

# **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 Monday, September 11, 2023**

Meeting Called to Order

Pledge of Allegiance

Roll Call

Moment of Silence for Victims/First Responders of 09/11/2001

Approval / Minutes of Previous Meeting

Approval / Treasurer Report of 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

## Council Meeting Minutes Monday, September 11, 2023

Roll Call	Present	Not Present
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**Council Members:**

Larry Carbohn, President	<u>  X  </u>	<u>      </u>
Sharon Wengren, Vice-President	<u>  X  </u>	<u>      </u>
Sandy Wegrzynowicz	<u>      </u>	<u>  X  </u>
Matt Pilch	<u>  X  </u>	<u>      </u>
John Quinn, Public Works Supervisor	<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 August 14, 2023, Meeting.

1<sup>st</sup> motion made by:   MP                        2<sup>nd</sup> motion made by   S. Wengren  

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

Motion passed   X                        Motion failed

There will be no motion to approve the Treasurer's report from August 1, 2023, through August 31, 2023; report is not available due to Treasurer is on vacation.

1<sup>st</sup> motion made by: \_\_\_\_\_

2<sup>nd</sup> motion made by: \_\_\_\_\_

	Yes	No	Abstain
S. Wengren	_____	_____	_____
S. Wegrzynowicz	_____	_____	_____
M. Pilch	_____	_____	_____
J. Quinn	_____	_____	_____
L. Carbohn	_____	_____	_____

Motion passed \_\_\_\_\_

Motion failed \_\_\_\_\_

## Communications - None

## Public Comment on Tonight's Agenda - None

A motion to amend today's meeting agenda

1<sup>st</sup> motion made by: JQ

2<sup>nd</sup> motion made by: S. Wengren

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

Motion passed X

Motion failed \_\_\_\_\_

## Old Business

1. A motion to ratify payment to Martins Electrical Services, for the work provided at the Hanover Street pump station, in the amount of \$655.00 to be paid from the Sewer Fund.

1<sup>st</sup> motion made by: S. Wengren      2<sup>nd</sup> motion made by: MP

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

Motion passed X

Motion failed \_\_\_\_\_

2. A motion to ratify the annual transfer of sewer funds, from M&T Bank O & M Sewer Account to PNC Bank PennVest account, in the amount of \$40,000.

1<sup>st</sup> motion made by: MP      2<sup>nd</sup> motion made by S. Wengren

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

Motion passed X

Motion failed \_\_\_\_\_

## New Business

1. A motion to approve Warrior Run Borough Resolution No. 2-2023, for the 2024 LSA Grant-Front Street Storm Improvements Project (next page):

1<sup>st</sup> motion made by: JQ      2<sup>nd</sup> motion made by: S. Wengren

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

Motion passed X

Motion failed \_\_\_\_\_

# BOROUGH OF WARRIOR RUN

## RESOLUTION NO. 02 - 2023

### AUTHORIZED OFFICIAL RESOLUTION

Be it RESOLVED, that the Borough of Warrior Run of Luzerne County hereby requests a Luzerne County Local Share Assessment grant of \$ \$780,000.00 from the Commonwealth Financing Authority to be used for Front Street Improvements Project.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Larry Carbohn, President of the Borough of Warrior Run Council and Sharon Wengren, Vice-President of the Borough of Warrior Run Council as the official(s) to execute all documents and agreements between the Borough of Warrior Run and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant.

I, Donna Tudgay, duly qualified Secretary of the Borough of Warrior Run, Luzerne County, Pennsylvania, hereby certify that the forgoing is a true and correct copy of Resolution duly adopted by a majority vote of the Borough of Warrior Run at a regular meeting held September 11, 2023 and said Resolution has been recorded in the Minutes of the Borough of Warrior Run and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the Borough of Warrior Run, this


11<sup>th</sup> day of September, 2023.

Borough of Warrior Run

Name of Applicant

Luzerne County

County

  
\_\_\_\_\_

Donna Tudgay, Secretary of the Borough of Warrior Run

2. A motion to approve Greg Gulick to submit the 2024 LSA Grant, for the Front Street Storm Improvements Project (storm drain boxes and pipes and paving), for a fee of \$700.00, to be paid from the General Fund.

1<sup>st</sup> motion made by: JQ 2<sup>nd</sup> motion made by: S. Wengren

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

Motion passed X

Motion failed \_\_\_\_\_

3. A motion to reject current bids, received for the 2023 LSA Grant-Hanover Street Project, due to the bids had exceeded the budgeted funding for the project (see next page):

1<sup>st</sup> motion made by: JQ 2<sup>nd</sup> motion made by: MP

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

Motion passed X

Motion failed \_\_\_\_\_



165 N. Wilkes-Barre Blvd. • Wilkes-Barre, PA 18702  
Phone: (570) 208-3130 • Fax: (570) 823-4727

Warrior Run Borough Council  
496 Front Street  
Warrior Run, PA 18706

September 8, 2023

Attn: Larry Carbohn

Sent via email to: [wrboro@ptd.net](mailto:wrboro@ptd.net)

RE: **Warrior Run Borough  
Hanover Street  
Storm Drain Infrastructure Project**

Mr. Carbohn,

Our office has reviewed the bids for the Warrior Run Borough Hanover Street Storm Drain Infrastructure Project. Stafursky Paving Company, Inc. submitted the lowest bid in the amount of \$80,114.50, however their Bid Bond was not signed by the surety company and is therefore invalid. In addition, all bids exceeded the budgeted funding for the project and our office therefore recommends rejecting all bids. Attached is the Bid Tabulation for the project. If you have any questions, or require any additional information, please contact our office.

Thank You,

Paul Pasonick, PE, PLS  
PENNEASTERN ENGINEERS, LLC

PENNEASTERN ENGINEERS, LLC  
 165 NORTH WILKES-BARRE BOULEVARD  
 WILKES-BARRE, PA 18702  
 PHONE (570) 208-3130 FAX (570) 823-4727

PROJECT: Warrior Run Borough - Hanover Street Storm Drain Infrastructure Project

BID OPENING: 09/05/2023 at 7:00 PM

**BID TABULATION**

Bidders Name & Address	Total Amount of Bid	Bid Bond 10%		Remarks
		Yes	No	
LINDE CORPORATION 118 Armstrong Rd Pittston, PA 18640	\$101,925.00	Yes		
JAMES T O'HARA 205 Old School House Rd Covington Twp, PA 18444	\$153,170.00	Yes		
RUTLEDGE EXCAVATING 2496 Hancock Hwy Equinunk, PA 18431	Did Not Submit			
ED KRASAVAGE CONSTRUCTION 213 Bunker Hill Rd Wyoming, PA 18644	Did Not Submit			
STAFURSKY PAVING 3 Export Lane Archbald, PA 18403	\$80,114.50	Yes		Bid Bond Invalid, Not signed by the Surety Company
CONSTRUCT CONNECT 30 Technology Pkwy S Norcross, GA 30092	Did Not Submit			

4. A motion to readvertise for bids, for the 2023 LSA Grant-Hanover Street Project, per advice of the engineering group, due to the original bids exceeding the budgeted funding for the project.

1<sup>st</sup> motion made by: MP 2<sup>nd</sup> motion made by: JQ

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

Motion passed X

Motion failed \_\_\_\_\_

# Attorney Aregood Report

The bids for refuse collection was advertised in the local newspapers. A total of three (3) proposals were received by the September 11, 2023, deadline.

Contractor Name & Address	3 Year contract: 01/01/2024 through 12/31/2026 <u>Amount of houses: 260 houses / weekly collection / household garbage</u>
Prestige Disposal, LLC PO Box 190 Dallas PA 18612	<p>Option 1: One (1) 95-gallon cart per household / pick up by automated <u>truck</u> Proposed Cost: \$350 per household per year / annual cost for borough: \$91,000.00</p> <p>Option 2: Up to three (3) 30-gallon bags per household / pick up by rear-load <u>truck</u> Proposed Cost: \$360 per household per year / annual cost for borough: \$93,600.00</p> <p>Notes: The borough has the flexibility to opt for either the bag or cart option, but only one option may be chosen.</p>

Contractor Name & Address	3 Year contract: 01/01/2024 through 12/31/2026 <u>Amount of houses: 260 houses / weekly collection / trash and recycling</u>
Casella Waste Services (County Waste of Pennsylvania, LLC) Industrial Park Road Lake Ariel PA 18436	<p>Three (3) Year Price: \$242,330.40 Pricing based on 260 <u>homes</u> \$25.89/month per home for trash and recycling Further review <u>needed</u> for proposal exception.</p>

Contractor Name & Address	3 Year contract: 01/01/2024 through 12/31/2026 <u>Amount of houses: 260 houses / weekly collection / trash and recycling</u>
J.P. Mascaro & Sons (Solid Waste Services, INC., d/b/a J.P. Mascaro & Sons) 2650 Audubon Road Audubon PA 19403	<p>Year One (2024): \$103,824.00 Year Two (2025): \$109,032.00 Year Three (2026): \$115,032.00</p> <p>Three Year Contract Total (2024 through 2026) = \$327,888.00</p> <hr/> <p>Alternatively, will provide once a week trash service and once <u>every other week</u> for recyclables at cost below:</p> <p>Year One (2024): \$94,344.00 Year Two (2025): \$99,072.00 Year Three (2026): \$104,520.00</p> <p>Three Year Contract Total (2024 through 2026) = \$297,936.00</p> <p>If the Borough be interested in 64 or 96-gallon wheeled totes for waste and/or recycling, Mascaro would provide each household totes at an additional price of \$1.75 per toter per month.</p> <ul style="list-style-type: none"> <li>➤ Based on 260 residential units and assume a toter for trash and one for recycling (<u>i.e.</u> 2 per household), this would equate to an additional:             <ul style="list-style-type: none"> <li>❖ \$10,920 per year OR</li> <li>❖ \$32,760.00 over the <u>3 year</u> contract</li> </ul> </li> </ul>

The bids will be reviewed by Attorney Aregood; recommendations will be made for the Council for further discussion/consideration for council’s next work session.

Update on ordinance for property management (for rental/lease properties)

- The Council confirmed the recommended penalty phase is up to \$300.00 per day.
- The ordinance will be advertised after this information is incorporated into the document and the ordinance is read at the next meeting.

No update regarding the Warrior Run Recreational Area (baseball field) and the MS4 Program

Update on property, at rear of Elm Street, regarding Ralston Trucking.

- Discussions have been held with Earth Conservancy regarding the deed
- Further discussions are needed with associated parties legal counsel

Update on Wooten corrective action plan for property management issues

- The resident has until 11/03/2023 before a citation can be issued, unless we hear something, before this date, from Mr. Wooten’s attorney. As of today (09/11/2023), there has been no communication received.

**Police Report** - Month of August 2023 - Report on file

**Mayor Report**

Waiting for notifications of filed citations with Magistrate’s office for unpaid refuse fees and property maintenance violations. Cases should be in the process of being scheduled.

A motion to accept Attorney Aregood’s Report, Police Report and Mayor’s report.

1<sup>st</sup> motion made by: JQ 2<sup>nd</sup> motion made by: MP

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

Motion passed X

Motion failed \_\_\_\_\_

## **Final Comment - None**

### **Public Comment**

Sugar Notch Resident, M. Fiorucci, inquired on the Warrior Run Borough MS4 exemption. M. Fiorucci was provided general information regarding the current qualifications for the borough's exemption and was provided the name of the engineering group who assisted Warrior Run Borough with this matter.

Sugar Notch Resident /M. Fiorucci: Provided information regarding a 2002 tax assessment resolution, involving a property in the Hanover Industrial Park (former Sears), Warrior Run and Sugar Notch Boroughs. Resident Fiorucci inquired and discussed other items regarding tax money Warrior Run Borough receives for the former Sears building and Sugar Notch does not receive any funds.

Resident C. Flaherty inquired when will the end of Chestnut Street be done.

R: Anticipate the end of next week (weather permitting).

G. Gulick, Code Enforcement Officer: Mr. Gulick notified the Council the property at 514 Front Street evicted the tenants and the owner is in the process of selling the property. This outcome was not possible without the assistance of the Mayor and Attorney Aregood. A lot of time has been put into resolving the issues noted for this property (issuing citations, attending multiple hearings, magistrate scheduling). It was a tough process, including negative feedback on social media toward the Mayor; people are not aware of the amount of time and resources spent resolving an issue for a positive outcome for the community.

## Motion to adjourn

1<sup>st</sup> motion made by: JQ 2<sup>nd</sup> motion made by: MP

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

Motion passed X

Motion failed     

Donna Tudgay  
Secretary, Warrior Run Borough  
Submitted: 09/11/2023