

UPLAND BOROUGH COUNCIL
MEETING MINUTES

October 9, 2012

The regular meeting of the Upland Borough Council was called to order at 7:03 p.m. by President Edward Mitchell. The meeting was held in the Upland Municipal Building.

Present were President Edward Mitchell and Vice President Christine Peterson. Council members present were Mr. Leland Hunter, Mr. Harold Peden, Ms. Moira Crawford, Mrs. Sandra Miazza, Mr. Daniel Smith, Mayor Michael Ciach, Mr. Robert O'Connor, Esq., Mr. Charles Catania, Sr., P.E., and Mrs. Shirley Purcival, Borough Manager/Treasurer/Secretary.

Mr. Ken Stark, Reporter, Ms. Leslie Krowchenko, Reporter from the Delaware County Times, Upland Borough Police Chief John Easton, and approximately nine residents/guests were in attendance.

Mr. Mitchell proceeded to lead in the Pledge of Allegiance to the Flag and a moment of silence followed by roll call.

Out of the Normal Order of Business

Mr. Mitchell handed the meeting over to Mayor Ciach. Mayor Ciach performed the duty of swearing in of part-time police officer, Officer Glen Greenwalt. Mr. Mitchell wanted to congratulate Officer Greenwalt and made mention to him working for the Borough of Upland a long time ago. Mr. Mitchell is glad to see him return but most importantly, five years ago when this administration first got its start we were short-handed. And if it wasn't for Glen jumping in to help, he does not know what we would have done. Not only were we broke, we were short-handed on man power, but Glen found time of his own to come down and give us a hand. That, itself, speaks volumes for an Upland-boy making good. Mr. Mitchell offered Officer Greenwalt all the luck in the world and we are here for him if needed. Council members and the audience provided a round of applause.

3. Public Comments on Agenda Items Only

Mr. Mitchell asked if anyone wished to address Council on any of the agenda items. Mr. Mitchell reminded all to turn off their cell phones. No one responded. Mr. Nickerson asked when he should approach Council about his concern. Mr. Mitchell stated it was on agenda items only. Another guest, Mr. Romano, asked when he should approach Council. Mr. Mitchell explained that at the beginning of the meeting, did he obtain a copy of the agenda. Mr. Romano did not so Officer Ocasio provided a copy for him. Mr. Mitchell stated that under

Pennsylvania law, we have to open the floor up to everyone to give an opportunity and speak of any agenda items before we get to vote on anything. Mr. Mitchell offered a minute for all to review. Mr. Mitchell mentioned that with Mr. Romano's concerns, it would be addressed with agenda item number 21, Floor Open to the Public.

4. Approval of Previous Meeting Minutes

A-1 Council Meeting Minutes - September 11, 2012

Ms. Crawford made a motion to approve the September 11, 2012 meeting minutes as presented. Mr. Peden seconded the motion. Council unanimously voted Aye on the motion.

5. Treasurer's Report

A-1 Treasurer's Report

Ms. Crawford made a motion to accept the Treasurer's Report as presented and Mrs. Miazza seconded the motion. Council unanimously voted Aye on the motion.

A-2 Income Statement

Mrs. Miazza made a motion to accept the Income Statement and Ms. Crawford seconded the motion. Council unanimously voted Aye on the motion.

6. Auburn Village Report - Christine Peterson

Mr. Mitchell stated the Chair reports progress.

7. Public Safety Report - Harold R. Peden

A-1 Fire Marshall's Report

Mr. Peden read the Fire Marshall's Report into record.

A-2 Fire Company's Report

Robert Covey presented the report. There were 21 non-fire incidents, 8 mutual aids, for a total incidence of 29; plus 3 drills for a total activity of 32. There were 7 assists for fire, 1 cover assignment, 4 motor vehicle accidents, 1 ambulance assist, 1 wires-down, 3 COs, 1 appliance, 5 false alarms, 2 human errors, and 4 good intent calls. There were 19 daytime hours, 13 nighttime hours, with an

average runner of 10. Mr. Covey also stated they passed Greg Zyla and Stephanie Johnson on TAC and there are 11 of us passed the flash-over self-survivor course this past Saturday. Mr. Mitchell stated that they have been busy. Also, he inquired about membership. Mr. Covey replied it has been strong. Mr. Mitchell asked if there is anything he can help out with. Mr. Covey replied nothing at this time. Mr. Peden and Mr. Mitchell thanked Mr. Covey for relaying the report.

Mr. Peden stated that was all they had for public safety.

8. Code Official Report - Leland Hunter

Mr. Hunter read the September 2012 report into record.

9. Building & Grounds Report - Sandra Miazza

Mrs. Miazza reported progress.

10. Finance & Insurance Report - Moira Crawford

A-1 Approval of General Fund Bills

Ms. Crawford made a motion to approve the General Fund bills for the month of September 2012 in the amount of \$ 268,741.03. Mr. Peden seconded the motion. Mrs. Peterson abstained from check number 28618; Mr. Mitchell abstained from check numbers 28676 while all other Council members voted Aye on the motion.

A-2 Approval of Auburn Village Bills

Ms. Crawford made a motion to approve the Auburn Village bills for the month of September 2012 in the amount of \$ 35,795.38. Mrs. Miazza seconded the motion. Council unanimously voted Aye on the motion.

11. Ordinances & Resolutions Report - Harold R. Peden

A-1 Motion to Pass and Adopt Ordinance No. 14 of 2012
- *Rescinding Article I "Per Capita Tax" of Chapter 162
"Taxation"*

Mr. Peden made a motion to pass and adopt Ordinance No. 14 as presented. Mrs. Peterson seconded the motion. Council unanimously voted Aye on the motion.

A-2 Motion to Pass and Adopt Ordinance No. 15 of 2012
- Adopting a Schedule of Reasonable Costs in Connection with the
Collection of Delinquent Earned Income and Net Profits Taxes

Mr. Peden made a motion to pass and adopt Ordinance No. 15 as presented. Mrs. Miazza seconded the motion. Council unanimously voted Aye on the motion.

- A-3 Motion to Pass and Adopt Ordinance No. 16 of 2012
 - *Amending the Wording of Chapter 85 "Fire Prevention", Article I Section 85-1 "Adoption of Standards", and Creating a New Article II "Emergency Rapid Entry Requirements" within Chapter 85*

Mr. Peden made a motion to pass and adopt Ordinance No. 16 as presented. Ms. Crawford seconded the motion. Council unanimously voted Aye on the motion.

- A-4 Motion to Pass and Adopt Resolution No. 8 of 2012
 - *Elimination of Members' Contributions to the Police Pension Plan by its Members for the Year 2013*

Mr. Peden made a motion to pass and adopt Resolution No. 8 as presented. Ms. Crawford seconded the motion. Council unanimously voted Aye on the motion.

- A-5 Motion to Pass and Adopt Resolution No. 9 of 2012
 - *Authorizing the Borough of Upland to Enter into a Multi-Year Agreement with the Animal Protection Board of Delaware County for Stray Animal Service*

Mr. Peden made a motion to pass and adopt Resolution No. 9 as presented. Ms. Crawford seconded the motion. Council unanimously voted Aye on the motion.

12. Research & Development - Moira Crawford

Ms. Crawford offered a brief report for the month of September 2012. The website had 2,963 page views with 1,187 visitors; with an approximate of 40 visitors per day. The Photo Bucket account had 1,153 album visits. She has added photos from the Spaghetti Dinner and the Fall Festival.

Mr. Mitchell asked if she could tell if the person looking at the albums was local or not. Ms. Crawford stated there was a way to view the location; the country is what she sees now. As far as local, she is not aware if this information could be available.

13. Streets & Equipment - Christine Peterson

Mrs. Peterson stated progress.

14. Community Affairs - Sandra Miazza

Mrs. Miazza updated everyone that they had the Spaghetti Dinner for which we made a small profit. They took the seniors to Shady Maples yesterday, Monday, October 8th; she thinks they all had a good time. On October 27th is the Halloween Party from 4 p.m. to 7 p.m. for the kids; November 10th is the Senior Holiday Dinner for all the seniors in the community, and November 23rd is the Annual Tree Lighting and immediately following that is the kids' Christmas Party.

15. Use & Occupancy Report - Shirley Purcival

Mrs. Purcival read into the record the Use and Occupancy Report for the month of September 2012.

16. Mayor's Report - Mayor Ciach

Mayor Ciach reported for the month of September 2012, a total of 178 citations were issued; 140 traffic citations and 45 non-traffic citations. Total amount of fines equal \$ 31,837.00 with \$ 3,058.34 received from the District Justice Court. Year-to-date citations totals 1,597 with 15 parking tickets issued, 5 motor vehicle accidents, 6 accident reports copied, and total of 189 answered calls for the month with 18 assists.

17. Solicitor's Report - Robert O'Connor

Mr. O'Connor reminded Council to take a look at the confidential portion of the solicitor's report, which is protected under the Sunshine Law, as it is updated every month.

We recorded the final deed to the Mascio property, he had a meeting about a week or so ago with the inspectors and you can see, we discussed half-dozen or so various properties and it was very productive. Much longer meeting than he expected, but they accomplished a lot.

A Planning Meeting was held last week on the Woodside Avenue property. The applicant showed up at the meeting with plans that were not prepared by Mr. Damon's office. They showed up without Counsel and without their Engineer. The two main issues addressed by the Delco Planning Commission related to sewage and storm-water management. We advised with the property owners to re-connect with their engineer on the issues. The ball is in their court. They need to complete their report.

Mr. O'Connor explained he had a conversation with Mrs. Purcival prior to the Council Meeting. He inquired if the property owners would need to go back in front of the Delco Planning Commission when they update their plans. Shirley

suggested that she reach out to Alex Rodriguez from Catania's office, which he has done. He informed Mr. Rodriguez that there was no present rush on this situation; he waits to hear back from him as his request just went in yesterday.

Mr. O'Connor asked if anyone had questions regarding his report. As no questions, that completed his report.

18. Engineer's Report - Charles Catania, Sr., P.E.

Mr. Catania stated he had two items to address. The first item being the Extension to 11th Street, to Mulberry down to Hill Court to Hill Street. The Office of Housing and Community Development has indicated that we will be getting the Notice To Proceed the first week of November 2012. We can bid the job in November and hopefully if the bids are in order, we can get award the contract in December and start the work after the contract is executed. The second item is regarding the emergency generator by Charles Higgins & Sons. We have approved his submittals and equipment procedures, we are awaiting a construction schedule and he has applied for gas service with PECO Energy. We would expect that job to get underway within a month's period.

19. Old Business

Mr. Mitchell asked if anyone had any old business. No one addressed old Business.

20. New Business

A-1 Recommendation of Officer Nelson Ocasio to Position of Deputy Police Chief

Mayor Ciach recommended that Council make a motion to send Officer Nelson Ocasio for a non-competitive interview with the Civil Service Commission, for the position of Deputy Police Chief.

Mr. Peden made a motion that Council make a recommendation to our Civil Service Commission that they hold a non-competitive interview, for considering Officer Ocasio for the position of Deputy Chief of the Upland Borough Police Department. Mrs. Crawford seconded the motion. Mr. Mitchell and Mrs. Peterson abstained from the motion, as well as Mr. Hunter was absent from the vote. Mr. Smith, Mrs. Miazza, Ms. Crawford, and Mr. Peden all voted Aye on the motion.

A-2 Empower the Civil Service Commission

Mr. Smith stated that with the above recommendation, he would like to make a motion to empower the Civil Service Commission. Mrs. Miazza seconded the motion. Mr. Hunter was absent, with all other Council voted Aye on the motion.

A-2 Motion to Cancel October 23, 2012 Meeting

Mrs. Peterson made a motion to cancel the October 23, 2012 meeting. Mr. Peden seconded the motion. Council unanimously voted Aye on the motion.

21. Floor Open to Public

Mr. Mitchell stated that before anyone approaches Council, he wanted to clarify to Officer Ocasio that he is on the Civil Service Commission and Mrs. Peterson works for the Police Department, therefore they needed to abstain from the motion.

Mr. Nickerson, from Castle Avenue, approached the podium regarding how about two months ago they were swamped with mosquitoes. He checked out the two houses in back of his. He stated that mosquitoes only venture about two hundred feet from where they are hatched. So he walked down Eighth Street and seen a swimming pool in the rear yard of one of the houses, that is right behind his property. About 18 inches of water in the pool, swarming with mosquitoes. So, Mr. Nickerson went home and spread about 400 more of mosquito baits. The next day the mosquitoes decreased about 90%. The following day, there were no mosquitoes. Ms. Georgie Ladd told him that there was another swimming pool next to the other. Also, he was informed that there was another pool on Church Street that was infested with mosquitoes. Mr. Nickerson stated that he was about a month late to report these situations. Mr. Mitchell told Mr. Nickerson that he did not need to wait until a Council Meeting to report this condition.

Mr. Nickerson also asked why don't we use the old Armory for emergency situations, as it would be much bigger than the Municipal Building. Mr. Mitchell stated that hopefully in the second week of January, Upland Borough will take over ownership of the building. We are not, under any circumstances, allowed in the building, on the property. We are not even allowed to cut the grass up there. The government has a crazy outlook dealing with that. Mr. Nickerson thanked everyone. Mr. Mitchell thanked him as well.

Mr. John Romano, 316 West Chelton, approached the podium. He stated he was present tonight to discuss a permit fee, actually a double permit fee, that was imposed on a renovation project on his house. Originally, he purchased the house with the intent of renovating it. He went to apply for a permit to do the roof and in the process of the roof being done; the roof was uncovered for days causing damage to drywall. "I pretty much had to gut the house in a matter of hours to stop mold from forming. I also hired a contractor to do some siding work. The

original permit was for repair of the siding but once the guy got into it, he said 'hey, it is not worth repairing, replace it.' So they started to rip the siding off, as well as to replace it, at which time a work order was put on the house." He stated he went up to meet with Mr. Ferguson and the other two inspectors. They advised him to apply for a permit, which he did. Then he got called three days later saying "Hey, your permit is ready but you need to pay a double fee because work was started without it." Mr. Romano explained "Technically, there were permits pulled for the property; a permit for the roof, a permit to repair siding, as well as do some interior work. What I do have is, that Mr. Ferguson keeps telling him he needs an actual cost, well for him to put this house back together, his actual cost is eight to ten thousand dollars. He kept saying he wanted to see twenty thousand on the permit." Mr. Romano stated "I think that is a little excessive. I am a licensed contractor with the State of Pennsylvania, as well as in this Borough, I carry Workmen's Comp, two million worth of Liability Insurance, I have hourly employees that have been helping me do this work, as I am not necessarily hiring outside contractors. I used to build million-dollar homes, so, no aspect of construction I cannot handle. I am just asking Council if they could reverse those fees. I mean if not, most likely I will walk away from the property. I will put it back up for sale and sell it."

Mr. Mitchell stated he had a couple of questions. "John, I am looking at your jacket, JP Fencing. Is that who you work for?" Mr. Romano's response was that no, he is the owner of this company. Mr. Mitchell asked if he did the job up near Our Lady of Charity. Mr. Romano replied "Yes, if you remember, there was a big issue with that." Mr. Mitchell stated "Yes, a serious big issue." He stated he was not too sure if that was ever rectified. Mr. Mitchell asked Mr. Romano "Did he state that they started to take the siding down and then the contractor said it was so bad underneath to just replace it or you to him?" Mr. Romano replied "Carl Kleinberg, the guy that was doing the roof, was also doing the siding. He called me up and said 'hey, the siding is not worth fixing.' I asked, actually what did he mean? Mr. Kleinberg stated that by the time he would piece it back together, it's not going to look right, they couldn't match the color." He said if I wanted to make the place look right, he advised me to put all new siding up. So, Mr. Romano agreed with him. Mr. Mitchell had another question for Mr. Romano. He asked "Were you the guy who left a message on my radio, on my phone, about being a crook and dealing with Mr. Ferguson's back-alley tactics on how he charges people?" Mr. Romano retorted "I did state that Mr. Ferguson is a crook, yes. For someone to speak to me directly face-to-face and not tell me that they would double my permit fees, and do it over the phone three days later, that to me is just disrespect. When I sat there and wasted time out of my day to meet with Mr. Ferguson and all the other inspectors, and not once did he say that, now, you are gonna pay a double permit fee. He would have never wasted my time to pull a permit, I would have called my attorney and have him handle it or I would have called my realtor and put the house back up for sale let it become someone else's headache."

Mr. Mitchell asked if John got a permit just to put a door up and that was on display in the front window prior to all this other work being done. Mr. Romano

stated “Absolutely not, there was no permit for anything that stated anything about a front door.” Mr. Mitchell asked if he completely gutted the house. Mr. Romano stated “I did.” Mr. Mitchell replied okay. Mr. Romano continued that happened three weeks ago and like he said, the roofer call him, the shingles were removed from the house by his employees as well as the tar paper in preparation for the roofer to come in two days later. They put a tarp on the house and apparently it blew off. It rained three days straight and Mr. Romano was out of the country in Trinidad. When he returned home, he got called from the roofer. The roofer said “you need to see the inside of this house, it’s destroyed.” Mr. Romano went down there and literally with four guys gutted all the dry wall, insulation, ceilings; everything because it was soaking wet, the second floor roof collapsed and he has pictures in his phone. It was a nightmare, literally he had to get that drywall out of there otherwise we would have an issue with mold.

Mr. Mitchell asked “As a contractor, dealing in Delaware County and the State of Pennsylvania, being licensed and insured up to two million dollars and building million dollar houses, you never, ever had to get a permit to do all the work you just said?” Mr. Romano stated “Absolutely.” Mr. Mitchell stated he did not do it here. Mr. Romano stated “absolutely, but I did apply for a permit. I applied for two separate permits; one for the roof and a permit for the siding. I think the siding was on a separate permit and my understanding was that if I got the contractor to go put up a fence, they would get a fence permit. If I had a guy there doing the pool, the homeowner would get a pool permit. If it was a deck, they would get a deck permit. Mr. Ferguson said no, I should have went in there and filled out a permit in the beginning for everything, all the aspect of construction from start to finish. Which the third permit, I did apply for and Mr. Ferguson asked where the electrical and plumbing information was? I thought, wait a minute, Mr. Ferguson advised me to put everything on one application. Which I did and now he is telling me to change that.”

Mr. Mitchell referred to the comments from the phone message is pretty much the same thing but you totally ignored it when you were requested to put everything down in writing as to what you were going to do. Mr. Romano stated he did that. Mr. Mitchell stated that no, that is not what the report says. Mr. Romano interjected and said that he gave Mr. Ferguson his word; he believes it was a Friday at noon, that he would have that full permit in his office by the end of the day Tuesday. Mr. Romano stated he brought that permit here himself on Tuesday around 12:30, submitted it, they took it and no problem. He then saw Mr. Ferguson at the door. Mr. Ferguson asked him “Hey, how you doing, do you have everything down.” At that time, that is when he said you need a separate permit for electrical and a separate permit for plumbing. Mr. Romano stated OK; he went back to the window and turned in his permit, as well as got a permit application for electrical and plumbing. Thirty-six hours later, he gets a phone call, “Hey your permit’s ready, the fees are \$ 2,500, and it was outrageous.” Mr. Romano stated “what I could not figure out is, who determines what the zoning of that house is because I am getting charged for commercial permits. It is a residential property. They are basing the fee on \$75 per thousand not \$50 per thousand. So, where does that come in?” He states he is a little confused.

Mr. Mitchell stated that he thinks there are a couple questions that he really has. Mr. Mitchell asked "The manpower that Mr. Romano had there as his employees and not as a neighbor or friend, do we have them listed as EIT Tax being deducted or anything?" Mrs. Purcival replied "No." Mr. Mitchell stated "We start to have some serious problems when we have a contractor/owner/investor of million dollar buildings and all that kind of stuff that you presented here this evening, when you are telling me that you had to gut a house out because the back roof leaked so bad, but when I looked at the pictures of the back roof it is just over a cement patio." Mr. Romano replied "With all due respect, I never stated anything about a back room; this was the main roof of the property. Mr. Mitchell stated "The only place you put a roof on was on the back and it has a cement patio and steel door there. Mr. Romano interjected again; stated that that is when they put the stop work order on it. Mr. Mitchell tried to ask if Mr. Romano is in possession of the permit now. Mr. Romano stated " I do not have that with me. Mr. Mitchell asked if he paid the \$2100 for the permit. Mr. Romano stated "No." He asked the overall permit; no. Mr. Mitchell asked if there was a reason why. Mr. Romano retorted "The cost, because it is false, absolutely." Mr. Mitchell asked Mr. Romano if he asked anyone to give him a copy of the ordinance, it is available and that is what the ordinance says.

Mr. Mitchell further explained that if he started a job and gutted a house out; you have crossed over three or four different building codes. Mr. Romano interjected and stated that two permits were applied for. And according to the ordinance, it states that if you start a job without a permit... As Mr. Mitchell explains to Mr. Romano, the roofing and the siding are two permits and you gutted the house. Both of these things you did are outside activities; the roof is outside and the siding is outside and you gutted a house. Mr. Romano interjected that there was a permit for both, one you will see siding and one you will see roofing, on two separate permits. Mr. Mitchell replied Ok. Mr. Romano stated that they were applied for. And like he explained to you, it stated repair the siding on the original permit, replacement of roof and repairing of siding. Mr. Mitchell emphatically stated that Mr. Romano quoted the siding guy that when he got into the siding, he said it was so bad; just rip it all off and you said to do that. Mr. Romano replied "Exactly." Mr. Mitchell asked "So how is repairing and replacing the same?" Mr. Romano stated that within a couple of days, when he came down to apply for the permit, he had the meeting with Mr. Ferguson. Mr. Mitchell asked what Mr. Ferguson's comments were. Mr. Romano stated that Mr. Ferguson told him to apply for everything at one time, all the building aspects under one permit. Mr. Romano then stated that Mr. Ferguson advised him to lie about the figures for what it would cost him to put the house back together. Mr. Mitchell stated that he finds that hard to believe that our building inspector would tell you to lie, but if...(Interrupted)

Mr. Mitchell tried to complete a sentence but Mr. Romano once again interrupted him. Mr. Romano stated "I told you it was going to cost me eight to ten thousand dollars to put the house back together, my cost." Per Mr. Romano, he stated that Mr. Ferguson said he wanted to see twenty thousand on the permit. "That is

asking me to lie because it's not going to cost me twenty thousand; it is only costing me between eight - ten thousand. But they wanted an actual; I just don't understand how you put a value on something you are not paying for." Mr. Mitchell stated as you are doing this as a license contractor, ok, yes there are certain benefits of being a license contractor ok, we know you get this discounted rates and everything else. But you, in your conversation and I played your message to everybody here it says you are doing this just as a private joe, a private citizen. Now you are telling me you are doing it on a commercial side. You cannot be both guys, and you cannot be cheating us out of the EIT Tax and everything else. Mr. Romano asked Mr. Mitchell who determines that. Mr. Mitchell stated he admitted that, he did not determine anything. Mr. Romano asked what the difference was between residential and commercial; who deems that. What if I am fixing that house up to move into it right now? Mrs. Peterson asked him if he was. Mr. Romano stated he did not know. Mrs. Peterson began to talk, Mr. Romano interrupted her. Mrs. Peterson began again. She stated that there is a difference between a contractor and a regular homeowner. Mr. Romano stated that is why he agreed to pay the fee to be a contractor in Upland, even though he already pays a fee to the state to become a contractor.

Mr. Mitchell stated that in Mr. Romano's opening remarks, he bought the property as an investment property. Mr. Romano stated that he never said that. He stated he said recently purchased...Mr. Mitchell tried to bring order to his conversation with Mr. Romano. Mr. Mitchell stated this is how he sees it. Mr. Romano retorted stating that Mr. Mitchell twisted his words. Mr. Mitchell replied he did not twist anything; he was very careful when he spoke with him. Here is how he sees it. Mr. Romano needs to come in to the office tomorrow morning and get a copy of our ordinance. And he will even waive the cost of giving him a copy. Mr. Mitchell asked Mrs. Purcival to deduct it out of his pay and Mr. Romano will see in there how you got to pay the double fee because you started a job without a permit. Mr. Romano stated that there was a permit applied for. Mrs. Peterson stating roofing and siding; what about the siding she asked. Mr. Romano stated that it was done in an emergency. He further explained that he literally just got off a plane, outside the country working, and got a phone call stating that the house is a disgrace. The next morning he gathered a crew of guys and ripped off the drywall. Mrs. Peterson asked what date was that on? Mr. Romano stated he did not know the exact date, but within a week. Mrs. Peterson asked what day; why couldn't he get a permit that day? Why did you wait to get a permit? Mr. Romano stated because mold had set in. Mrs. Miazza stated Mr. Romano was ripping it down anyway. Mr. Romano stated that it was already been sitting for a week. Mrs. Peterson asked why a couple more hours would matter? Mr. Romano stated that if you wanted to get technical, it stated repairing of drywall on that second permit that was applied for. Mr. Romano stated that it is kind of a thin line; you are stating that I did not apply for permits, but he did. Mrs. Peterson and Ms. Crawford both spoke stating that it mentions repair, not replacement. Mrs. Peterson stated that Mr. Romano is stating that we are twisting his words, but he is twisting our words in his favor.

Mr. Mitchell tried to get Mr. Romano's attention. Mr. Mitchell asked if they can both admit and agree to this he is having a bad night on this issue, because the law is on our side, we wrote it to protect this community from people like you. Mr. Romano retorted "People like me." Mr. Mitchell stated that Mr. Romano did not live here and says you may, and you might. Mr. Romano continued to try to interrupt and speak over Mr. Mitchell. Mr. Mitchell continued by stating that tomorrow morning, that he needs to come in tomorrow morning. Mr. Mitchell tried to bring order to the meeting. He stated it was his turn to talk, his mic(rophone), his meeting. He advise to Mr. Romano, to come in tomorrow morning and get a copy of the ordinance, sit down with the Borough Manager and the Building Inspector, pay the fees and go about your business. Mr. Romano stated he is telling Mr. Mitchell right now, that he is not paying double fees. Mr. Romano stated "This is extortion, legal extortion." Mr. Mitchell stated then Mr. Romano can sue us. That law has been on the books for a long time. Mr. Mitchell thanked him, as in dismissing him and asked for the next person. Mr. Romano was preparing to leave, but still in microphone distance, and called everyone crooks.

Mr. Mitchell asked if there was anyone else that wanted to address Council. Mr. Matt Steigerwalt, resident of Oak Lane, approached the podium. He stated he wanted to voice a concern regarding the potential expansion of Main Street. He does understand it is a narrow street and it talks about safety of the children but he also knows that it has been in place for a long, long time. He is unaware of any accidents caused by the width of the street. Mr. Mitchell stated that we kind of agreed and when we had the hearings for the school, we kept continuously hearing about the unsafe conditions of the street being so narrow. And we heard what everyone said. Mr. Mitchell asked Mrs. Purcival who the lady was in the Campbell House. Mrs. Purcival stated her name was Mrs. Geisler. Mr. Mitchell stated that she insisted, with numerous calls to quite a few people on Council, that they had to widen the street in order to get the buses and all that. We already had PennDot surveys and it was okay. But she insisted, and yes we heard, as we had the Engineer take a look at it. The study has been done; there is nothing saying that we are gonna do it because we just don't have the money to do that. But, if you look at it, boy is it gonna cut down both sides of the road. Mr. Mitchell thinks the neighbors should get together up there because half of the neighborhood wants it and the other half doesn't want it. If you look at the new speed sign that is sitting up there and you look at ninety percent of the people flying through there, everyone is hitting their brakes. Thank goodness we cannot use radar to write tickets because we could have two to three police officers up there doing that. And yes, that is a speed trap up there. That is where the unsafe comes in. Mr. Steigerwalt reminded Council he is the one that asked them to look into the speed timers. Mr. Mitchell stated that if he looked at the plans in the vestibule, that is what it will look like. If you look at Mrs. Geiser's house, it would be about five feet from her door. Mr. Mitchell explained he does not know why but they listen to what they wanted. They came, they called, they conquered and we cannot afford them. Mr. Steigerwalt thanked Council. Mr. Mitchell thanked him.

Mr. Mitchell asked if there was anyone else. No other person addressed Council.

23. Adjournment

Mrs. Peterson made a motion to adjourn. Mrs. Miazza seconded the motion. Council unanimously voted Aye on the motion.

The meeting adjourned at 7:49 p.m.

Respectfully submitted by,

Shirley Purcival
Borough Manager/Treasurer/Secretary

Shannon Strigle
Recording Secretary