow. 25 MR. CASHMERE: I understand. The

	55
1	last officer that came to the house he's the
2	one that recommended to come down here and just
3	voice everything I had to say.
4	MS. BRIER: I appreciate that. So
5	is code enforcement up there too?
6	MR. WOLFF: They have been up there.
7	MR. HALLINAN: Just call.
8	MR. CASHMERE: All right. Thank
9	you.
10	MS. ZANGARDI: Thank you.
11	MR. AMICO: Thank you.
12	MS. BRIER: Thank you.
13	MR. AMICO: Sir, would you like to
14	address?
15	MR. MCDONALD: My name is John
16	McDonald. I live on 617 Sherwood Avenue. And
17	my backyard, Sharon Valvano is behind my
18	backyard. And I just wanted to ask, is there a
19	noise ordinance of any kind?
20	ATTY. PERRY: Yes.
21	MR. MCDONALD: There is.
22	ATTY. PERRY: Yes. It would take
23	too long for me to read it to you.
24	MR. MCDONALD: Okay. That's all
25	right. So there is a noise ordinance and

 any sound.

decibel meters I think are pretty cheap.

They're only like 30 bucks. You could get them on Amazon or whatever. I think a lot of the problem anymore is -- the vinyl fencing and vinyl on everybody's house, it doesn't absorb

It just echos everywhere. So I'm probably three or four doors down from this guy. I could see him from my deck. And it's like, you know, if the guy would just turn it down and act like, you know, a civil person, you know, like everybody else. If I want to play Irish ballads all day -- I don't know if any of you would get mad but --

MR. HALLINAN: I'd get mad at you.

MR. MCDONALD: If I put a speaker up and I start doing that, you know, I don't know if everybody is going to do an Irish jig. But, you know, it's not so much what he plays. It's the level of noise. I'm glad there's an ordinance though so.

And you guys seem to be all over it and doing a great job with it so I appreciate that too.

MR. HALLINAN: Thank you.

DR. PUHALLA: I didn't know there was a problem with the sound. I'm only a block and a half away from Bednar Street. The problem I'm having might help your problem or make it worse. I'm at 120 Allen around the corner.

MR. AMICO: Can you state your name?

DR. PUHALLA: I'm Dr. Cyril Puhalla.

I'm at 120 Allen Street, Dunmore. I have -- I

discussed this problem with the city manager.

I discussed this problem with the Mayor. We

discussed it with the police. We've had the

police there. You've heard of mass shootings.

This is a problem with mass dogs.

The neighbors living next to me over the last couple years have expanded their dogs from 2 to 6 to 11. Last year we got the five babies out and brought it down. The mother just had more babies and bought it back up to nine.

The problem with these dogs is they're German Shepards. They're big dogs. So we're talking about at the minimum nine dogs in a house with four adults and a property that is 20 feet by 40 feet. You know how big the properties are up there. The fences are that

high (indicating) so the dogs jump over the fences.

I mean, they've jumped over the fences to the point where the neighbor across the street has had to get a golf club, attack the dog to keep it from hurting a child because no one walks in front of the house. You can't walk in front of the house because with these dogs, they poop on the lawn but there's no more lawn.

It's just all dirt. So the poop just stands there and drains into the sidewalk. This is a health problem and flies, flies. I can't go on my front porch because flies are there. I open my garage door, all the flies come in, hundreds of them. Can't go in my backyard, flies.

Can't go in my backyard because I never know when the dogs are going to jump over the fence. And then the police tell me, well, until they actually attack me or actually hurt some child, nothing could be done. Now, these dogs are inbred.

And that means they are not getting smarter. They are getting more aggressive.

They are becoming as one neighbor told me, they are becoming more wolflike. So we've got six to seven adult German Shepards becoming wolflike. Two baby German Shepards just born that we just saw for the first time today.

And they are getting violent towards their owners. I've seen them through the window attack the owner's leg. Oh, there was an extra dog but about three weeks ago early in the morning I heard rustling out there. And I saw them taking one of the adult dogs upside down by its legs because it was dead.

So they, you know, the wife had the leg in front and the husband had the legs in the front. And at about 6:00 in the morning, they carefully throw it in the back of the Jeep. This I think was the male dog that was inseminating the female dog. I think. I don't know.

But perhaps the other male dog, the one with the choker collar -- this one dog, the one that attack its owners, they put a choke collar on it so they could control it better.

And I have fantasies that perhaps that dog actually killed the other dog. We called

animal control. Animal control says, well, we can't do much because, you know, you're allowed to have up to 26 dogs, 26 dogs.

And unless there is an ordinance that says, no, you can't have 26 dogs. But then someone says, well, you could have four dogs. Well, if there is four dogs, they have at least ten, perhaps more in the home. I don't know.

Now, you could imagine what this home must be like to have 8 to 9, 11, 12

German Shepard dogs with four adults with all of these flies all over the place. And so it's -- this is I think is a danger to the whole city because when these dogs escape and they will escape, I mean, there must be an ordinance where at least they could have a fence high enough so the dogs don't jump over the fence.

Now, but that won't stop the problem with the smell of the poop and the flies and things like that.

MR. HALLINAN: Doctor, can I interrupt you for a second? Can you look into that ordinance, like, what is to stop

somebody -- what number of dogs before you become a kennel?

MR. WOLFF: I looked it up.

CHIEF MARCHESE: We had the state dog warden there. She did an inspection last Mayor Conway had to go up. They went in vear. the house. And she said there was no problem.

DR. PUHALLA: The inspection -- I observed the inspection. The inspection consisted of bringing out the five baby dogs and looking at them. If any of you went to the front of this house -- the Mayor went to the front of the house.

MAYOR CONWAY: It was as bad as he's described.

DR. PUHALLA: If you go to the front of the house or the back and ask the neighbors to just allow these pets out, you won't last I carry pepper spray. My neighbors who are here have to carry pepper spray. When the neighbors found out last year that I called -we called the inspector who inspected the five baby dogs. Now, are these dogs licensed?

MAYOR CONWAY: Doctor, when were we up there?

DR. PUHALLA: It was last year. But since then they've had more dogs.

MAYOR CONWAY: Everything you are saying is completely accurate. The yard is disgusting. There's a bunch of dogs there. I walked past the front of the fence. I wouldn't if I was the mailman.

DR. PUHALLA: The mailman stopped delivering the mail.

MAYOR CONWAY: I remember the

Chief -- I think it was Rich Barth or Anthony

Cali was up there. We did have the state dog

warden there. And I remember that number being

thrown out there. There was 26 -- I remember

that being said.

UNIDENTIFIED WOMAN: I run a business on Allen Street. I pay taxes and --

MR. HALLINAN: Fran, one at a time.

MAYOR CONWAY: When this all

happened, the dog warden went out. And then it did kind of dropped and that's my fault. I apologize. We have a revamped code enforcement team here. I would love to get them back up there, take a look at this yard again and go forward with, you know, the magistrate process

or anything else we could do because it really is unacceptable.

And I drive by all the time because I'll never forget walking past there and there was like seven adult German Shepards approaching the fence at full speed from 40 yards in the back, like, from the back of the property to the front. It does need to be addressed. I promise tomorrow --

DR. PUHALLA: But the inspection was for the five baby dogs. No one saw these dogs in action in the yard.

MAYOR CONWAY: The dog warden did say all the dogs were -- again, maybe I'm just remembering -- the dog warden did say that all the dogs were shipped -- or inspected -- like, the dog warden gave it a thumbs-up approval, which I don't know how that was possible. But that's how I recall.

MR. AMICO: Sir, at the end of the day we can't control what the dog warden says or doesn't say, but we could do what we can do with code enforcement. To your point, if your neighbor's house has dog poop all over the front yard and you can't use your front porch,

back porch, garage, that's us. So we can send someone up to get that squared away and then we could go from there.

DR. PUHALLA: What about safety for the community if these dogs jump over the fence?

MS. BRIER: That's on us.

MR. HALLINAN: Doctor, let us start the process. Something has to be done. I believe they were there and let's start doing almost like we have -- we have to start getting complaints through our enforcement team and then we'll let things start going.

And that way we start one, two,
three, let's start moving it along. If you
don't have any results, come to the next
meeting and let's see what's going on. You
know, we have to start moving somewhere here.

MS. BRIER: Is there an ordinance that says only four dogs?

MR. WOLFF: I found it in zoning and I wish I could remember exactly what it was.

But I did look into it after he stopped by and

fortunately or unfortunately, the yard is dirt.

But there was no dog feces or anything like

when I drove by.

And I followed up with the Chief and he filled me in on the dog ordinance. So we'll continue to -- when it gets bad, that's when you need to call us.

DR. PUHALLA: It's bad right now.

MR. WOLFF: Unfortunately, we did drive by but if they happened to clean up that day, then there's not much we can do about it.

MS. BRIER: We'll send the code enforcement people though.

MR. WOLFF: Yeah.

MS. GUZY: My name is Fran Guzy. I live at 122 Allen Street. I run a small business in my home. It's a beauty shop. I have clients that are elderly that do not park in my driveway but park in front of my street next to 118 Allen Street where the dogs are.

We've called numerous times,
numerous times, had the Mayor at my house a few
times, also at Cyril's house, had Chief, many
cops over. It was documented. Every time I
called I want it documented. I say who I am,

where I live, the time, the date. Yes, there is more -- many dogs.

I'm the size of a child. I walk outside of my house. I have a can of mace on me. I feel like I'm battling something. These dogs are bigger than me. There's more puppies there. You are not allowed to have more than four to five dogs from what Jennifer Cali had said, the game warden that came there.

She's been there numerous times. I didn't see anybody go into the house when they checked these dogs out -- puppies. Now, there's more puppies. It's a puppy mill. I pay taxes, a business tax for my business at 122 Allen Street. Does he pay a business tax if that's a puppy mill?

That's an illegal business if he's selling the puppies, selling the dogs. I'm the size of a child, 85 pounds. That dog is going to attack me. What if it attacks one of my clients? What if it attacks one of my nieces and nephews?

I'm trying to protect my livelihood, my property, my family, my friends. I can't go out on my deck, worry about my clients coming

into my shop. This has been going on since
last year. Max was at the house. Cops were at
my house. The game warden was at my house.

Do I have to wait another year or do we have to go to the magistrate and file a legal civil suit like the lawyer said here,
Mr. Perry?

ATTY. PERRY: Thank you.

MS. GUZY: What do we have to do?

How much more time do we have to wait or is it going to take somebody to get hurt for somebody to do something? Do we wait? I'm a taxpayer.

I appreciate your time. Something needs to be done. Thank you.

MS. BRIER: It does.

MR. AMICO: Anyone else from the public like to address -- sir.

MR. METZGER: I'm here at 111 Frank
Street, Jason Metzger. I'm here to address
some parking issues that we have been having
ever since more businesses started accumulating
on Drinker Street, namely Auto Tunes.

They have decided to park multiple cars, ones that they've been working on, ones that they have maybe days later they might work

on. They are parking up our street leaving us no room to park.

So recently -- I just moved in last week. But there was a truck in front of my neighbor Joe's house for about two and a half to three months just parked there having Joe now park way up the street having to walk to his home.

Now, from what I've read in the ordinances, they are supposed to have off-street parking per their square footage which they do not. So I'm curious of solutions and action we can take to get this done and, you know, have the resident's parking spaces.

Is there a possibility of getting this street permit parking for residential so that it can be, you know, monitored and actively monitored by the police if there is an issue?

MR. HALLINAN: Why don't you get a petition from your neighbors and come to the next meeting and ask for permit parking because you asking is just one.

MR. METZGER: I have my neighbor Joe back here. How many people do we need to --

MR. HALLINAN: I would say it would have to be the majority of the block.

MS. ZANGARDI: There's a lot of apartments. That's my neighborhood. There's a lot of apartments. One house was just sold that has four apartments. They do not have enough parking for those apartments because it was privately owned by a family. Now it's commercial. It's a rental property.

So prior to it was -- Dave Lopatka just sold it to Summa -- so they have a couple extra apartments they have to provide parking for. But I'm up there. That's my neighborhood. I will knock on your door tomorrow and we'll go through it.

MR. METZGER: Okay. Thank you. I appreciate that.

MS. ZANGARDI: No problem. I didn't realize that. I knew it was by our end.

MR. METZGER: Yeah, so it started with Calabria once they moved across the street and started hosting parties there. A lot of times they would come and park up the street. But, you know, it would be a couple hours and now it's not only Calabria's but this new guy

1	Auto Tunes. He's parking wrecked cars up and
2	down the street. It really needs to be
3	addressed.
4	MS. ZANGARDI: Yeah, I've been
5	trying to get Calabria's to get the dumpster
6	out of the middle of their parking lot.
7	MR. METZGER: Yeah, they ripped that
8	nice building down and extended their parking
9	lot and they still are parking up our street.
10	MS. ZANGARDI: They have no parking
11	because they took it with the dumpster. I
12	know. Okay. I'll be down tomorrow.
13	MS. BRIER: So Auto Tunes doesn't
14	have any parking.
15	MR. METZGER: They do not have any
16	off-street parking at all. And I know they
17	consistently pull a wrecker in and will block
18	the road for good periods of time where you
19	can't get to the main streets.
20	MR. HALLINAN: And he has an inside
21	garage in that place too.
22	MR. METZGER: He does, yes.
23	MR. AMICO: Would anyone else like
24	to address Council this evening? Seeing none.
25	MR. WOLFF: Public officials.

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MR. AMICO: Mr. Wolff.

MR. WOLFF: I have nothing.

ATTY. PERRY: Nothing.

MR. AMICO: Mayor Conway.

MAYOR CONWAY: Chief Marchese, I just want to say thanks for the increased patrols at the intersections. I heard a lot of positive reviews from people, starting to stop at stop signs which is good and also the building checks the police are doing at night for the commercial buildings. That's a really nice thing that you are guys are doing. That's all I have.

MR. AMICO: Thank you.

Zangardi, do you want to start this evening?

MS. ZANGARDI: The only thing I have is Father Doris is retiring from St. Mary's after 28 years. I was there yesterday. It was awesome. I wish him all the best. That's it for me, I think. Thank you. Thank you everybody for coming out. A lot of this I was aware a little bit. So I was aware of Bednar but had no idea about Chestnut Street and Frank. Thank you.

MR. AMICO: Mr. O'Malley.

MR. O'MALLEY: I want to thank everyone for coming this evening. Bednar Street residents, hopefully -- well, I'm sorry that you have to endure this. But hopefully we'll get the situation rectified really soon so you could live your lives in peace. It's a nice neighborhood.

Also the Allen Street dog situation

I was unaware of that. So hopefully that could
get taken care of and Frank Street parking.

The Bucktown Music Fest I know, Mr. Hallinan,
this is your thing but Sunday at 5:00 -- and I
just want to say thank you to Mr. Hallinan for
all of your hard work in that endeavor.

It's a really great community event that I really look forward to. And I want to finish with congratulating all of our 2023 graduates. That's all I have.

MR. AMICO: Thanks, Mr. O'Malley.
Mr. Dempsey.

MR. DEMPSEY: No, I'm good. Thank you.

MR. AMICO: Mr. Hallinan.

MR. HALLINAN: Yeah, my heart goes out to you people up there. And like I said

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before, I hope we could solve this. If not, come to the next meeting, keep coming, keep filing stuff. You can't be nice with this guy it seems, you know. And the dogs, keep calling. And like you said, document, go to the magistrate, do what you got to do.

Thank you for letting us hear this.

On a lighter note, Bucktown Music Fest starts this Sunday. Everybody put out your rosary beads that it doesn't rain. And we count on everybody coming down. It's an event that's sponsored by all of our businesses. It doesn't cost the taxpayers anything.

Well, the county gives us money and the support of Dunmore Council, our police, our DPW, and Didge and everybody. It's a wonderful event. It's a family thing. It's great. So I hope you could come out, great lineup this year and thank everybody for supporting -- you know what, shop local because these are the guys that make it happen, okay? Shop our Dunmore stores. Thank you.

MS. BRIER: And, Tom, aren't there two locations this year?

MR. HALLINAN: We got three

locations this year. We got seven shows at Dunmore corners. We're going to close down the 500 block of Chestnut and have a show there outside the Roosey. And we're going to have a show down at the Patch. That's going to be September 2nd and a lot of local talent.

There's a lot of Dunmore talent, unbelievable. So, you know, when you go there it's like old home week. You're going to know the people. You're going to know the players in the band. And then we end up with the Dunmore Got Talent and shindig by Mr. Brian McGurl that puts together a fantastic show.

So I hope everybody could make it, spread the word. It's free. How could you beat that? Thank you. Thank everybody on Council and the Mayor, everybody for helping. Thank you.

MR. AMICO: Katherine.

MS. OVEN: I'd like to thank everybody for coming tonight. I'm really upset about what's going on. So I appreciate you coming and letting us know. I had no idea what was going on on Allen Street or Front Street.

So that's something I have to look

into. We're really trying to drill down on our ordinances. So there's a lot of things I'm going to follow up. I don't know what ordinances are as far as roosters and the amount of dogs. And obviously the whole fact that there's a child living in this home and there's animals involved is really upsetting.

So please continue to follow up and we have some work to do as far as getting it straightened it out. But I appreciate you coming.

MS. BRIER: As Mayor Conway said, you know, we have a new process for enforcing the ordinances. And we're certainly -- we have started that process. And I think what you're putting up with is intolerable. I mean, it's horrible. I never even heard of anything of this nature especially because of the vindictiveness of this man. It's sort of hard to believe.

And I do think it must be a puppy mill up there. They must be selling the dogs. So that is an illegal business. They are not licensed and the tax that you're paying --

 $MS.\ GUZY:\ I'm\ paying\ business\ tax.$

MS. BRIER: Right, right, so all of these things again. I'm glad you came. We need to hear about it. We need to hear from the public and certainly the car situation up there as well. And we'll do our best to be on it.

Greg Wolff had started a process of talking to someone about our ordinances which as you probably guessed are a little bit scattered. So we're going to try to put something together so that we could index our ordinances. They are easily accessible to the public and easily accessible to us and Greg is in the process of starting that right now. Thanks.

MR. AMICO: Beth, you wanted to add something else?

MS. ZANGARDI: I did. I'm sorry. I forgot. I wanted to thank Chris Kearny.

Yesterday we had the Lion's Club awards dinner here. It was perfect. Everybody was really pleased. Everything went well. Chris, of course, showed up and made sure everything was well guided. I just wanted to say thank you to Chris about that.

And another thing is, I live on Homestead Street which is a block above Frank. I see what goes on on my area. And I've been trying to work on the garbage and the parking in that area. But unless people come, I had no idea about Allen Street. I had no idea. And we had no idea about the dogs. So it's important to call us.

UNIDENTIFIED WOMAN: You'll see me more.

MS. ZANGARDI: Okay, no problem.

But it's just important because we don't know, you know. I had no idea. So thank you everybody again for coming. And we'll get on it. Thank you.

MR. AMICO: I just wanted to add real quick about, you know, everybody's issue whether it's Chestnut Street or the Allen Street or Bednar. It's easy for us to say, you know, be patient and let the process work it's way out.

And my advice -- and please, please, please, please take it is just don't take things in your own hand. I'm speaking from experience.

I had a neighbor. And I'm not going to say who

she was but it was a nightmare. And it was a nightmare when my girls were little.

And, you know, I was not the most patient person and I flew off the handle once at this neighbor. And I just said the wrong thing to the wrong person. And, you know, first time in my life I was served papers because, again, I just had my fill.

And I know, Jerry, you're a good friend of mine and I know you're up to here and Carrie, you're here and deservedly so. You're all just trying to live your life in your beautiful neighborhood. And you're just trying to go to work and come home and enjoy your neighborhood and you have a neighbor that's not doing the right thing.

It's easy again for to us say please be patient, but please patient. Chief Marchese and the department are doing their best. You could deal with the magistrate. There is a process. And the process is slow.

But at the end of the day when one of you do the wrong thing, now you're the bad guy. And everything that we're trying to get squared away on our end and you're trying to do

1	the right way will be wrong if you, you know,
2	again, just lose your cool. So I'm just asking
3	please be patient.
4	MS. VALVANO: Can I just say
5	something? I'm very impatient and I have no
6	problem going up to him and just
7	MR. AMICO: Let the police deal with
8	it.
9	MS. VALVANO: Honest to goodness
10	the policeman came up the other day and he was
11	a little bit rude. I can't do anything.
12	MR. AMICO: Well, then that's
13	the
14	MS. VALVANO: I understand.
15	MR. AMICO: But then your job then
16	is you have our phone numbers. You could
17	call us. Let us know that and we'll
18	MS. VALVANO: That's unacceptable
19	the way he
20	MR. AMICO: That's not for you to
21	square away. We'll take care of it.
22	MS. VALVANO: It's like music fest
23	up there. That's what it's like.
24	MR. HALLINAN: Hey, hey, hey. We
25	have a start and stop time.

MS. VALVANO: Music fest at Sherwood Park. That's what it's like. And I would like to commend that -- Didge and the Council what they have done with Sherwood Park.

MS. BRIER: Thank you.

 $\label{eq:MS.VALVANO:} \textbf{MS. VALVANO:} \quad \textbf{The cones there are effective.}$

MR. AMICO: Thank you. And the last two things I'll just say again and end on a positive note. Again, just please -- the mural project is making -- it's beautifying our town. If you go to DePietro's there's a giant mural of the state championship girls basketball team that's in the works.

And if you drive past King Joe's there was a ceremony on Friday night, a dedication to a mural -- not a mural, an actual wood carving of King Joe that -- I'm going to throw out a plug so I'm getting a little bit of press, my best friend's son Nico Pugliese carved during COVID. It's spectacular.

Again, if you have time, check those two things out. And that's all I have. On that note, I'll look for a motion to adjourn.

MR. HALLINAN: I'll make that

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1	motion.	
2	MR. O'MALLEY: Second.	
3	MR. AMICO: All those in favor.	
4	ALL MEMBERS: Aye.	
5	MR. AMICO: Opposed?	
6	(No response.)	
7	MR. AMICO: Ayes have it.	
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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,

Official Court Reporter

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