

**BOROUGH OF WIND GAP
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EXECUTIVE SESSION

The Council met from 6:30 p.m. to 7:30 p.m. for Executive Session at Wind Gap Borough Hall.

The Council meeting of the Borough of Wind Gap on Tuesday, January 3, 2006, was called to order at 7:30 p.m. by Mayor Mitchell D. Mogilski, Sr., at which time he reminded those present that the meeting was being recorded. In attendance were Councilpersons: Kerry Gassler, George Hinton, Karen Skorochood. Also in attendance were Borough Solicitor Ronold Karasek, Borough Engineer Ronald Madison and Secretary/Treasurer Louise Firestone.

Administering the Oath of Office to Councilmen - At this time Mayor Mogilski administered the Oath of Office to: Scott Parsons, Tony Curcio, Todd Beil, and Jon Faust. Council then took their seats.

Mayor Mogilski then proceeded with the order of business by seeking nominations for Council President. Council made the following: **On nomination** by Karen Skorochood for Kerry Gassler to hold the position of Council President. Voting for Kerry Gassler T. Beil, T. Curcio, J. Faust, K. Gassler, G. Hinton, S. Parsons, K. Skorochood. Kerry was appointed Council President.

The next item of business was Mayor Mogilski seeking nominations for Council Vice President. Council made the following: **On nomination** by Tony Curcio for George Hinton, Jr. to hold the position of Council Vice President. Voting for George Hinton, Jr. T. Curcio, J. Faust, K. Gassler, G. Hinton, S. Parsons, K. Skorochood, T. Beil. George was appointed Council Vice President.

Mayor Mogilski turned the meeting over to Council President Kerry Gassler.

Council President Kerry Gassler informed those present that Council met to discuss the Teamster's contract, the Police contract, and the Police Chief's contract and to discuss raises for personnel.

PUBLIC COMMENT

No one appeared before Council at this time.

APPROVAL OF MINUTES

On motion by Tony Curcio to approve the minutes of the December 5, 2005 meeting

and seconded by George Hinton. Roll call vote taken. In favor: K. Gassler, G. Hinton, S. Parsons, K. Skorochood, T. Curcio. Abstained: J. Faust, T. Beil. Motion carried with a vote of 5-0-2.

On motion by Scott Parsons to approve the minutes of the December 20, 2005 meeting and seconded by Tony Curcio. Roll call vote taken. In favor: K. Gassler, G. Hinton, S. Parsons, T. Curcio. Abstained: K. Skorochood, T. Beil, J. Faust. Motion carried with a vote of 4-0-3.

SOLICITOR'S REPORT

Ron Karasek reported that Council discussed the Towns at the Gap, Manor Haven matter. One of the conditions of the approval was to have the Borough Solicitor review and approve the Declaration By-laws for the property owner's association. He sent his comments, which he described as not significant, to the applicant's attorney and should be incorporated in the final version.

On the condemnation of property on East West which is .28 acres of land owned by Grand Central Investment Company Ltd., Ron reported that he sent correspondence to the Borough at the end of December. Apparently, there is an agreement to resolve that matter without having to file a new condemnation proceeding. He needs Council to authorize the Borough Engineer to begin the subdivision process in that regard. The tract of land would be cut up and one part would be dedicated to the Borough. His suggestion is that the Borough moves forward on this issue.

On motion by Scott Parsons to allow the Engineer to do the work on the subdivision plan and waive the Planning Commission process and seconded by Tony Curcio. Roll call vote taken. Motion carried unanimously.

Ron reported on the Schinstine matter. He has asked the other attorney to make a settlement demand, but to date he has not heard any response.

Ron informed Council that Special Solicitor, Karl Longenbach, who was handling the Slate Belt by-pass road project, has been appointed County Solicitor. A new Special Solicitor must be appointed.

On motion by George Hinton to have Ron Karasek re-contact the attorneys who had previously been contacted and seconded by Karen Skorochood. Roll call vote taken. Motion carried unanimously.

Ron suggested that if Council approves the Police Contract that the arbitrator and the American Association of Arbitrators be contacted to inform them that there will not be a need for the arbitration. Council agreed to have him make contact.

He asked that status of the Intermunicipal Agreement that he drafted regarding the weighing of trucks in the Borough. He sent a copy to the Police Chief and is waiting for a response regarding specifics that need to be included in the agreement. He asked the Chief how many officers would be needed, whether it would be regular time or overtime, whether the Borough would need other officers to man other things during the trucks inspections. Once he receives the requested information from the Police Chief he will forward it to Council and then proceed as directed.

He asked Council if they want him to proceed with the license landlord ordinance. Louise to provide Todd and Jon with a sample ordinance from Bangor. It will be put on the workshop agenda.

Ron reported that he has done some preliminary research on the Police Pension and early retirement.

ENGINEER'S REPORT

Ron Madison reported that he met with representatives from PPL and Nolan Perin for the Slate Belt Industrial Center on December 20, 2005 regarding the pole relocation plan. PPL is marking up plans for Pidcock to be submitted to the Borough for Hanover to review. Key issues are how close the poles are intended to be to the storm water infrastructure or property lines and transitioning over North Broadway. To put the road in, PPL is abandoning the 100 foot wide transmission easement and just going to have distribution poles on the north side of the Slate Belt Industrial Drive. Ron stated that they discussed the concern regarding how PPL can transition from the north side to the cell tower and how it impacts how they will make the interconnection with Met-Ed. George informed that Traffic Planning and Design has a lot of the drawings already completed. Ron to contact TP & D to get information that has already been completed. George asked that this portion of the project be set up as a separate job number. Green Knight Economic Development will be paying for this portion.

On motion by George Hinton to approve Hanover Engineering proceeding with drafting the plans for the west side of North Broadway at a not-to-exceed cost of \$2,000 and seconded by Tony Curcio. Roll call vote taken. Motion carried unanimously.

Ron reported that he met with Scott McMackin, Cowan Associates, representing Manor Haven Associates on December 22, 2005 regarding the Towns at the Gap to explain Council's position and their conditional approval. Scott was to get a cost estimate together, speak to PennDOT and then get back to Ron. Ron has not heard back from him.

EXECUTIVE SESSION

Council adjourned to Executive Session at 7:56 p.m. to discuss Manor Haven Subdivision Conditional Approval. Council reconvened at 8:07 p.m. Kerry reported that Council is taking no action at this time.

Ron reported that there was a submission to the Planning Commission. Hanover did the review since it was very similar to the Cortazzo subdivision plan, but the new plan was submitted by Joe Posh. Previously, Council had asked that the Borough's Alternate Engineer do the review plan because Hanover Engineering had done work privately for Mr. Posh.

On motion by George Hinton to have Rettew Associates do the review for the Posh subdivision plan and seconded by Karen Skorochood. Roll call vote taken. Motion carried unanimously.

Hanover and Rettew will both attend the Planning meeting on Thursday, January 5, 2006 and provide Rettew with any correspondence. The plan will not be ready for approval this Thursday. George asked that in the process of reviewing this plan he suggests that Lehigh

Avenue be extended the whole way down. Ron stated that it was Hanover's suggestion to have the street extend down and all the paper streets should be connected especially now that the Borough has installed a traffic light at Third Street.

NEW BUSINESS

1. Approval Chief of Police's Contract

On motion by George Hinton to approve the Chief of Police's contract and seconded by Tony Curcio. Roll call vote taken. Motion carried unanimously.

2. Approval to Advertise 2006 Borough Meetings.

On motion by Karen Skorochood to advertise Borough Council meetings for the first Monday and third Tuesday of every month with the exception of Labor Day (September 4) will be scheduled for Tuesday, September 5, 2006 and schedule only one meeting in July and that would be Monday, July 10, 2006 and seconded by Jon Faust. Roll call vote taken. Motion carried unanimously.

On motion by Tony Curcio to adjourn the meeting of January 3, 2006 and seconded by Todd Beil. Council agreed unanimously.

The meeting of January 3, 2006 adjourned at 8:16 p.m.

Louise Firestone, Secretary / Treasurer