

**BOROUGH OF WIND GAP
29 MECHANIC STREET
WIND GAP, PA 18091
610-863-7288**

The Council meeting of the Borough of Wind Gap on Monday, April 1, 2002 was called to order at 7:30 p.m. by Council President Winton Male, Jr., at which time he reminded those present that the meeting was being recorded. In attendance were Councilmen: Lewis Paulhamus, Mitchell D. Mogilski, William Pysher, Richard Getz and Kerry Gassler. Also in attendance were Mayor Kenneth George, Borough Solicitor Leonard Zito, Borough Engineer Ronald Madison and Borough Secretary Louise Firestone.

Council President Winton Male announced the resignation of Councilman Charles Sutter from Council, Planning, and Civil Service Commission effective immediately. He explained that Council has thirty (30) days to appoint a replacement.

Approval of Minutes -

On motion by Mitchell D. Mogilski, Sr. to approve the minutes of the Town Meeting on February 21, 2002 and seconded by Kerry Gassler. Mr. Male mentioned a couple minor corrections that needed to be made. Roll call vote taken. Motion carried unanimously.

On motion by Lewis Paulhamus to approve the minutes of March 19, 2002 and seconded by Bill Pysher. Roll call vote taken. Motion carried unanimously.

Public Comment

1. Vincent Dominach, Community and Economic Development Director for the County of Northampton, addressed Council regarding the Slate Belt Summit Vision Steering Committee. Two Summits have already been held and a third is being planned. The Committee approaching all of the Councils in the Slate Belt to bring them up-to-date. He introduced Donna Taggart, Director of Regional Development, Lehigh Valley Economic Development Corporation. Donna explained that the first summit was attended by 100 people. They identified the issues in the Slate Belt grouping them into four areas: land use, economic development, leadership/citizens involvement, recreation. She submitted a list of the task forces. The third Summit meeting will include a report by the task forces on these issues. She stated that a common theme is the need for intermunicipal co-operation. The third Summit is planned for Saturday, June 1, 2002. Discussions will include how to get where the Committee wants to go. Mr. Male to copy all Council on the list of the task forces.

Approval of Expenditures -

On motion by Bill Pysher to approve the expenses for the month of March in the amount of \$26,199.40 and seconded by Lewis Paulhamus. Kerry expressed his concern regarding the engineering budget because 51% has already been spent. Mr. Male stated that the engineering and legal budget was not enough to start with and these items will have to be reviewed as the year goes on. Roll call vote taken. Motion carried unanimously.

Public Comment (cont'd) -

1. Roger Bet, Park Board member. Roger asked if Council has heard anything about the grant application for the Park bathrooms. Mr. Male replied that he received a message from Michele Breslin on March 28, no announcement has been made at this time, but before the end of April.

2. Rick Keenhold. Rick stated that he noticed that the tires are being hauled away and asked what kind of accountability is being used. Mr. Male replied that periodic checks will be done on the trucks going in and out. DEP has assured the Borough that they have worked with Carbon Services on many occasions. However, the Borough will check these trucks and the weigh slips will be verified.

He asked about the \$10,000 owed from the group of people from Roosevelt Street and if it had been checked out yet. Mr. Male stated that he has no knowledge because he was not around at that time. Rick stated that Mr. Male signed this petition and should be held accountable to the Borough for his share of the money owed. Rick believes this occurred in 1993 or 1994 when special meetings were held at the Firehouse and the group of people fighting the development agreed to pay the money.

On motion by Kerry Gassler to look into if the monies were paid and seconded by Lewis Paulhamus. Richard asked if it would be more appropriate to research this first and see if there was such an agreement. Mitch stated that he has no knowledge of this issue because it occurred years before. Rick stated that there is plenty of information. Kerry **amended his motion** to read, to research to see if monies are owed and seconded by Lewis Paulhamus. Roll call vote taken. In favor: K. Gassler, R. Getz, M. Mogilski, L. Paulhamus. Opposed: W. Male. Abstained: W. Pysher. Motion carried with vote of 4-1-1.

Rick asked about the Seventh Street litigation. Mr. Male replied that there is a potential litigation. Rick asked Mr. Zito if there is any pending litigation. Mr. Male corrected him by saying he said potential litigation. Rick said you can't hope that there might be litigation. Mr. Zito stated that he knows of no pending litigation. Rick said that there has been no litigation

since September and Mr. Male has been telling people there is litigation so they would change their votes. Last meeting Rick had asked Mr. Male if he had ever sent a letter or talked to a neighboring person who adjoins your parent's home for money which would be up and above fair market value of your house. Mr. Male, "No I never did". Mr. Male asked Mrs. Perin to speak into the microphone. Mrs. Perin replied, "I do believe you did send me a letter sir and you also called me to purchase your home. When I said I didn't need it because my plans did not go out on Center Street you argued with me, yes you did, we had an argument over the telephone and I told you I did not need to buy your house or anyone else's on Center Street, I had another party that tried that to". Mr. Male confirmed that she told him twelve years ago that she was not interested in buying the property and I did not... Rick interrupted by saying that this man has voted against everything on Seventh Street, there has been three developments up there in that area and everyone has sat here, can't say that for Mr. Pysher and Mr. Getz, this man has voted against everything, voted everything down and has come back and had you change votes the following meeting because it wasn't what he wanted. Rick said you now have an allegation here, and I think this is detrimental to the Borough and I think there is even some criminal activity involved with it, when you are taking, trying to prosper on your own properties. Rick, "any comment Mr. Zito". Mr. Zito replied that he quite frankly did not know what Rick is talking about. He stated that he did not hear any of those facts and to draw him into this conversation is not fair because he has no facts at all. He acknowledged that Rick asked Mr. Male a question and Mr. Male has responded to him, apparently the information is twelve years old. Mr. Zito asked Rick to give him something in writing if you are asking for an ethics opinion, there is a source where we can acquire that. If you are contending that one of the Councilman has a conflict of interest, a lot more information will be needed. Mr. Zito stated that he is not willing to accept Rick's accusations if someone has lied or not, but if you can characterize in writing what your complaint is, he would be happy with the authority of Council to look into this issue. Rick said, "I won't have stood up here and just told you, again we're going to dance around it for him, I understand where you're at sir, I guess then we'll have to go to the DA's office 'cuz that's what you had told me before if that was the allegation intended, that there's where I should go. But I thought as a citizen, I should come here. Mr. Zito said he never recalls speaking to him about any of this and he does not know what he is referring to quite frankly and there is a bunch of disjointed allegations and facts being made. It would be helpful to everyone if this was all put into writing. Rick accused Mr. Zito of having memory lose. He said he stated a fact and a witness stated a fact. Mr. Zito replied what Rick is suggesting is not only the problem, but the solution, and the answer, and just because he recited some facts does not make them true. If he is prepared to allege that some member of Council has a conflict, give the facts in writing and document them because he cannot do so on mere allegations. Mr. Male asked Mrs. Perin if she wrote him a letter just recently and if he answered it. She replied that he did not answer it. Mr. Male stated that he intentionally did not answer it. He asked Mrs. Perin to submit in writing the events as she recalls. She agreed.

2. George Hinton. George asked the Borough Engineer about the bid specs for the streets. Ron stated that the Street Committee met and the direction was that they were going to contact the property owners for curb replacement and they would have until June or July to get it done and then the paving specs would be put out giving the contractors plenty of time. He was contacted last week to provide this information for tonight's meeting. Ron stated that it was not enough time, but he would try to have them ready for Workshop Meeting.

George suggested keeping the current restroom and just renovating it.

George stated that he is interested in the vacant seat on Council. He will submit a letter tomorrow. He said that Council should watch how the taxpayers money is spent and especially the redundant professional fees. Please spend the money wisely.

3. Leroy Albanese. Leroy asked if any progress has been made on the research of the legality of the ordination of West Seventh Street a number of years ago. Mr. Zito asked John Molnar on March 7 to produce his opinion about the ordination of the street. Mr. Zito does not have any communication from him except that Mr. Molnar sent case law to review. Mr. Zito does not have an opinion at this time and hopes to have that by the mid-month meeting or possibly the May meeting.

Leroy stated that Council received a letter from John Molnar clarifying there currently is no litigation. Mr. Male stated that as he understands it that as soon as the street is dedicated the Borough is exposed to being required to open that street and spending \$200,000 of taxpayer's money. Mrs. Perin and Leroy re-iterated that it will not cost \$200,000 to complete the street. Leroy said it would only be 800 feet of street. Leroy said it is not fair to keep using that figure when it is not accurate.

4. Linda Davis asked why the bathrooms are not hooked up when the money is available? She said that if new restrooms are put in the kids will just mark it up. She stated that it is unhealthy for the children to be there. Mr. Male said that there are conflicting reports about the sewage on the ground. Every time it has been inspected there has never been confirmation that sewer overflow is on the ground. He said it does not make sense to spend taxpayers' money on something when we have a good chance to receive grant money to do the project. The Park restroom was not required to be hooked up because it was in excess in the number of feet from the existing sewage line. Borough Engineer Ron Madison added that there is a municipal ordinance that states any occupied structure within, he believes, 150 feet of the sewer main must hook up. This ordinance is municipality enforced and the municipality has the right to waive their own ordinances. Richard added that there is not a health hazard there right now. DEP was notified that sewage was overflowing in the Park. Sewage Enforcement Officer had to make an inspection and found no sewage overflow on the grounds. He added that the bathrooms are functional and are always turned off during the winter because of freeze up. Lewis stated that they have now been turned on. Linda asked that the restrooms be hooked up. Richard explained

that Mr. Male is trying to avoid spending taxpayer money for something that we can spend a state grant for if we are patient enough to wait a few more weeks. If we spend our money now, and then the grant comes through we cannot reimburse ourselves for the money spent. Mr. Male stated that we should know by the end of the month about the grant money.

On motion by Lewis Paulhamus have the Park sewer if not a new bathroom, that the present one will be hooked up before the end of April. Motion died for lack of second.

Mr. Male stated that Council has an opinion that the bids received by the Park Board were inappropriate because they were not let properly. Council has to go by the state rules not by the Sewer rules. Kerry replied that the Sewer Authority Rules and Regulations determine that the Sewer Authority would put the lateral to the curblin. The property owner has to pay for that part, but the Authority uses their own contractors and they bid that out. The property owner has to put in from the curblin in and they can get who they want. It just so happened that the three bidders used by the Authority were the same ones used by the Park Board. Kerry added that Mr. Zito did say that the two bids should be merged together, but according to the Sewer Authority they will put the lateral to the curb with their designated contractors. Mr. Male said that DCNR specifically says that we have to go out to public bid on this project because of the amount of money involved. Mr. Zito was asked for his input. He said that issue turned on the expenditure of public funds not the Authorities' regulations. The Authorities' regulations are applicable with the exception of when there is an expenditure of public funds and if public funds are spent by the treasury, by Wind Gap, then it has to meet all the requirements of the state bidding process. Richard suggested that it may be appropriate to put this complete project out under one bid including all construction, from the alley, bring it into the Park, plus the materials. Mr. Male explained that the grant money can only be used for expenses that occur inside the property of the Park. Bill suggested doing a feasibility study to see if we can hook up to the present one with the option of being able to hook in where the new bathroom will be done if it becomes a reality. Mitch added why would we use tax dollars when we can get grant money.

Lewis **amended his motion** to read, to have the line hooked up to the Park and have it re-bid before the end of the month and what bids come out, it can be done. Motion died for lack of a second.

Mr. Male agreed with Bill that a feasibility study should be completed. It needs to be determined if a line can be run with the restroom adjacent to the kitchen directly to the manhole already in the Park. Council has the opportunity to put a restroom in that Park that is of value and is pride and joy and not just fixing up an old bathroom. Ron suggested that this building season is lost because of the sporting events. He advised to take time, do the planning and do it right, start construction in the fall and hopefully get it under roof before the winter. Ron reported that there are no signs of sewage, and the restrooms function properly except for when large functions occur at the Park. Mr. Male explained that if the Borough receives all applied grant monies it will total \$70,000 if no more money is received from grants then the Borough will have \$30,000 toward the new facility. Mr. Male questioned Ron regarding the possibility of using the

previously awarded grant money for a new facility to connect the old facility with those monies. Ron cautioned that the Borough would be subject to audit because of a misrepresentation in the application. Lewis asked if we could close the Park and not let anyone use the restroom. Ron stated that there is no state law requiring the Park to have a bathroom facility and it would be difficult to close and patrol.

Rick said that a health hazard exists. He said that there is no system. Richard said it must be pumped and monitored regularly. Rick asked Mr. Zito if the Sewer Authority goes ahead and puts the line to the curb as a customer and then bills the Borough is that acceptable. Mr. Zito stated that the Authority's funds are independent of the Borough's funds, when the Borough expends public monies even though there may be some obligation by the Authority to spend those monies it must do so by meeting the bidding requirements of the Borough Code. If the Authority spends their money and then bills it circumvents the bidding process.

On motion by Lewis Paulhamus to use the \$10,000 in the Park budget to let them use it to hook it up. Motion died for lack of a second.

On motion by Bill Pysher that if this grant falls through, that we make effort to hook up the existing bathroom to the sewer within this calendar year and seconded by Kerry Gassler. Roll call vote taken. Motion carried unanimously. Mr. Male warned that if the \$15,000 is not used for a new facility we will lose that money.

5. Since Stosh has taken over the security duties at a restaurant/nightclub in Wind Gap he has noticed that some staff and some patrons have been followed by the Police Officer on duty. He asked the Chief if the police car sitting across the entrance of the establishment is fair in comparison to the time spent at other establishments in the Borough. The Chief explained that the Police sit in the empty lot of the Firehouse, and at the Turkey Hill to monitor traffic. The security guard stated that he feels that his establishment is getting more scrutiny than the others. Chief replied that they do not sit in front of the bars looking for trouble.

On motion by Mitchell D. Mogilski, Sr. to accept Charles Sutter resignation and send him a letter of thanks for his years of service on Council, Planning, Civil Service Commission, as alternate on Slate Belt Municipalities Association as an alternate and seconded by Lewis Paulhamus. Roll call vote taken. Motion carried unanimously.

Committee Reports

1. **EMS - Tom Knitter, Wind Gap Ambulance, had nothing to report.**
2. **Police - Bill Pysher reported** the Chief purchased a Colt Rifle for the car and it was purchased under state contract so it did not have to go out to bid and it was in their budget. Bill believes that the Borough has enough revenue to move forward with the new police car. Mike Gassler reported that they have selected the third arbitrator, the one who charges \$750/day.

3. **Streets - Kerry Gassler reported** the committee includes Kerry, Mitch, and Winton. Richard Getz had requested to be removed from this committee. Ten streets are going out to bid and should have specs by Workshop meeting. Richard is still working on the Liquid Fuels map to verify that if we ordain some streets we can receive more liquid fuels. Mr. Male publicly thanked Richard for the time spent on the streets and verifying the addresses for the sending of curb letters. Mr. Male reported that he spoke to the State Purchasing Rep and they have extended the deadline for one week in regard to the salt agreement.

4. **Finance and Administration - Winton Male reported** that the mailing to the Borough residents will be sent out at a cost of \$160 - \$170. Mr. Male stated that from an administrative point of view he suggested that the Workshop meetings become only work sessions and used for setting the agenda for the regular Business Meeting. The discussions would occur at the work session meeting and enable Council to work more efficiently. Bill added that he feels at times there is pressure to act without legal counsel and the engineer in attendance and that could be dangerous. He agrees that a work session to hash out issues is a good idea. Richard recently attended a seminar for new Borough Officials and they stated that workshop sessions are meant for setting up the agenda for regular meetings. This is a time to discuss, explore and research and then the regular meeting can run more efficiently. The Mayor commented that when the workshop meetings were started years ago it was the intent to discuss and set the agenda for the regular meeting.

On motion by Richard Getz to resolve to make the Workshop meeting a work session in preparation for the regular monthly meeting, set an agenda and discuss the issues with the public and among themselves and seconded by Bill Pysher. Kerry asked if at the work session the public can comment during the discussion period. Mr. Male stated that public comment will still occur and decorum will still need to be followed. Mitch stated that public can still give input. Kerry suggested that a public comment session should occur after each agenda item. Richard added that public could comment during the work session and then they could comment during public comment of the regular meeting. Rick Keenhold clarified that Council will not take any votes on any issues. If there is an emergency occurs, Mr. Male stated that a special meeting will be called.

Roll call vote taken. In favor: K. Gassler, R. Getz, W. Male, M. Mogilski, B. Pysher. Opposed: L. Paulhamus. Motion carried with vote of 5-1.

5. **Sanitation and Recycling - nothing.**

6. **Zoning / Planning - Richard Getz reported** Zoning Hearing Board was not convened in March, nothing on the agenda for April. Tentatively two variance hearings concerning decks for May 1 meeting. Richard to contact Commission members and recommend that their April 4 meeting be fore reorganization of the committee. March 7 the Planning Commission, consisting

of Sarah Branham, Joan Valley and John Hannon with Sarah acting as Chairperson met. Three issues before planning, J.H. Beers sketch plan, Ray Cortazzo sketch plan and the Wind Gap Townhouse preliminary plan. J. H. Beers was a no show, Ray was asking for sidewalk waiver and reduce the street size from 36' to 34' (First Street and Chestnut Street). Wind Gap Townhouse presented their preliminary plan and they have 90 days to act, but that can be waived by applicant. The retention pond would be maintained by a community association that they would set up. They asked about dedication of certain lots for open space, proposed a monetary compensation to the Borough for recreation requirements in lieu of building some recreation facility. Minimum lot size was addressed and per Ron Madison is 4,000 square foot. Request about buffer around the retention pond, around only portion that was adjacent to their neighbors, not the actual development. They asked for waiver on the requirement to identify property owners on the northeast side of Broadway. They would like to give present people on Tenth Street access to their homes through the development. In order to build a road into their development they would have to close Tenth Street as it is today. They recommended that the cul-de-sac either be left-handed or a center type cul-de-sac, they would like to place a 200 foot limitation on the plans for scope of their boundary, and they discussed road radius. They will be coming back before the Planning Commission. Original proposal was for 72 units and now they are proposing 86 units.

7. **Parks – Chris Bruch reported** they have given approval to purchase sand for the baseball fields. They are looking for a donation for screened topsoil for filling in the outfields of the baseball fields. The bathrooms are open and the gas has been turned on. The Park Board is looking at having a new sign for the corner of Third and Broadway. They are adding to the existing sign, stating no pets allowed. Roger Bet added that John Zucal is in the process of installing more benches. Mitch stated that the Borough still has about 100 ton of topsoil from Wood Street sitting at MSG that could be used. Lewis reported that there are still dogs going through the Park. Chief Armitage stated that more signs need to be installed.

8. **Building / Grounds - Winton Male reported** Tire operation is underway.

9. **Fire Company – George Hinton reported** that a new door that opens out with a panic bar is replacing the old wooden door on the back of the Firehouse. KME didn't come back with final figures on the firetruck. Picnic is June 27, 28, 29, clean up date will be Sunday, June 30. He asked that the pavilions not be rented on June 30 because that is cleanup day. Mayor will issue a transient license for fireworks, no fee involved. George asked if the green shed would be available for Bingo so it doesn't have to be set up and torn down every night. Picnic meeting to be this Wednesday at 7:00 p.m.

10. **Wind Gap Municipal Authority – Paul Levits reported** the first issue is Walden III. Paul stating that Council is allowing him to operate without a CO. Municipal Authority is asking

for Council to shut him down. Mr. Male reported that Mr. Cassidy dropped some information this afternoon, but has not been distributed to Council yet. Copies will be given to Council. John Blick asked if Sewer Authority would submit something in writing and invited them to stop by on Saturday. Paul confirmed that some one from the Sewer Authority will stop by on Saturday. Paul will ask Bob Hahn to pull the letters sent to the Borough that do not appear to be forwarded to the Zoning Officer.

The next issue was the discharge at Pet Zone. Plant Manager Terry Miklas and Councilman Kerry Gassler met with the owner, who is a tenant, allowed them to tour the premises. They found no violation at all from the Pet Zone. They did find that the tenant upstairs appears to be dumping water from the washing machine which is improper and illegal. Rick Keenhold is the prospective owner of the building and he will contact his tenant. Paul asked where are the responsibilities of the SEO and the responsibilities of the Sewer Authority. Ron explained that any connection to the public sewer is the domain of the Authority to coordinate with the property owners to do inspections. Sewage Enforcement Officer as designated is responsible for any on-lot systems within the Municipality and to inspect any complaints of raw sewage to the ground or the waterways of the Commonwealth. He added that in a rare case outside the 537 plan that exists that the property could not physically be connected to the sewer plant. Any complaint from DEP, Sewage Enforcement Officer is required to investigate. Ron explained that a washing machine discharged to the ground that is illegal discharge, waste water to the ground and that is the SEO's responsibility to notify them.

11. **Insurance - Winton Male reported** received a small refund from Workers Compensation because of a downward revision. .

12. **Land Use Committee – Winton Male reported** nothing.

A. **Mayor's Report - Ken George reported** Contractor license fees collected for the month of March \$25.00, total \$1,150.00 for year. Mayor will be filling out the Recycling Performance Application. Police report will be distributed prior to mid month meeting. Mayor had given letter from Chief recommending Brian Redmond be removed from probationary status and the Mayor recommends he be full-time officer status. **On motion** by Mitchell D. Mogilski, Sr. to remove Brian Redmond from probationary police officer status and seconded by Bill Pysher. Roll call vote taken. Motion carried unanimously.

On motion by Richard Getz to have Mayor George contact the Mayor of Pen Argyl and offer the support of the Borough in regard to the health hazard posed by the landfill and seconded by Lewis Paulhamus. Roll call vote taken. Motion carried unanimously. The State Department of Health has decided that they do not want to do a full health study of the landfill in Pen Argyl. Mayor stated that arrests have been made in regard to the Liquor Store break-in, some arrests made in the thefts at K-Mart and the eggs being thrown at the bank in town.

B. Solicitor's Report - Len Zito reported that it appears through research that the streets were not ordained or layed out. Mr. Cortazzo wants to develop according to his sketch plan then he will need the approval of the owners of the property or he is going to have to determine whether Council wants to condemn the streets. They will need to be condemned. Ron added that he agreed with Lehigh between Second and East First, do their deeds respect that right-of-way? On East First Street, there is pavement and whether the Borough plows that street, because it looks like it is maintained. Ron cautioned the Planning Commission not to make any recommendations on waivers, they can give general recommendations, but this is only a sketch plan. Mr. Zito intends to correspond back to the Planning Commission Solicitor with the conclusions based upon the law and if this is to go forward it would have to have the approval of the homeowners or some action by Council.

C. Engineer's Report - Ron Madison reported proposed project on Fairview. Phase I Bog Turtle Habitat Study has been done. The study has to be confirmed by the U.S. Fish and Wildlife Service and Ron has been trying to contact them. There is a possibility that a full Phase II study must be done. Hanover has a list of ten people to do the surveys and this survey must be done between April 15 and June 15 including a specific amount of manhours per acre, and four different visits must occur. Bog Turtles are difficult to find and only trained people can find them. Ron hopes to have confirmation this week as to whether or not Phase II will be required. Larger firms can charge \$10,000 to \$12,000, an approved independent woman charges \$5,000 to do the study. This project is covered by the Landfill Postclosure Fund. These types of studies are considered covered under the grant. If the Phase II progresses and Bog Turtles are found, this project is dead unless an alternative route can be engineered at a substantial increase in cost.

On motion by Lewis Paulhamus to move ahead with Phase II study, if required and seconded by Bill Pysher. Roll call vote taken. In favor: R. Getz, W. Male, M. Mogilski, L. Paulhamus, B. Pysher. Opposed: K. Gassler. Motion carried with a vote of 5-1. As long as available, Ron will schedule the independent contractor. Ron will continue to get written quotes and forward to Council. Kerry asked if Council is willing to commit to the stormwater project even though the sewer line underneath is not taken over by the Authority.

New Business

1. **Pothole Sealing.** Mr. Male stated that Pocono Spray Patching will charge \$1,500 for a truckload to repair potholes and alligator cracks on the Borough streets. He repairs until the truckload is empty. The State and Pen Argyl uses this procedure to seal. John has prepared a list of streets that need some repairs done.

On motion by Kerry Gassler to hire at a not-to-exceed of \$1,500 and seconded by Mitchell D. Mogilski, Sr. Roll call vote taken. Motion carried unanimously. Contact is John Murphy.

Old Business

1. Part-time Street Worker. Elwood Fenner will to take the job at \$8.00 an hour, he has worked here before.

On motion by Lewis Paulhamus to approve the part-time street worker Elwood Fenner and seconded by Richard Getz. Roll call vote taken. Motion carried unanimously.

2. Agility Program. The form is easy to complete, but it requires a resolution to be drawn up prior to entering into an agreement with the State. Mr. Male stated that water is a big item with them and he will contact Mike at MSG to inquire about access to the quarry.

On motion by Kerry Gassler to draw up the resolution and seconded by Richard Getz. Roll call vote taken. Motion carried unanimously.

3. Committee Spending Limits. Mitch and Lewis still working on this.

4. George Hinton asked about the traffic light on Third Street. Mr. Male replied that he wrote a letter to PennDOT and they responded. They require a commitment letter from the Borough for allocating the funds, filing an official application, a condition diagram (mylar), a report of accidents at that location since January 1, 2002. This will be done. George will solicit letters from the School District and Laidlaw. Ron stated that it will be helpful to have letters of support for the reason in avoiding that intersection.

5. Mr. Male stated that Council received an application from Kathleen McFall to be appointed to the Wind Gap Park Board. This will be discussed at a later meeting.

6. Street cleaning is usually scheduled the second week of May.

Executive Session - Council adjourned to Executive Session to discuss personnel and litigation at 9:58 p.m. Council reconvened at 10:29 p.m.

Meeting adjourned at approximately 10:29 p.m.

Louise Firestone
Borough Secretary

