

REGULAR SESSION ** ECONOMY BOROUGH COUNCIL ** SEPTEMBER 9, 2008

Council President Ronald R. Rock called the meeting to order at 7:00 PM in Council Chambers of the Economy Municipal Building to conduct business of general purposes.

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Larry Googins, Arthur Mutschler, Audrey Mutschler, Renee Raymer, Donald Sivy, John C. Thomas, Ronald R. Rock

ALSO PRESENT: Mayor David N. Poling, Dale Fouse, Esq., Randy S. Kunkle, Borough Manager,

HEAR THE PUBLIC:

James Husar, 100 Concord Church Road came before Council regarding the resident at 389 Neeley Road burning garbage, plastic and fiberglass in an open area causing toxic smoke in the neighborhood; has called the police several times and the fire department has also responded; resident will not answer the door to try to talk to him; was told he was cited. Mr. Thomas stated he is the Fire Chief and he will follow through and check with Chief Harrington if a citation was issued.

Sal Boboth, 105 Timber Ridge Drive, advised burning of fiberglass releases small particles of glass into the air which is carcinogenic; EPA could get involved.

Patty Martelli, 26 Cherry Hill, reported the logging of property along Amsler Ridge Road has caused the need for guide rails. Mr. Rock asked that the Road Department view this area for possible guide rails.

MINUTES:

MOTION by Mr. Mutschler seconded by Mr. Googins – to approve the Minutes of the August 26, 2008, Regular Session of Council, as written. **CARRIED UNANIMOUSLY**

MAYOR'S REPORT:

Mayor Poling read the Mayor's Report for the Police Department for the month of August as prepared by Chief Harrington, which will be on file for review in the borough secretary's office.

Mayor Poling reported Hoening Road may be undermining from the creek in 2 areas. Mr. Kunkle reported the State did have work planned for this area; will check for erosion; gabion baskets may be needed; will make the State aware.

Mayor Poling reported the tactical team was activated for the Obama Campaign stop in Beaver; Beaver County will be reimbursing Economy Borough for the wages.

MANAGER'S REPORT:

1. Triangle Pet Contract: Mr. Kunkle provided copies of the current and proposed contract; the cost increase appear reasonable for a five year agreement.

MOTION by Mr. Sivy, seconded by Mr. Thomas – to authorize entering into a five year service contract with Triangle Pet Control Service Co., Inc. CARRIED UNANIMOUSLY

2. 2009 Pension MMO's: Mr. Kunkle presented the police and non-uniformed pension plans 2009 Minimum Municipal Obligations (MMOs); no action is needed, just noted in the minutes that they were presented to Council; the amounts have been historically reduced by State Aid in the amount of over \$100,000, however the borough is obligated to the whole amount.

3. FYI: Beer Distributor: Mr. Kunkle reported plans are in the works for acreage of commercial property at 2175 Big Sewickley Creek Road for running a landscaping business along with a beer distributor; Economy Borough has received notice form the LCB that a distributor license has been applied for; to proceed they will first have to go before the Economy Borough Planning Commission.

4. Yard Waste Recycling: Mr. Kunkle reported the program has grown faster than expected and he will be looking into alternatives.

Mr. Rock reported receiving a letter from Michael Moyer thanking Council for the opportunity given to him over the last 3 years being hired as Summer Help; Mike was a good investment for Economy Borough.

COMMITTEE REPORTS and OTHER BUSINESS:

FINANCE COMMITTEE:

Mrs. Raymer asked for any questions on the list of bills. Mr. Sivy questioned the Zee Medical bill as being high to fill a medicine cabinet. Mr. Thomas felt it was too costly; the items can be purchased through medical company catalogues that are more economical. Mr. Kunkle reported the road foreman should work through the Road Committee and the police chief should work through the Public Safety Committee for a list of items to be included for research of costs; asked Mr. Thomas to provide the name of the medical company.

Mr. Thomas asked about the Verizon Wireless bill. Mr. Kunkle reported Economy Borough essentially has a "family" plan with 5 phones; the 6th phone is not in the plan; the total price of the phones is averaged to each cost center so it is not uneven.

Mayor Poling verified the bill for Desco Supply Co. is for the salt shed conduit and wire.

MOTION by Mrs. Raymer, seconded by Mr. Sivy – to authorize payment of all bills listed and properly signed off and approved by the appropriate supervisor of that department. CARRIED UNANIMOUSLY

Mrs. Raymer reported the Finance Committee continues to work on the 2009 Budget.

ROAD DEPARTMENT:

Mr. Mutschler read a brief report of activities for the month of August. The report will be on file in the Borough Office.

ORDINANCE and RECREATION:

No Report

PUBLIC UTILITIES:

Mr. Fouse requested to meet in Executive Session to discuss the Ambridge Water Authority litigation.

PROPERTY and BUILDING:

Mr. Sivy observed 1 light out on Kenneth Campbell Way and asked Mayor Poling to check with Chief Harrington if any other lights are out; discussion of obtaining a bucket truck to be used for flags, tree trimming and light changing followed.

Mr. Sivy stated he will be getting estimates on doors for the 3 buildings that need repaired/replaced.

PUBLIC SAFETY:

Mrs. Mutschler reported Rose Livingston has designed an Economy Borough flag and would like to donate it in memory of her son, Frank Livingston; will call Mrs. Livingston to bring in her design for Council to see, which will give time for Council to think about this and if other departments should add their impute.

Mrs. Mutschler asked the status of the letter for the Ambridge Sportsmen's Club. Mr. Fouse stated he has the proposed letter with him tonight; would like the letter to be on Economy Borough letterhead from Mr. Kunkle, with any questions referred to Mr. Fouse.

Mr. Googins reported the Vietnam Veterans of America, Beaver County Chapter 862 will be hosting the Moving Wall at Quay Park in Beaver; scheduled events include:

- Wednesday, Sept 10 – Concert in the Park
- Thursday, Sept. 11 – Opening Memorial Service
- Friday, Sept. 12 – Visitors
- Saturday, Sept. 13 – POW/MIA Run – ride for the Wall
- Sunday, Sept. 14 – Goldstar Mothers Luncheon and Closing Memorial Service

REPORTS:

SECRETARY:

No Report

ENGINEER:

Mr. Shoup reported after the electrical inspection of the salt shed tomorrow, Duquesne Light will schedule to make the hook up.

SOLICITOR:

Mr. Fouse requested an Executive Session to discuss the Ambridge Water Authority litigation and the Northern Lights Shopping Center/Giant Eagle litigation.

Mr. Fouse explained the background on one of the items on his itemized bill.

HEAR THE PUBLIC II:

Sal Boboth, 105 Timber Ridge Drive, reported surveyors were on Lovi Road, supposedly surveying for a proposed water line by the West View Water Authority. Mr. Shoup reported West View Water Authority would like to put a water line in from where they are now to New Sewickley Township.

Patty Martelli, 26 Cherry Hill, asked the status of her subdivision application. Mrs. Mutschler reported this was tabled until next month; Mr. Coe was at the Planning Commission meeting last night and understands the items to be taken care of.

George Curry, 113 Pfaff Road, came before Council regarding litigation against him by Pinky L. Fredericks for a forced right of way through his and Theodore Broniszewski's property; says this lot has been landlocked since 1923; Tosh bought it for taxes in the 60's and left it to his granddaughter; feels the litigation wants Economy Borough to put in, pay for and maintain a 50' roadway to the landlocked parcel. Mr. Fouse stated that is not the way he reads it; this is a private matter between private property owners and Economy Borough can't get involved unless they want to.

John Edelman, 100 Trillick Way, verified that Economy Borough is not involved and this is not affecting them. Mr. Fouse stated the judge can establish a Board of View; currently the court is trying to track down Ms. Fredericks lawyers.

MOTION by Mrs. Mutschler, seconded by Mr. Mutschler – to enter into Executive Session to discuss Ambridge Water Authority litigation and Northern Lights Shopping Center/Giant Eagle litigation, with a vote to be taken tonight. Time: 8:15 PM CARRIED UNANIMOUSLY

MOTION by Mrs. Mutschler, seconded by Mr. Sivy – to return to the regular order of business. Time: 8:40 PM CARRIED UNANIMOUSLY

Motion Mr. Thomas, second Mrs. Raymer, to return to regular session at 8:35, all voted aye.

Motion Mr. Googins, second Mr. Sivy to appoint Lennon, Smith and Solereat as the borough's expert witness in the litigation with Ambridge Water Authority, all voted aye.

Mr Fouse stated he talked to Council in Executive Session about the Northern Lights Eminent Domain proceedings, specifically Giant Eagle's opposition to it, no vote is necessary.

ADJOURNMENT:

MOTION by Mrs. Mutschler, seconded by Mrs. Raymer – to adjourn the meeting. Time: 8:38 PM CARRIED UNANIMOUSLY

Respectfully submitted,

Susan A. Blum
Borough Secretary
September 19, 2008