

**From:** [Michael Long](#)  
**To:** [Bradford Flynn](#)  
**Subject:** Re: [External] Long v. Borough of Bath, OOR Dkt. AP 2024-0001 (Mediation)  
**Date:** Tuesday, January 30, 2024 4:45:56 PM  
**Attachments:** [Letter.pdf](#)  
[Video 0-2.mov](#)  
[Video 1-1.mov](#)

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Dear All,

I extend my heartfelt thanks to everyone involved today. Though it might seem unconventional, I believe sharing this recent letter provides necessary clarity. This decision aligns with a principle that has guided me since considering a Right-to-Know request: "Essential access to official government information prevents secrecy, scrutinizes public officials' actions, and ensures accountability."

From the start, I've been vocal about my concerns regarding the integrity of certain individuals. Today, however, I'm sincerely appreciative of your professionalism and cooperative spirit, affirming my belief that mediation was the right choice.

Below, I've outlined some key line items for your review:

- 360.19 - Employee Paid Insurance [Reimbursable]
- 389.10 - Miscellaneous Revenue
- 389.30 - Insurance Reimbursement
- 389.40 - Escrow Reimbursement
- 389.00 - Other Miscellaneous Revenue
- 392.00 - Interfund Operating Transfers (From)
- 395.00 - Refund of Prior Years' Expenses
- 49900 - Uncategorized Income
- 401.02 - Health & Dental - Mayor

The audit trail from 2019 to 2022 reveals minimal transactions, with most showing 3-4 entries over the years. Some record a single transaction, while only a few display over ten.

Regarding healthcare premiums, the invoices I received were incomplete, lacking details of prior payments and payment methods.

I'm particularly interested in whether the 2019 bills were partially covered by the Rate Stabilization Fund (RSF), also known as Delaware Valley Health Trust (DVHT) Credits. The borough started 2019 with an RSF balance of \$6,528.00. Hence, I'm formally requesting records under the Right-to-Know Law related to the use of RSF credits in 2019.

I seek:

1. Financial records showing RSF credit usage or allocation in 2019.
2. Documents indicating how RSF credits offset health insurance premiums that year.
3. Administrative documents discussing RSF credit management and application in 2019.

Please include all relevant records, like electronic data, emails, and billing statements. If any records are exempt, kindly explain why and release any segregable parts.

My main goal is to determine the utilization of RSF credits, the beneficiaries, and the specifics of these applications, including dates and amounts. For example, if records show \$1,401.58 allocated from January to April 2019 for the Mayor's premiums, with an additional \$921.68 in May covered by a check, such records would be pertinent.

I realize this issue wasn't covered in our meeting, and I respect your decision to provide or withhold these records per our agreement. My aim is to swiftly resolve this matter, not just to address the borough's embarrassment, but to uphold the residents of Bath's right to transparent government information, ensuring accountability and preventing secrecy.

Thank you for your attention to this matter, I truly appreciate you all.

Telling the truth is free, it's a desire to keep secrets that costs and it's not money of which I speak.

Sincerely,

Michael Long

On Tuesday, Jan 30, 2024 at 4:06 PM, Michael Long

 wrote:

Please find below a breakdown of line items for your review:

360.19 - Employee Paid Insurance [Reimbursable] 389.10 - Miscellaneous  
Revenue - Miscellaneous 389.30 - Insurance Reimbursement  
389.40 - Escrow Reimbursement  
389.00 - All Other Miscellaneous Revenue - Other 392.00 - Interfund Operating  
Transfers (From) 395.00 - Refund of Prior Years' Expenses  
49900 - Uncategorized Income  
401.02 - Health & Dental - Mayor

Although the list seems extensive, the audit trail from 2019 to 2022 for most will reveal only 3-4 transactions in total. Some will show a singular transaction over the four years, and only a select few may display more than ten log entries during this period.

As to the remainder of your response I am willing to accept digital copies of and do not require certification of those records listed as 37.1.

It was the 4 record disposition forms which I requested be certified.

Michael Long

On Tue, Jan 30, 2024 at 3:55 PM Bradford Flynn  
<[bradford.flynn@boroughofbath.org](mailto:bradford.flynn@boroughofbath.org)> wrote:

All:

For Item #6: account strings/line items—for simplicity, ‘General Ledger’ lines. If Mr. Long can tell me which General Ledger lines he’s looking for and what periods of time, we are able to provide audit trail reports for those specific lines.

Thanks,

**Bradford T. Flynn, MPA, CBO**

**Borough Manager**

Borough of Bath

121 S. Walnut Street

Bath, PA 18014

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**Manager’s Office | 484.281.3451**



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**From:** Eilers, Blake <[beilers@pa.gov](mailto:beilers@pa.gov)>  
**Sent:** Tuesday, January 30, 2024 3:41 PM  
**To:** J. Chadwick Schnee <[chadwick@schneelegal.com](mailto:chadwick@schneelegal.com)>;  
[REDACTED]  
**Cc:** Bradford Flynn <[bradford.flynn@boroughofbath.org](mailto:bradford.flynn@boroughofbath.org)>; Higgins, Kathleen <[kahiggins@pa.gov](mailto:kahiggins@pa.gov)>  
**Subject:** RE: [External] Long v. Borough of Bath, OOR Dkt. AP 2024-0001 (Mediation)

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Dear Parties:

Thank you again for participating in the OOR's mediation program.

Chad: Thank you for writing this up. My recollection of the discussion is generally in accordance with your description with the exception of the following:

- I recall Michael saying that he *did not* need certification of the monthly statements in (1.) but *did* want the reconciliations mentioned in (2.) certified. I could well be misremembering this; Michael, will you please weigh in?
- For (6.), I have a minor difference in my recollection that may be immaterial. I thought the discussion was that Michael would provide “line items” as opposed to “account strings.”

The OOR anticipates Michael's response and the Borough's update on Friday.

Sincerely,



**Blake Eilers, Esq.**  
Appeals Officer

Office of Open Records  
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Harrisburg, PA 17101-2234

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**From:** J. Chadwick Schnee <[chadwick@schneelegal.com](mailto:chadwick@schneelegal.com)>

**Sent:** Tuesday, January 30, 2024 3:20 PM

**To:** [REDACTED] Bradford Flynn

<[bradford.flynn@boroughofbath.org](mailto:bradford.flynn@boroughofbath.org)>

**Subject:** [External] Long v. Borough of Bath, OOR Dkt. AP 2024-0001 (Mediation)

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Mr. Long,

Thank you for participating in mediation today. As we discussed, I am providing this email for settlement purposes only and to summarize our discussion today:

1. With respect to Request 37.1, you have agreed that the Borough will provide monthly statements from the General Fund from 1/1/2019 to 12/31/2022
  - a. These will be certified at \$5.00 per record (as opposed to per page) fee charged, plus a \$0.25 per page charge for any record printed for certification.
2. With respect to Request 37.1, you have agreed that the Borough will also

provide reconciliations for 1/1/2019 to 12/31/2022

- a. These will not be certified. The Borough may charge \$0.25 per page for copies.
3. With respect to Request 37.5, you have agreed that the Borough will provide copies of its record disposal resolutions from 2019 to 2023.
  - a. These will not be certified. The Borough may charge \$0.25 per page for copies.
4. With respect to Requests 37.7, 37.8 and 37.9, you proposed that you would withdraw your Requests as to these items if the Borough were to provide reconciliations and receipts showing donations and expenditures for the Paw Park in the year 2019.
  - a. The Borough is in the process of evaluating whether to accept your proposal.
5. You would withdraw the remainder of Request 37.
6. With respect to Request 38.1, you will provide Brad with a copy of specific account strings for the purpose of running an audit trail.
  - a. Upon receipt, the Borough will determine whether it can feasibly provide this document based on the information you provide.
7. With respect to Request 38.8, the Borough is evaluating what records, if any, can be provided in response to this request.
8. You would withdraw the remainder of Request 38.

If I am mistaken in my understanding in any way, please kindly let me know. As we discussed, the Borough will circle back to you with respect to the action items we have that require answers to questions by Friday. It may take longer to provide the actual records.

Thank you.



J. Chadwick Schnee, Esq.

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