

# Lafin Borough Council Mtg.

May 9, 2023

6:00 P.M.

## MEETING MINUTES

**MEETING CALLED TO ORDER and PLEDGE OF ALLEGIANCE TO THE FLAG RECITED.**

### Roll Call:

Present: Anthony D'Eliseo, Vice President – Paul Benderavich – Marc Malvizzi – Mayor William Kennedy

Absent: Carl Yastremski, President – Kyle Costello

Also Present: Solicitor Leonard A. Sanguedolce, Esq. and Charles Boyd, Borough Manager

Special Presentations: None

Minutes: April 11, 2023 Meeting

Mr. D'Eliseo asked if everyone reviewed the meeting minutes and if anyone had any questions or comments.

Asked for a motion to approve the meeting minutes.

Motion to Approve: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Ayes were unanimous and motion passed.

### Treasurer's Report:

Mr. D'Eliseo asked for a motion to accept the report.

Motion to Accept: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Ayes were unanimous and motion passed.

### List of Bills for Approval:

Mr. D'Eliseo asked if anyone had any questions or comments then asked for a motion to approve the bills.

\$36,872.38 plus payroll \$ 10,051.05.

Motion to Approve: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Councilman D'Eliseo abstained on the CVI invoice due to employment.

Ayes carried and motion passed.

Correspondences (e-mailed to Council during the month): No discussion.

**Reports:**

The Laflin Volunteer Fire Dept. report was emailed to councilmembers. No discussion.

The state police discontinued providing monthly reports since the completion of the PSP crime data website.

**Manager’s Report –**

Mr. Boyd reported on the progress of the Williams Co. gas pipeline through the borough, noting only minor issues have taken place and many questions from residents regarding the construction staging area off Rt.315. Residents seems fine once they understand it is a temporary staging site and not construction related. Councilmember Malvizzi toured the site with 3 other fire personnel to get a lay-of-the-land and to understand what is stored on site. Councilman Malvizzi noted that Williams is a top shelf company and very safety oriented. He doesn’t anticipate problems and he indicated it was a great tour of the site. Mr. Boyd added that the company has good communications with the borough. As suggested by Councilmember Benderavich at the last meeting, the company has a street sweeper in town.

**Mayor’s Report –** No report presented.

Mr. D’Eliseo asked for a motion to approve the reports.

Motion to Approve: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Ayes were unanimous and motion passed.

**Unfinished Business:**

A) Yatesville Borough Request for Sewer Flow Meters in Laflin Borough –

Require Reports to be Submitted to Laflin Borough

Installation Time Limit (end date)

Mr. D’Eliseo asked for a motion. Mr. Benderavich made a motion to approve the request for installation of sewer flow meters by Yatesville Borough with the stipulation that it is not carte blanche. He stipulated a closeout of October 1, 2023 for Yatesville to be completed. Mr. Boyd interjected to advise to add to the motion that all reports are provided to Laflin Borough. Mr. Benderavich agreed and said that is a given.

Motion to Approve: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Kyle Costello Absent

Paul Benderavich Yes

Anthony D’Eliseo Yes

Marc Malvizzi Yes

Carl Yastremski Absent

Motion passed.

B) Chestnutwood Drive Stormwater Project Bid Results –

	<u>Section 1</u>	<u>Section 1 &amp; 2</u>
M&J Excavation, Inc.	\$62,000.00	\$118,000.00
American Asphalt Paving Co.	\$71,128.22	\$124,376.48
Don E. Bower, Inc.	\$94,064.59	\$144,573.52
Linde Corporation	\$90,912.00	\$159,954.00

Mr. Benderavich made a motion to approve and award both sections 1 & 2 to M&J Excavation, Inc. for \$118,000.

Motion to Approve: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Kyle Costello Absent

Paul Benderavich Yes

Anthony D’Eliseo Yes

Marc Malvizzi Yes

Carl Yastremski Absent

Motion passed.

C) Dogwood Drive Stormwater Pipe Replacement (8 Dogwood Drive) –

GP Sewer & Water	\$12,200.00 plus \$250.00 if fencing needs to be removed and reinstalled
M&J Excavation, Inc.	\$14,000.00
Don E. Bower, Inc.	\$28,500.00

Mr. Benderavich made a motion to approve and award GP Sewer & Water at \$12,200.00 plus \$250 for fencing issues.

Motion to Approve: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Kyle Costello Absent

Paul Benderavich Yes

Anthony D’Eliseo Yes

Marc Malvizzi Yes

Carl Yastremski Absent

Motion passed.

D) Rear Walnutwood Property Purchase Request / Rear Cherrywood Property Purchase Request –

Mr. D’Eliseo noted that two councilmembers are absent and discussions will be moved until next month. Mr. Boyd interjected and noted that Solicitor Sanguedolce, Esq. had some information on putting the land in a conservatory. Solicitor Sanguedolce advised that he and Mr. Boyd had a zoom meeting with the Department of Conservation and Natural Resources (DCNR) regarding the land in question. They directed the borough in the direction of the North Branch Land Trust Conservatory. Discussions followed on using this trust as a go between with DCNR with the land in a conservatory but the borough still retaining ownership. North Branch has to be contacted to see if they would be interested in the land. Some discussions took place on grant opportunities with DCNR for the land after setting up a trust conservatory.

**New Business:**

A) LSA Grant 2023 Submission –

Mr. Boyd asked councilmembers to start thinking of grant submission projects for the next round of LSA Grants that have an application deadline in September. The borough must decide, and resolution(s) must be passed, by August if the borough wants to apply again this year. Some discussions continued on stormwater outfall rehabilitation, fire hydrant adaptors, and a backhoe attachment for the John Deere compact tractor.

B) Laflin Rec Board Appointment –  
Mallory Nobile Strubeck

Mr. Benderavich made a motion to appoint Mallory Nobile Strubeck to the Laflin Rec Board.

Motion to Appoint: Paul Benderavich  
Second: Marc Malvizzi  
Roll Call:  
Ayes were unanimous and motion passed.

C) Sewer Manhole Repairs at 100 Laflin Road –

After some discussions on obtaining a PennDOT permit and not knowing exactly what the state and situation calls for as a solution, Mr. Benderavich made a motion to approve the manhole repairs up to an amount of \$5,000.00.

Motion to Approve: Paul Benderavich  
Second: Marc Malvizzi  
Roll Call:  
Kyle Costello Absent  
Paul Benderavich Yes  
Anthony D’Eliseo Yes  
Marc Malvizzi Yes  
Carl Yastremski Absent  
Motion passed.

D) CVI Proposal for iPad Security Camera Monitor –  
Proposal \$1,560

Mr. Benderavich made the motion to approve the CVI proposal at \$1,560.00 for security camera monitor.

Motion to Approve: Paul Benderavich  
Second: Marc Malvizzi  
Roll Call:  
Kyle Costello Absent  
Paul Benderavich Yes  
Anthony D’Eliseo Abstained  
Marc Malvizzi Yes  
Carl Yastremski Absent  
Motion passed.

E) Security Camera Use Policy / Shared Video Policy –

Solicitor Sanguedolce stated that the camera policy should be done by an ordinance and should reference any rules that council deems on the usage of the security cameras and video distribution. Since the borough doesn't have a police chief, someone else needs to be put in charge of the camera usage policy. Mr. Benderavich recommended the borough IT and security camera company, CVI, be in charge of the camera system. The policy should state how long video is kept with the borough, what it could be used for and does a police report need to be presented to obtain video information. Solicitor Sanguedolce will put something together for councilmembers to review. Some discussions continued.

Mr. Boyd noted that the Right-to-Know laws must be followed and incorporated into any borough camera policy.

Mr. D'Eliseo indicated a request was made from Jenkins Township to access the Inkerman Road camera bank by their police department. Mr. Benderavich asked if the request came from Police Chief Frank Mudlock. Mr. D'Eliseo responded in the affirmative. Mr. D'Eliseo indicated that the cameras are technically in Jenkins Township and he would like to grant them access to the four (4) cameras just on Inkerman Road. They would be able to view them but would not be able to download anything. Some discussions continued.

Mr. D'Eliseo asked for a motion to give Jenkins Township Police Department access to the security cameras on Inkerman Road only. This would be to view and playback only but to video burn (download) they will have to come to Laflin Borough to request the same.

Motion to Approve Jenkins Township Police Department Request: Paul Benderavich

Second: Marc Malvizzi

Roll Call:

Kyle Costello Absent

Paul Benderavich Yes

Anthony D'Eliseo Yes

Marc Malvizzi Yes

Carl Yastremski Absent

Motion passed.

Solicitor Sanguedolce will prepare a draft camera policy and ordinance to email councilmembers for review.

**Public Comments:**

Evelyn Wilson, 157 Maplewood Drive – Initially spoke about a neighbor (name eliminated from written meeting minutes) that, on occasions, is apparently intoxicated and screaming during the nighttime hours on her street. A threat was also made by this neighbor to burndown her shed. She doesn't want to contact the police due to this neighbor having young kids. It appears to her that he controls (inaudible and perhaps said: patrols) Laflin and knows everything that is going on. She also added a complaint about this neighbor that is bringing in garbage from outside the area for weekly borough trash pickup. Much discussion ensued.

Ms. Wilson also asked why Laflin Borough went with No Nonsense Neutering for feral cats. Councilman Benderavich responded to say it was a council decision and that he voted in favor of it at that time. Ms. Wilson said she is lodging these complaints because others are complaining about her and Cindy Lucarelli (who also lives at 157 Maplewood) and they do nothing wrong. Councilman Benderavich interjected to state that Ms. Wilson and Ms. Lucarelli have been feeding and harboring feral cats for the last two years and that is going against the borough ordinance. Much discussions continued with much debate on feral cats and other issues.

Ms. Wilson also asked about what borough ordinance covers someone urinating behind a tree on their property. Solicitor Sanguedolce advised Ms. Wilson that borough ordinances don't cover public urination and that she would have to contact the state police by calling 911. Ms. Wilson also wanted to address water issues on her property but was advised it is a civil matter.

Discussions continued.

Cindy Lucarelli, 157 Maplewood Drive – Spoke along with Ms. Wilson on the various issues. Ms. Lucarelli also complained about a shed that was built on 155 Maplewood Drive. The shed that was built did not comply with the approved and permitted construction plans. The shed also doesn't have rain gutters and that is causing a water problem from the water that comes off the shed roof and is directed onto her property. Trees are dying due to the excessive water.

Discussions continued.

Lois McGrady, 441 E. Saylor Ave. – Complained about the dust and dirt from the pipeline construction vehicles and the lack of an adequate street sweeper. Extensive discussions continued. Mr. Boyd responded to say that the pipeline company was notified after Mrs. McGrady spoke to him late last week.

Carlton McGrady, 441 E. Saylor Ave. – Spoke along with Mrs. McGrady on the dirt and dust issues on East Saylor Ave. He had many dealings with the Williams Company, many years ago, at his other property in northern Pennsylvania and he doesn't trust them.

**Executive Session:** None

**Adjournment:** Motion to adjourn at 6:53pm.

Motion: Marc Malvizzi  
Second: Paul Benderavich  
The motion carried unanimously.

Respectfully Submitted,



Charles Boyd, Borough Manager  
Laflin Borough

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