

REGULAR SESSION ** ECONOMY BOROUGH COUNCIL ** MAY 12, 2009

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 M. Fouse, Esq., Norman C. Shoup, P.E., P.L.S., Randy S. Kunkle, Borough Manager

Kim Turnley, representing Mark C. Turnley, CPA, gave an overview of the year end December 31, 2008, Audit Report; there are no material weaknesses; there were no matters associated with the staffing or preparation of the financials that needs brought to the attention of Council; the internal controls of the Borough were adequate to control the assets; Economy Borough is better than a majority of municipalities due to the coordinated efforts of Mr. Kunkle and Mrs. Blum.

William Vescio, President, Bryon Funding, Inc., gave an update and a market commentary of the Police Pension Fund and the Non Uniformed Pension Fund for the First Quarter, 2009.

HEAR THE PUBLIC:

Andrew Milnick, 416 Friel Road, came before Council regarding a neighbor discharging what sounds like automatic gunfire on the back of his property and requested Council review the current ordinance and permitted use of backstops at the back of properties; lots of kids on Friel Road; Mr. Rock asked Mr. Thomas to have his committee review the ordinance to update it.

Ray Kenny, 195 Sylvester Street, came before Council asking the status of his problem with Mr. Dunlap. Mr. Rock read from the April Code enforcement Office Monthly Report:

“Kenny Vs Dunlap complaint: Sent Enforcement Notice to Mr. Dunlap on 5-7-09. Mr. Dunlap came into the office on 5-11-09 and requested information on this entire situation and to review past zoning ordinances. His request was approved by me and the past ordinance copies are now part of the file.

Mr. Dunlap asked for an extension of time due to his wife being in the hospital and I explained that I would grant this request if he was making progress.

Under the current Zoning Ordinance the only thing I would be able to enforce is the Back-Hoe (construction equipment) on this property.”

Ron Dunlap, 2220 Barbara Street, advised Council he has received a letter by Mr. Luff; intends to get rid of the tires; does not think he is in violation of the 1971 ordinance.

Mike Lucas, 416 Golden Grove Road, feels Economy Borough needs to look to the future; prepare for a change; we are no longer rural; we are becoming a semi affluent community.

John Campbell, 123 Gross Drive, suggested Council look to the PA Game Commission as they have a law that a gun can not be discharged within 150' of any building. Mr. Lucas stated that does not apply in this situation. Mr. Rock advised the committee will review this and have Mr. Fouse draft an amendment to the ordinance. Mayor Poling suggested Doug Carney look at it.

Mr. Campbell reported the drains repaired on Mary Reed Road are settling; suggested tamping them down and putting asphalt on them. Mr. Googins said he noticed this today and will look into it.

Bob Mecchia, 211 Fernwood Drive, asked the status of the MSP noise issue. Mr. Rock read from the April, 2009 CEO Report: "MSP Noise issue. Received the following e-mail from Doug Wright on 5-5-09, Joe, we have purchased a large tarp to in case the cyclone, but due to the weather we have not had an opportunity to test. My hopes are the first of next week. Talk to you soon."

Mr. Mecchia reported there is still speeding and stop sign violations on Park Hill Road; suggested lowering the speed limit; lines painted on the roadway; or speed plateau forms. Mr. Rock asked the Road Committee and Mr. Kunkle to look into this.

Bob Hideck, 120 Venue Circle, suggested full width rumble strips on the roadway. Mr. Sivy reported Shoup Engineering did a speed limit evaluation study and it couldn't be done.

Butch Thompson, 115 First Street, suggested the violator pay more in fines if found guilty of speeding at the hearing. Mayor Poling reported Economy Borough only receives \$12 per citation; this is a state issue.

MINUTES:

MOTION by Mrs. Mutschler seconded by Mr. Googins – to approve the Minutes of the April 28, 2009, 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 April, 2009 as prepared by Chief Harrington, which will be on file for review in the borough secretary's office.

Mayor Poling asked the status of the yellow fluorescent sign cost covers as Monaca has; suggested they could be used on Park Hill and Woodcroft. Mr. Googins suggested using them on the stop signs on Park Hill. Mr. Thomas suggested on Mary Reed Road by Meddock Park. Mr. Kunkle will check the pricing.

Mayor Poling reported Rose Livingston is 90 years old and has proclaimed May 2nd as Rose Livingston Day in Economy Borough.

Mayor Poling reported Mrs. Shaffer, 215 Park Hills Road has a low spot at the end of the driveway caused by the Phase II Sewer Project; about 2 T of 1A limestone would be needed. Mrs. Mutschler stated this is a EBMA problem. Mayor Poling suggested Economy Borough do the work and charge the EBMA.

Mayor Poling asked if there is a Ambridge Area Junior High field trip tomorrow. Mr. Kunkle stated a group of 7 Special Needs students and 4 adults from the Ambridge Area School District will be here tomorrow to learn what road signs mean. Mayor Poling reported one of the children is his nephew who asked if he would be there.

MANAGER'S REPORT:

1. Ray Tomaszewski Status: Mr. Kunkle reported Ray is ready to return to work in a modified role.

MOTION by Mr. Thomas, seconded by Mr. Mutschler – to bring Ray Tomaszewski back with Mr. Kunkle setting the schedule at 15-20 hour per week at the same rate of pay of \$15.00 per hour as when he left for surgery. CARRIED UNANIMOUSLY

COMMITTEE REPORTS and OTHER BUSINESS:

PROPERTY and BUILDING:

Mr. Sivy reported the following bids were opened at the advertised place, date and time for the Police Department Building Shingle Roof Replacement Project (#8660):

\$18,684.00 – F. Bevilacqua Remodeling
\$23,557.00 – Alex Roofing
\$24,700.00 – R. Skerlec Contracting
\$28,480.00 – R. Tellish Construction
\$32,817.49 – Tim Cassidy Remodeling

MOTION by Mr. Sivy, seconded by Mrs. Raymer – to accept the low bid from F. Bevilacqua Remodeling in the amount of \$18,684.00 for the Police Department Building Shingle Roof Replacement Project (#8660) to be paid from Public Safety Bldg. Capital Construction Fund. CARRIED UNANIMOUSLY

Mr. Sivy read the following point of order to be included into the minutes:

“The reason I am recommending the roof replacement on a building that is only 13 years old is for the safety of our employees, innocent bystanders, and our borough assets, due to loose flying shingles and debris causing extensive damage to our police vehicles. I also want to correct a concern that has been an ongoing issue since the building has been 3 years old.”

Mr. Sivy reported research of the replacement sign is ongoing.

PUBLIC SAFETY:

No Report

FINANCE COMMITTEE:

Mr. Thomas requested \$3,637.38 to Glen Stillwagon for the work to the police emergency generator be added to the presented list of bills. Mr. Rock asked that \$1,000.00 for the Economy Borough Senior Citizens as their 2009 allocation be added to the presented list of bills.

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 and include \$3,637.38 to Glen Stillwagon and \$1,000.00 to the Economy Borough Senior Citizens. CARRIED UNANIMOUSLY

Mayor Poling requested a list of bills for review one week prior to the meeting.

ROAD DEPARTMENT:

Mr. Mutschler reported the crack sealer is out working; R/R on anti lock brakes; new truck needed soon.

ORDINANCE and RECREATION:

Mr. Thomas reported the 5K Race went well; 79 participants ran; thanked Mrs. Mutschler, Mr. Hideck and Mr. Protzman for all their hard work; this is the 15th year for the race.

PUBLIC UTILITIES

Mr. Fouse reported we are in the discovery phase of the AWA law suit; waiting for their reply.

REPORTS:

SECRETARY:

No Report

ENGINEER:

No Report

SOLICITOR:

Mr. Fouse reported Giant Eagle has appealed the original decision; will be in front of the Commonwealth Court; if Economy Borough prevails, Giant Eagle could appeal to the Supreme Court. Mr. Thomas asked

if there is still interest from a potential developer. Mayor Poling advised there is a 1 year extension on the property.

Mayor Poling reported the Memorial Day Service will begin at 9:00 AM; verified that Mrs. Livingston will be reimbursed her expenses from petty cash as in the past.

HEAR THE PUBLIC II:

Jo Ann Borato, 2001 Conway Wallrose Road, verified that the shingles for the new police department building roof are 40 year shingles. Mrs. Borato thanked Council for bringing back Ray Tomaszewski. Mr. Thomas thanked Mrs. Borato for the comments.

ADJOURNMENT:

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

Respectfully submitted,

Susan A. Blum
Borough Secretary
May 22, 2009