

WARRIOR RUN BOROUGH

496 Front Street

Warrior Run, Pennsylvania 18706

Phone: (570) 823-3301 | Fax: (570) 235-6911

Email: wrboro@ptd.net

Council Meeting Minutes

July 8, 2024

(Amended 09/07/2024, page 8)

Meeting Called to Order

Pledge of Allegiance

Roll Call

Approval / Minutes of Previous Meeting

Approval / Treasurer Report from Previous Month

Communications

Public Comment on Tonight's Agenda

Old Business

New Business

Attorney Patrick Aregood Report

Police Report

Mayor's Report

Public Comment

Final Comment

Adjournment

Warrior Run Borough Council Meeting Minutes July 8, 2024

Roll Call	Present	Not Present
Council Members:		
John Quinn, President	<u> X </u>	<u> </u>
Sandy Wegrzynowicz, Vice-President	<u> X </u>	<u> </u>
Rick Kratz	<u> X </u>	<u> </u>
Matt Pilch	<u> X </u>	<u> </u>
Larry Carbohn	<u> X </u>	<u> </u>
Other Attendees:		
Mayor, Tom Shypulefski	<u> X </u>	<u> </u>
Solicitor, Attorney Patrick Aregood	<u> X </u>	<u> </u>
Secretary, Donna Tudgay	<u> X </u>	<u> </u>

A motion to approve the minutes from the June 10, 2024, Council Meeting.

1st motion made by: LC 2nd motion made by MP

	Yes	No	Abstain
S. Wegrzynowicz	<u> X </u>	<u> </u>	<u> </u>
R. Kratz	<u> X </u>	<u> </u>	<u> </u>
M. Pilch	<u> X </u>	<u> </u>	<u> </u>
L. Carbohn	<u> X </u>	<u> </u>	<u> </u>
J. Quinn	<u> X </u>	<u> </u>	<u> </u>

Motion passed X

Motion failed

A motion to approve the Treasurer’s report from June 1 through June 30, 2024.

1st motion made by: RK 2nd motion made by MP

	Yes	No	Abstain
S. Wegrzynowicz	<u> X </u>	<u> </u>	<u> </u>
R. Kratz	<u> X </u>	<u> </u>	<u> </u>
M. Pilch	<u> X </u>	<u> </u>	<u> </u>
L. Carbohn	<u> X </u>	<u> </u>	<u> </u>
J. Quinn	<u> X </u>	<u> </u>	<u> </u>

Motion passed X

Motion failed

Communications

Resident Mrs. Alice Watters (Boyle Street) passed away on June 22, 2024.

Warrior Run Borough received a thank you card from the Davis Family for flowers sent in the recent loss of Esther Davis, wife of Bill Davis, Mayor, Sugar Notch.

Warrior Run Borough received the following communication (next page), from the Luzerne County Office of Community Development, regarding a grant awarded for completion of Chestnut Street-Road and Sewer Improvement Project (Phase II).

The Agreement and supporting documentation were signed and forwarded by the Borough to the office on 06/26/2024. No work may commence until the agreement is signed by the County and returned to Warrior Run Borough.

OFFICE OF COMMUNITY
DEVELOPMENT
EXECUTIVE DIRECTOR
CATHERINE HALTER HILSHER



LUZERNE COUNTY
COUNTY MANAGER
ROMILDA P. CROCAMO, ESQ.

COUNTY of LUZERNE
P E N N S Y L V A N I A
ESTABLISHED 1786

June 21, 2024

Warrior Run Borough
496 Front Street
Warrior Run, PA 18706

Dear Mayor and Council:

On behalf of Luzerne County, I am pleased to inform you that Warrior Run Borough has been awarded a grant through the Community Development Office in the amount of \$183,791.00 for Water/Sewer Improvements in income eligible areas as requested on your local needs form.

Please review the attached Sub-Recipient Agreement thoroughly to ensure compliance with all program requirements. Upon review, please execute and return the agreement and the FFATA form, as well as any other documentation required by the agreement.

If you have any questions, please contact Denise Shimko of this Office.

Sincerely,

Catherine Halter Hilsher
Executive Director

Enclosures

Office of Community Development • 54 West Union Street • Wilkes-Barre, PA, 18701
Phone: (570)824-7214 Fax: (570)829-2910 Email: luzcood@luzernecounty.org

Public Comment on Tonight's Agenda - None

Old Business

1. A motion is needed to approve payment to Martins Electrical Services (a member of the Costars Program), for repair/upgrades* to the Hanover Street pump station, in the amount of \$23,192.50, to be paid from the Sewer Fund.

*Breakdown of issues/repair costs on next page and Final Comments Section for further discussion items by Council, prior to the motion vote.

1st motion made by: LC 2nd motion made by: RK

	Yes	No	Abstain
S. Wegrzynowicz	<u>X</u>	_____	_____
R. Kratz	<u>X</u>	_____	_____
M. Pilch	_____	_____	<u>X</u>
L. Carbohn	_____	_____	<u>X</u>
J. Quinn	<u>X</u>	_____	_____

Motion passed X

Motion failed _____



1024 Evergreen Drive • Tamaqua, PA 18252

(570)668-4540 (570)668-6740 Fax

Sales & Service of Industrial Electric Motors, Pumps & Controls...since 1978

Proposal To:

Warrior Run Boro

Date 6/28/2024

Pump Station Upgrade

Issues with current system

- Existing Barnes pumps
 - Are over-stressed since the motor is undersized for the impeller
 - *Solution: Provide one new Sulzer pump.*
- Existing static phase converter
 - Is too small to handle the correct size of pump
 - *Solution: Provide two new WEG VFD's in a control panel.*

Components to Solution

- Qty. 1 – Sulzer pump
 - Model: XFP 81E-VX PE80/2 230v/3ph
 - 10.7 hp, 230 volts, 3 phase, Vortex impeller
 - Total cost: \$10,562.50 plus incoming freight**
- Custom-built control panel
 - Stainless steel enclosure
 - Qty. 2 – WEG CFW500 variable frequency drives
 - Breaker for control transformer in existing panel
 - Thru-the-door disconnect
 - Scope of work
 - Design and assemble control panel
 - Program VFD's
 - Draw wiring schematics (customer property)
 - Total cost: \$9,510.00**

Scope of Work – on-site

- Install control panel on-site
- Install pump on-site
- Startup system
- File warranty documents with Sulzer
- Includes crane fee and mileage
- Furnish miscellaneous supplies for installation

Total cost: \$3,120.00

Above estimate based on 2 men for 8 hours on-site plus travel time

New Business – None**

**See Attorney Aregood Report – issue is not new business; it is a recurring topic requiring resolution and/or further discussion with officials outside of Warrior Run Borough

Attorney Aregood Report

**Councilman Kratz: Inquiry on what is being done with water running down on sidewalk and across Elm Street. This needs to be addressed in addition to the jungle growing on the side of Elm Street. If someone needs to be hired, then do it. It is out of control.

Council Response: The grass/weeds growing on the side will be addressed this week, weather permitting.

Council Discussion with Attorney Aregood regarding water running down on sidewalk.

Councilman Kratz: During heavy rains, water is running down Hanover Street, crosses over Elm Street, and is going down the sidewalk in front of Kratz residence and into yard/basement. There is no drainage at all. Water used to continue down the curb on Hanover Street, but now water cuts over to Elm Street.

Councilman Kratz indicated he used to have a water issue from a pipe, which was changed by him, and stated he doesn't get water from it anymore. He stated he dug a trench to try alleviate water away from his yard, but it did not work out. Attorney Aregood inquired on the curbing removal on Hanover Street; Councilman Kratz stated the curbing wasn't removed, it was paved over and has subsequently sunk down with truck traffic coming in and out of Elm Street. The road is dug up where Elm meets Hanover Street, it needs to be built up for water to flow to sewer drain, not on the sidewalk.

Additional questions/suggestions were posed regarding placement of a berm at the edge of Elm Street (by Borough) or contacting PennDot regarding curbing on Hanover Street (is a state highway). An inquiry was made regarding sidewalk settling/being down lower since work was done at Kratz residence; Councilman Kratz stated the sidewalk is not lower. The water needs to be redirected, by either doing something at the end of Elm Street or by the state on Hanover Street.

Council President will contact PennDot to discuss further.

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Amended 09/07/2024

Attorney Aregood stated there is no legal action for this issue. If council wants to try to redirect the water issue; will have to go through council actions. A suggestion was made to Councilman Kratz he may want to contact the state to alert them of damage to his property. Councilman Kratz stated he does not wish to pursue contacting the state.

Councilman Kratz requested a motion to be made for placement of a berm at the edge of Elm Street by the Warrior Run Borough.

Councilman Kratz was advised by Attorney Aregood it is a conflict for him to request a motion on this issue; Councilman Kratz stated it must be done. Attorney Aregood advised Councilman Kratz the Borough went through an ethics committee investigation a year ago; anything he votes on regarding this issue, which could possibly benefit yourself or your property, could place him in a bad position. Councilman Kratz stated he will take his chances because he is not benefiting from anything. Attorney Aregood stated as long as we disclose it; Councilman Kratz stated ok.

Councilman Kratz requested a motion to be made for placement of a berm at the edge of Elm Street by the Warrior Run Borough. No second motion was made. Councilman Pilch stated he is not against the placement of a berm but stated he feels PennDot should be contacted; there may be something they will do or possibly suggest; Councilman Carbohn agreed. Councilman Kratz stated he does not see where PennDot will do anything with Elm Street and inquired who will take care of calling PennDot.

President Council/Quinn stated he will contact PennDot; the motion dies, the Borough cannot do anything else at this time.

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Attorney Aregood presented a letter proposal, for the Borough to send to residents who are appearing delinquent on the WVSA Warrior Run Borough June 2024 O & M Billing Report.

- A prior communication was sent to residents, and it indicated they are in arrears and are encouraged to contact the Borough Secretary within 30 days of receipt of the letter to discuss further.
- The current communication alerts residents there is an enforcement option if the nonpayment issue is not resolved within 30 days of receipt of the letter. The Borough will pursue the water shutoff option, which is authorized within the Borough, Pennsylvania American Water Company and Wyoming Valley Sanitary Authority.

A motion to amend tonight’s agenda, for approval to send letters to Warrior Run Borough residents, who are delinquent with payment to the Warrior Run Borough O & M Sewer Account. Residents who are in arrears of at least \$200.00 or more will receive this communication.

1st motion made by: RK 2nd motion made by: LC

	Yes	No	Abstain
S. Wegrzynowicz	<u> X </u>	<u> </u>	<u> </u>
R. Kratz	<u> X </u>	<u> </u>	<u> </u>
M. Pilch	<u> X </u>	<u> </u>	<u> </u>
L. Carbohn	<u> X </u>	<u> </u>	<u> </u>
J. Quinn	<u> X </u>	<u> </u>	<u> </u>

Motion passed X

Motion failed

A motion to approve sending letters to Warrior Run Borough residents, who are delinquent with payment to the Warrior Run Borough O & M Sewer Account. Residents who are in arrears of at least \$200.00 or more will receive this communication.

1st motion made by: RK 2nd motion made by: SW

	Yes	No	Abstain
S. Wegrzynowicz	<u> X </u>	<u> </u>	<u> </u>
R. Kratz	<u> X </u>	<u> </u>	<u> </u>
M. Pilch	<u> X </u>	<u> </u>	<u> </u>
L. Carbohn	<u> X </u>	<u> </u>	<u> </u>
J. Quinn	<u> X </u>	<u> </u>	<u> </u>

Motion passed X

Motion failed

Attorney Aregood notified the Borough he is working with the property owner who had the fire earlier this month regarding their fire insurance coverage. The carrier will be put on notice that 10% of the settlement amount must be put into an escrow account to ensure the property is rehabbed and cleaned up. Once the property is cleaned up, the 10% will be released to the property owner. This is standard in all boroughs and it is a standard practice in all municipalities.

Attorney Aregood contacted the District Attorney's (DA) office regarding the Wooton hearing on Wednesday (07/10/2024) at 9AM. The DA office will not be providing representation to Warrior Run Borough in the matter; their preference is Attorney Aregood represents Warrior Run Borough. The property maintenance issues go back to 2020 to current date; there have been multiple hearings in front of magistrates and judges, with no action; his counsel was to have an action plan completed, none was completed. He is out of bankruptcy and his properties will be up for tax sale.

Police Report - Month of June 2024 - Report on file.

Mayor's Report

Many thanks to Fire Chief Joe Temerantz and Hanover Township Fire Department for their quick response to a structure fire at 551 Orchard Street. Also responding were Nanticoke, Kingston, Forty Fort, Plymouth and Mountain Top Fire Departments. Together, they were able to contain the fire to this location. Ambulance and police units also responded. The response time was four (4) minutes; there were no injuries. The cause of the fire is unknown.

A hearing is scheduled Wednesday, July 10, 2024, for Herbert Wooton at Luzerne County Courthouse. Mr. Wooton is appealing a guilty verdict for property maintenance. The property's location is at the corner of Front and Chestnut Streets. Attorney Aregood, Code Enforcement Officer Greg Gulick and I will be in attendance.

Code Enforcement Officer Greg Gulick was notified by 911 Communication, at 12:10 AM on July 4, 2024, the residence of 563 R Orchard Street was unfit for human habitation. On the afternoon of July 4, 2024, Code Officer Gulick and I posted the property and notified the required personnel.

Motion to accept Attorney Aregood, Police and Mayor Reports.

1st motion made by: MP

2nd motion made by LC

	Yes	No	Abstain
S. Wegrzynowicz	<u>X</u>	_____	_____
R. Kratz	<u>X</u>	_____	_____
M. Pilch	<u>X</u>	_____	_____
L. Carbohn	<u>X</u>	_____	_____
J. Quinn	<u>X</u>	_____	_____

Motion passed X

Motion failed _____

Final Comment

*Council discussion concerning repairs to the pump station:

1) The contractor is a member of the Costars Program which allows the Borough to not have to incur additional costs to advertise for bids.

2) In regard as to why a bigger propellor was on the existing unit; the current council was not part of the decision-making process when the pump required prior repair work. The representative provided a comprehensive overview at the July 2024 work session, and he explained the existing issues and what is needed to correct them.

3) Question was posed why invest money into the pump station if council has been discussing getting rid of the pump station. There are a few options the council is investigating, but they take time. While these options are being pursued, there is an imminent risk the pump station will require some type of emergency service, which will cost significantly more than the repairs under consideration.

Public Comment - None

Motion to adjourn

1st motion made by: MP 2nd motion made by LC

	Yes	No	Abstain
S. Wegrzynowicz	<u>X</u>	<u> </u>	<u> </u>
R. Kratz	<u>X</u>	<u> </u>	<u> </u>
M. Pilch	<u>X</u>	<u> </u>	<u> </u>
L. Carbohn	<u>X</u>	<u> </u>	<u> </u>
J. Quinn	<u>X</u>	<u> </u>	<u> </u>

Motion passed X

Motion failed

Donna Tudgay, Secretary
Warrior Run Borough
Submitted: 07/08/2024