

REGULAR SESSION ** ECONOMY BOROUGH COUNCIL ** JUNE 22, 2010

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: Gary Bucuren, Larry Googins, Audrey Mutschler, Michelle Sovich-Lapinski, John C. Thomas, Ronald R. Rock

ABSENT: Donald Sivy, Working out of town.

ALSO PRESENT: Mayor David N. Poling, Chad McMillen, Esq., Randy S. Kunkle, Borough Manager

Mr. Rock reported Kim Turnley, representing Mark C. Turnley, CPA, is here tonight to give an overview of the 2009 Audit. Kim Turnley thanked everybody for having her tonight; she had done this before so she tries to keep it brief because as far as the audit report goes, it can be lengthy and cumbersome as far as the numbers; basically gives an overview; if there are any questions, Council normally asks those at smaller meetings, but would be glad to answer anything that is fairly general in nature; as far as the audit goes, it went well again this year; Economy Borough is very lucky to have a great staff in Mrs. Blum and Mr. Kunkle; they do a great job, they have been here for a while, they know a lot about the finances and run a clean, tight ship; Council has as far a borough's go a good fund balance; better than some of the school districts in this economy; the report has various exhibits that are different in nature on how they present Economy Borough's accounting data; most significant ones that are looked at are C & E; they tell you how much money you have and also let you know how much revenue is brought in to Economy Borough and how much you expended over the course of the year; Economy Borough had a deficit in the General Fund as far as revenues over expenses in 2009; \$23,000 which is very small; this means Economy Borough overspent what was brought in by that amount of money; other funds are also listed in the audit report; the pension plan money is also in one of the exhibits; there are several pages of notes for the financial statement which give Council a good idea of the detail behind some of the numbers and where some of the numbers come from; two of the most important schedules in this audit report are between pages 22 and 27 (Schedules 1 and 2) they are detailed revenues and detailed expenditures for the general fund; there is a column for the budget, the actual and the prior year number; if you want to look at where Economy Borough spent their money, these are the two best schedules to look at; it gives you in detail by category how the money was spent and how Economy Borough came in with the budget and where the prior year numbers came in; there are several other funds where money is kept for various purposes; some are for Capital Projects, some are special revenues received from the state, etc.; those are also shown in the schedules on page 28 & 29; not too much to say other than the fact that Economy Borough does well with budgeting the money; good savers, because the fund balance is good; the administrators and Council are diligent in watching how they spend the money that is brought in to Economy Borough; that is all she has as far as the report goes; there were no findings as far as internal control matters; called for general questions. Mr. Rock reported he has spoken with Mrs. Turnley before here at a meeting. Mrs. Turnley reported if Council has anything else they come across, at any point, Mr. Kunkle has her cell phone number and email address; feel free to contact her at any time; would be more than glad to answer any question Council may have. A resident asked if the public could call Mrs. Turnley. Mrs. Turnley reported they are employed by Economy Borough; she can answer general questions, but her employer is Economy Borough Council; unless it is general in nature the question

should go through Mr. Kunkle, then she would be glad to answer them; that is the past protocol, go through the manager or the Council and they will filter the questions on to her; if there are questions about spending, how you spend your money, what you spend your money on, her job as the auditor is to make sure that your financial statements are not materially misstated; also in the audit procedures will look for any fraud that comes to her attention; as far as what Economy Borough spends on and how money is spent goes to management; her job is not to critique how Economy Borough spends their cash; from a general standpoint Economy Borough has a good fund balance; individual items, whether they spend \$50,000 on a new truck or decide to renovate the building, is all management type of decisions; if you have any questions in regards to the audit of the financial statement in the way of any general questions, present them to Randy.

Mr. Rock introduced Alex Trecha, with a presentation to make to Council concerning his Eagle Scout project. Mr. Trecha reported he is a Boy Scout with Troop 414; currently is a Life Scout which is one step below Eagle; working on his service project so he can get his Eagle; his idea for his service project is to work on the Pavilion that is by the baseball field; the paint is chipping on the picnic tables; picnic tables have a lot of staple in them; weeds are growing around the pavilion; the grill is rusted; wants to remove all the staples from the tables, give them a new coat of paint; weed around the pavilion; clean off the grill; also heard that it would be nice to plant some trees around the pavilion; that he his whole idea; it would take two or three week ends with all the Boy Scouts that will help him; the only major cost for the project will be trees and paint; that will vary depending on what type and how many trees; thinking less than \$200; hoping Economy Borough could reimburse him for that money, as they are providing free labor. Mrs. Mutschler suggesting checking with Mr. Fouse with regards to the money. Mr. Rock reported Council has done this in the past; have set precedence. Mrs. Mutschler reported while Council is checking on the money with the solicitor Mr. Trecha could possibly contact local hardware, i.e. Ohio Valley Lumber, etc., since it is for the Boy Scouts, some of them are residents. Mr. Thomas suggested checking with Ambridge Lumber as they live in Economy Borough; they do a lot for the fire department. Mr. Rock suggested when looking for the trees to tell (i.e. landscapers) what his situation is and they could donate a tree or shrub. Mrs. Mutschler suggested Mr. Zaccagnini; does not know if Council is allowed to donate; feels there is a fine line in donations. Mr. Rock verified with Mr. Kunkle that Council has done this before with the scouts. Mr. Kunkle reported it is listed in the code as to what Council is allowed to do and not to do; will double check that. Mr. Rock reported Mr. Trecha may be surprised what he might get gratis; Mr. Trecha will be meeting with Mr. Fitzgerald on Thursday. Mr. Trecha reported they will be meeting at the pavilion and going over specifics like how much paint and what kind of trees, etc. Mayor Poling reported if he could get a backhoe, he has three Sunset Maples that are on the edge of a hillside that have to be dug up by a backhoe; they are newer trees; if they could be dug out they could be used back there. Mr. Googins reported if you are facing the pavilion from this side of the property on the right hand side over the hill where the salt shed is; there are some trees that fell or died a few years ago; trying to plant some trees there to shade it. Mr. Trecha thanked Council for their time. Mayor Poling thanked Troop 414 for the wonderful job they did for the Memorial Day Service. Gerry Seelinger, Assistant Scout Master, Troop 414, asked Council to give the names of the owners of Ohio Valley Lumber and Ambridge Lumber to Mr. Trecha. Mr. Thomas reported Mr. Trecha should mention to the vendors that this is for an Eagle Scout project in Economy Borough.

HEAR THE PUBLIC:

Mr. Rock opened the meeting to the public; give name and address for the record; restricted to concerns for Economy Borough; try to be 3-5 minutes.

Gerry Seelinger, 117 Clover Road, reported he is here with Deloris Yochim (122 Clover Road) to publically put on record some of the dissatisfaction they are having as neighbors in their area with some of the drainage that occurs with some of the violent storms we are having; Mr. Rock is aware of the fact that this is an ongoing problem; don't feel over a period of the five years it has been going on that he has been contacting the road crew; has spoken with Mr. Kunkle, Mr. Rock; don't feel that any acceptable solutions have been put forth in

that they want it put on public record that there is a problem there; they feel that Economy Borough is responsible for it or at least to give it better attention than what they have; the problem is being destructive, it is destroying property; getting worse every year; the flow of storm water has increased and occurred just over the last five years; have been in the home for twelve years; for the first seven years had no problem; when the sewers were put in and development began to occur, the amount of storm water that now comes across the Hyrckowian property, across his property and to Mrs. Yochims property and properties further down Clover Road is substantial; it was never there before; it would appear (he is not an engineer) that due to new development that has occurred in the last several years, the flow of the storm water pattern, which at one time may have been acceptable; now longer is; it has become damaging and they would like Economy Borough to take some kind of action to alleviate the damage that it is doing on their properties. Mr. Rock reported last year one pipe was capped; they saw the pipe and thought all the drainage from that house was coming down, going into the pipe and going under Rock Rose; got that capped; saw the results on Sunday morning, everything was on Mrs. Yochim's property. Mr. Seelinger reported the pipe Mr. Rock is speaking of comes off the Moody property; the pipe is still there. Mr. Rock reported the plastic pipe has been capped; that's where the water was coming from, his house; the water that goes across the road, that was put in by the Porter Beck; going around some of the roads, you will see that people have actually closed them up on their own side, just graded; one neighbor down the road from Mrs. Yochim, has another pipe, but it is closed; one side of the road is open, the other side is closed; don't know where the water is going; Mr. Seelingers goes right through down there, right through his driveway; where is it coming from; is it coming from the property on the other side of the road; a natural drainage; does not know if we could close that pipe up; that property belongs to Mrs. Hyrckowian; if we close that pipe on Rock Road, guesses the water would build up on the other side; then we would have trouble with the neighbors there; does Mr. Seelinger think that would solve his problem. Mr. Seelinger reported last year Economy Borough made an offer to provide some piping; which they said he could run a trench down the side of his property to alleviate it from coming over his driveway; didn't do that because it does not eliminate the problem for everybody; it protects his driveway, but it does not solve the problem because there are more people than just him involved in this; there is the Mrs. Hyrckowian property, her shed; Mrs. Yochims front yard, his driveway; surprised his driveway doesn't wind up in Mr. Rocks house with these storms; it's massive; over a period of two or three years has suggested to Economy Borough through Mr. Kunkle, Earl and the road department; had some debate as to whether the amount of water that's coming out of that cross drain talked about is significant enough and adding to the problem; he maintains that it is; that it is maybe not the entire source, but it is the majority of the problem; made a suggestion to them three years ago, bag it up, plug it, lets see what happens; if the problem still exists, Council will never hear from him again. Mr. Rock reported Council will hear from the other people on the other side; that's not going to solve the problem; it would solve the problem for Mr. Seelinger, but not on the other side of the road. Mr. Seelinger reported that is the issue and he understands that; the point is to bring to the attention of Economy Borough is that this cross drain is because of what has developed throughout Economy Borough the volume of water that is coming down here now, we should no longer allow it to go the path it used to go because now it is in a destructive mode when it gets to that volume; maybe we need to put it somewhere else; run it down the road in the storm drain; the path of that water the way it goes now is trying to go down behind the properties of Mrs. Yochim and Mr. Kenny because there is a creek bed down there; understands where it needs to go, but we are allowing it to travel in excess of three hundred yards or more through several different properties to get there, when a trench with a storm drain a hundred yards down Rock Rose will get it there too because there is another cross drain directly across from the creek bed there; does not know why Economy Borough could not put a cross drain in and take all the water coming down across Moodys across Golden Grove and when it goes into that low spot take it right straight down the road into that creek instead of running it across three or four properties; thats what he has been asking for, for years; there has been nothing done. Mr. Rock questioned if Economy Borough would need right of ways. Mr. Kunkle reported Economy Borough would need easements; thinks by doing what Mr. Seelinger suggests would have to have the engineer confirm that that is a workable solution; thinks Council would need to be aware that they would be, at that point, probably committing Council to a lot of drainage work throughout Economy Borough; not that Council does not want to or can't, situations like this, knows Earl and Scott have looked at a lot; he has looked at it on different occasions; if it was an easy solution, it would have

been done already; we do have numerous drainage problems; it seems like Mr. Seelinger suggested in the last five years, it seems like the numbers have increased; got three new complaints today about drainage that we have to start looking at to see what role Economy Borough might be playing in it; in this case we did plug a pipe that we thought was contributing to the problem and the problem is still there; Economy Borough has not done anything in the neighborhood with it's roads that would have changed anything in the last five years; yes there is some development in the area, and yes that could contribute to it. Mr. Rock reported he agrees with Mr. Seelinger; plug it temporarily at least; if we have another storm, lets see what happens; lets see if there is that much water coming down from that other lot that is actually draining across; it would be a temporary thing, just the cost of several sandbags; at least it would retard the water from coming under the road and Council would see what happens if it did build up on the other side or is this water coming from maybe somewhere else; Mr. Seelinger asked that and at the time Mr. Rock liked the idea; said he would pay for the sandbags out of curiosity to see if that was it; thought by capping that pipe (the neighbor was good about that) so that their house water would not be coming down any longer; but now if there is that much water coming from that area; he just put a new lawn in; changed his topography a little. Mr. Seelinger reported he will probably have to do something else because he got most of it washed out. Mr. Rock reported he does not see why Economy Borough can't do this; at least on a temporary basis to see and let Mr. Seelinger see if that is where the water is coming from; if not go a different route. Mayor Poling reported he was there to look at the situation today; it would appear to him that Pineview, Winterset and all the new homes developing out there; it just seems like everything is coming across Golden Grove; not just in his area; there is a pipe past Mr. Rocks house (PennDOT has it marked that they are going to be replacing); thinks all the water is coming off that hill and the residents are getting crushed at the bottom; does not know if PennDOT can get involved in this process to help; maybe catch a lot of this water. Mr. Seelinger reported he is not an engineer. Mr. Rock reported the water is coming from somewhere; reported PennDOT has been on Golden Grove the last two weeks; after the last storm two weeks ago they came down Golden Grove, past Rock Rose and Clover; they did a lot of repairing; they put in more pipes there; again, how much they can get involved, does not know; does not see why we can't just sandbag it and see what happens. Mr. Kunkle reported as long as we would not flood anybody's basement by doing that. Mr. Rock reported he thinks the houses are far enough away that if anything builds up on that side it's going to be on the side of the road and drain down Rock Rose which drains downhill; gravity. Mr. Thomas asked if it would flood anybody else out over there. Mr. Rock reported he does not think so; does not think it would go that far back; doesn't know, then again it could be a problem. Mayor Poling reported it doesn't seem like the problem goes all the way to Green Forrest. Mr. Seelinger reported not because the creek bed they are trying to get this water to is between Clover and Green Forrest; about half way down Rock Rose; believes there is a cross drain at a low spot on Green Forrest (Malagise) similar to Moodys; it goes directly across into the creek bed; it couldn't be 100 yards by the drain talked about to that current cross drain by Vicks house; this is a place to start; if Council does sandbag it, better sandbag it good, because the drain right now at the end of his driveway is still plugged from three weeks ago; the drain is plugged with the gravel from his driveway; the force of that water (even though it is plugged) when it passes over that pushed the gravel out of that pipe and onto Mrs. Yochims yard; Mayor Poling has pictures of it that he sent him yesterday; if you put sandbags in, put in a lot because it is an amazing volume of water that is coming down across to that pipe. Mr. Rock asked Mr. Seelinger if he has seen the water coming through at all. Mr. Seelinger reported many times; the pipe that is there is a good size pipe (a concrete cross drain); storms like we have had last week and a few weeks ago; it looks like an open hydrant; if you were to stand in his front yard while this is going on it would knock you over; that is the extreme flow; it is an impressive amount of water and that is why it is so damaging; 6-7 years ago it wasn't there, this wasn't happening; something occurred to allow this to begin; the only thing he can think of is that we don't have all the woods, trees and natural barriers we had above them that they had. Mrs. Sovich-Lapinski asked if Council did this and it ends up flooding somebody's basement, is that Council's liability; should Council has the engineer look at this. Mr. Rock reported Scott has looked at it. Mr. Thomas suggested Scott should look at where we want to plug to make sure it will not affect anybody else. Mr. Rock agreed. Mr. Seelinger reported there has been talk almost annually of engineer's coming out and he was told from day one when this started four or five years ago that Council needs the engineer; has never spoken to an engineer; never seen an engineering report; not to presume that that never happened; to date he is not aware of any engineer has

stepped foot on his property or written a report. Mr. Rock reported Council would make sure someone from Shoup Engineering will talk to Mr. Seelinger; have Earl take a look at it; maybe talk with the engineer and come up with an idea; the engineer can tell us what we can do; we have so many of these problems; Mr. Seelinger has had his for several years now. Mr. Seelinger reported he appreciates Economy Borough's efforts last year to try to remedy it, but it is a band aid on a much larger problem. Mr. Rock reported we heard what Mr. Kunkle said, if we start taking care of things like this, people will come out of the woodwork saying you took care of his property I have a problem too; all of a sudden the cost will escalate for Economy Borough, 15, 20 times. Mr. Seelinger reported he understands that and he can imagine that 8, 10 or 15 years ago with all the discussion about putting sewers in Economy Borough began that similar things were thought; we are in a similar situation, but we determined through common sense and maybe too late that sewage was a necessity; thinks we are in the same situation here; if it is that widespread, there is a problem and it is time to take care of it.

Meagan Trimbur, 3225 Ridge Road Ext., reported two meetings ago Council had an Executive Session on the Economy Borough Code Enforcement Officer, Joe Luff; would like to know what the outcome of that was for the code enforcement officer; did Council give him a pat on the back again and say good job. Mr. Rock reported Council had several issues to discuss and that was one of them; what was discussed in Executive Session is privy to Council and Council did make some decision concerning Mr. Luff at that particular meeting; that is a personnel issue. Mrs. Trimbur reported once again she followed protocol; this Council has told her to come to Council with issues; on May 19, 2010 she filed another complaint in regards to her neighbors property; in regards to abandoned property vacant; the house is in disrepair; the property is not being maintained; the junk is accumulating again and when the wind blows the shed blows over; all kinds of materials; it took two weeks to get a response back; on June 2, 2010 she received a response back from Economy Borough by Mr. Ray Tomaszewski; has been told that Mr. Joe Luff, tells Ray what to do; it says that it can not be considered to be an abandoned property because the house is in a state of being repaired because the current taxes are paid, so there property can not be considered abandoned; it is not being maintained; it says the grass is being neatly cut; they cut their grass and the neighbor on the other side of the house (his relative) cuts the grass; junk, there is no junk noted; material on site is being used for house repair work; shed safety issue wind can blow it over; solution anchoring shed would resolve this problem; no broken doors or windows; pictures were taken; would like to see those pictures because she has pictures; would like to ask Mr. Rock as an intelligent man, if he would consider a potty chair and a utility sink building materials. Mr. Rock reported no he would not. Mrs. Trimbur reported apparently the Economy Borough code enforcement office does; has pictures; he is not being cited once again; under borough ordinance 55-1 Adoption of Standards, Economy Borough adopted the standards of the 2000 International Property Maintenance Code; in those codes there is ordinances for vacant buildings falling into dilapidated deteriorated and hazardous conditions and no utilities; there are no utilities in that house; she called the utility company and they never see any lights on there; asked to Mr. Thomas, this is a safety issue; knows he is the fire chief; presuming he is the fire marshal; would like to have an inspection of that house immediately; would think with no utilities, no electric, no gas, no water, that creates a problem; understands there is junk from the floor to the ceiling. Mr. Thomas reported to an extent she is wrong; when all the utilities are cut off on a property, especially electric and gas, etc., that is where a lot of problems come from; when the utilities are left on and the home is vacant you could have numerous things happen if no one is living there; if everything is completely off like she is saying, no gas to the home, no electric to the home, water shut off, etc. Mrs. Trimbur reported if you don't have electric you couldn't have water or gas. Mr. Thomas reported it usually doesn't create a problem unless someone goes in there; doing work in there with a torch; similar things; that is when problems occur. Mrs. Trimbur reported that is one of her concerns because they do live along a main road; anybody could go in that house; no one has lived there for years; she would like to know why the code enforcement office has not cited Mr. Maker in regards to the 2000 International Property Code in regards to vacant buildings being dilapidated being deteriorated; this has been a year since she has come to Council with regards to working on this; asked Mr. Googins for his attention as she is talking, would like some respect; it is a year now; he is supposedly fixing up this property; have documented he is not fixing up the

property; has documented the days where she sees him working there and when she doesn't see him working there; Council drives by; does Council see him working on that house; the roof of the house has a tarp over it. Mr. Googins reported he has been taking down notes of what Mrs. Trimbur is saying so that he can try to follow up on it; he is not ignoring her; if anybody has attended anything and taken any notes; the way to do it is to write things down of what she said; not what her to consider him ignoring; just the opposite. Mrs. Burns reported it looked like he is ignoring her. Mr. Rock reported looking like could be stated in a different way than Mrs. Trimbur did; she was accusatory in her statement; that is why Mr. Googins responded to the accusatory accusations. Mrs. Trimbur reported she is frustrated because this has been going on for three and a half years; she has come to Council, presented Council with several pictures; once again feels there is selective enforcement and favoritism going on and the code enforcement office is not doing their job properly; would like to know what is going to be done; wants something done; wants him cited; wants him cited now; wants Mr. Thomas to come out and inspect the property; would like documentation of that; will share with Council more pictures; has more pictures in the back; how much more does she have to do; she is doing his job. Mr. Rock reported Mr. Tomaszewski has been there; he has given her the write up; that is the way he is interpreting the specific code that she is mentioning; that is his job. Mrs. Trimbur reported those pictures totally contradict what he is saying; she does have more pictures; with no utilities on in the house, to her it is a fire safety issue, a major concern. Mr. Thomas reported it would not pose as a fire issue as long as no one is in there working, or breaks in there, kids or anyone and doing some type of work with electrical equipment; can't see how they can use electrical equipment if they have no power; unless they are using a generator, etc. Mrs. Trimbur reported it is unsafe; it is along a main road; anybody could just go in there; the house is completely dark all the time; wants to know what this Council is going to do now. Mr. Rock reported she has a response from Mr. Tomaszewski, he is the code enforcement officer in charge of that; he does not take orders from Mr. Luff; he does not jump at Mr. Luff's suggestions; has known Mr. Tomaszewski for many years; he is a very independent thinker, he does his job; his job is separate from Mr. Luff's; Mr. Luff will handle building codes, construction, etc.; many of Mr. Tomaszewski's certifications have expired, he has decided not to renew them; he is in charge of this particular area; she is going to have to sit down and talk to him about it. Mrs. Trimbur asked if Economy Borough has adopted the 2000 International Property Code and she is being told it doesn't mean anything. Mr. Rock reported it does and that is the way it has been interpreted by Mr. Tomaszewski; codes are met through interpretation; the solicitor here could tell you that; laws are met through interpretation; all the Constitution amendments (depending on who sits on the Supreme Court) is how it is interpreted; that is why America had segregation until 1954 when they did away with it; up until then it was fine; but it is in the Constitution that "all men are created equal"; it is in the Constitution that "all men are free"; tell that to the blacks in Selma, Alabama in 1950; the bottom line is laws can be interpreted by individuals; Mr. McMillen can tell you that; Mr. Tomaszewski has interpreted it a certain way and that is the way Council is going to accept; trying to give an analogy that you have to have a certain amount of education to try to understand; sorry if they can not handle the analogy; Mr. Tomaszewski is the code enforcement officer in charge of that; would sit down and talk to him and bring your concerns and explain to him your concerns; tell him why you are upset with it; he is the man who is going to make the decisions; Council can not influence him. Mrs. Trimbur reported Council is his boss. Mr. Rock reported Council has hired him to do a job. Mrs. Trimbur reported Economy Borough has Ordinance 55-1 the 2000 International Property Code. Mr. Rock reported Mr. Tomaszewski has interpreted it. Mrs. Trimbur asked why it is not being enforced; because he is a borough employee; asked Mr. Kunkle if they can have a meeting tomorrow afternoon with Mr. Kunkle, Ray and herself. Mr. Kunkle reported Ray would be here on Thursday. Mr. Rock reported to sit down with Ray and explain everything you said to Council. Mrs. Trimbur reported she would like Joe Luff there too. Mr. Rock reported Mr. Luff does not deal with this; Mr. Luff deals with the building codes. Mrs. Trimbur reported once again she thinks he is protecting him. Mr. Rock reported Mrs. Trimbur wants to deal with Mr. Ray; he is the one who wrote that up. Mrs. Trimbur asked Mr. Thomas if he is going to do an inspection of that property. Mr. Thomas reported he can come out and look at it around the outside of it; can't get in it unless the homeowner is there and it is locked up; no way to get inside it. Mrs. Trimbur suggested Mr. Thomas ask Mr. Maker if he can go in it and see what he says. Mr. Thomas reported he probably could. Mrs. Trimbur reported she understands the house is filled with junk from the floor to the ceiling; doesn't know for sure; would like to know; called the utility company and was told there

is no power, etc., there. Mr. Thomas reported he has no problem looking at it, but he would have to contact Mr. Maker to see what is convenient for him; will go look at it. Mrs. Trimbur asked Mr. Thomas to follow up with her.

Celia Janosik, 305 Hoenig Road, reported her road is maintained by PennDOT; asked if Council had any influence on them; several culverts haven't been open for several years; even before they paved the road; asked if she should contact PennDOT. Mr. Kunkle reported PennDOT has been very cooperative with Economy Borough; does not have a problem talking to them; notice they have marked several of the cross drains there. Mrs. Janosik reported they were marked before they paved the road. Mr. Kunkle reported since the last rain they have been marked. Mr. Thomas reported three weeks ago we had the bad rains and he was in that area; a day or two later PennDOT was there cleaning up and marking the roads; about three weeks ago; arrows on the road where their cross drains are; assuming they are going to try to correct the problem; did not actually talk to them. Mr. Kunkle reported he will talk to PennDOT. Mrs. Janosik reported she is very worried about Marcellus Shale; knows several people who have large amounts of land in Economy Borough; does not know if we have been contacted by any large energy company for drilling; is the Planning Commission going to take note of any codes that they can enforce to control it. Mr. Rock reported this is a private property issue; Council could probably set up regulations. Mr. Kunkle reported for the last few months he has been trying to find out as much as he could about Marcellus Shale; last night there was a documentary on HBO (Gas Lands); he knew about the show from an Economy Borough property owner (she does not live here, she lives in Moon Twp.) who contacted him months ago about this subject; have talked different times; has been to two different workshops/seminars that have addressed it; the two workshops were being put on by people who are pro drilling; the documentary last night was showing the negatives of this type of drilling; actually in that documentary was part of an interview with the head of Pennsylvania Department of Environmental Protection (DEP); a lot of the footage of the film was out west where they have already put tens of thousands of these wells in; the filmmaker is from Pennsylvania so he did interview the head of DEP and at DEP's level, their hands are pretty much tied. Mrs. Janoski reported she doesn't know how much DEP cares either; because it will bring a lot of jobs; but it will ruin the air quality and the water quality; what people go through with the amount of trucks they use to fract the well ; sounds like hell; people will suffer, health wise; it is not good. Mr. Kunkle reported in the documentary, people were setting their water on fire, out of the faucet, it was burning because of the stuff that was getting into it; does not happen every time or every other time; does not know what the numbers are; still seems to be the people on one side who are giving the worse case scenario and the people on the other side trying to make it look like roses; you can tell there are definitely problems with it; we have had people in Economy Borough wanting to sell leases; we have had people sign leases; the person on the documentary go \$4,000 per acre; we have people in Economy Borough signing leases for \$25 per acre; the best advise that we could give the residents is to get in touch with a lawyer if they are thinking about doing this; has the name of a lawyer who practices in this field; they need to get a lawyer before they sign a lease; the leases can be very one sided if you don't know what to look for and most people don't know what to look for. Mrs. Janoski provided a copy of an article from the Sewickley Harold, a planning commission study from Bell Acres thinking they could do something with noise. Mr. Kunkle reported one of the things he has been hearing and they talked last night about it is in 2005 a law was passed on the federal level which eliminates oil and gas drilling operations; they no longer have to fall under the Clean Water Act of 1972 or the Clean Air Act; it allows them to pump chemicals into the ground; they kept saying 596 different chemicals; does not think uses those 596 chemicals; it depends on the well, depends on the operator, which they chose to use; they all admit to using chemicals; the people on the other side say the amount of chemical going into the ground is less than 1%. Mrs. Janoski reported 1% of 8 million gallons is still a lot. Mr. Kunkle agreed and reported there is emphasis on both sides to try to lean people their way; there is damage being done; something that needs to be watched; can't do much about it; can protect our roads; there are some roads Economy Borough should have a study on so we can get the weight limits on them (i.e. Cooney Hollow); a lot of open land; need to look at that; can protect the roads through bonding; noise, not sure if we have control over that; may be something to do for that. Mrs. Janoski reported the state just passed a bill that included not being allowed much sediment and the fracking water recovered (half is recovered, which means most stays in the ground contaminating that area) at

best it is in a big holding pond, then they dissipate that with the chemicals into the air; it is horrendous and they don't tell people any of that; at first did not tell what chemicals they use; had to find that out. Mr. Rock reported there are both extremes, but if the truth is in the middle, it is still scary. Mrs. Janoski reported she would appreciate what Council can do to protect the people and future generations.

Mike Lucia, 416 Golden Grove Road, reported there is a terrible oil spill in the Gulf; the President of the United States could not stop the oil companies from drilling; the judge said you can't stop them; feels if the President can't stop them, Council can't stop them. Mr. Rock reported Council could do small things like putting weight limits on the roads to try to do as much as we can; appreciates his comment; Council will try to keep this under control as best as Council can; might be something that might not effect Economy Borough in the long run because of our topography; not an easy in and out of Economy Borough; not flat land. Mrs. Janoski reported it is happening on Blane Hill Road in Evans City.

Sal Boboth, 105 Timber Ridge Road, reported people burning their water happened on Liebolt Court Road; a friend drilled a well, was getting bubbles in his water, called the well driller, filled a Coke bottle up with water and lit it; it burned. Mr. Kunkle reported it can happen with just regular well drilling, but this they are attributing to the shale drilling. Mr. Rock thanked the residents for the input; Council is concerned; there are residents pro this as a way to bring money to Economy Borough, but does not know if it would be a good thing.

Suzy Zugay, 188 Cooney Hollow Road; reported she would like to change the culvert at the bottom of Cooney Hollow Road; she was flooded during the big flood; a refrigerator got stuck in the culvert; May 31st got flooded again by tires and debris; the road crew dug out the creek, dug out the culvert; was close to going over again on Saturday; has some ideas where the water is coming from, but that culvert is not holding the water any more; it is jumping her property, going across and flooding the basement; provided pictures of her property flooded from the culvert; has to do something, has to change it. Mr. Rock reported Mr. Fitzgerald has given him pictures also; has seen the problem; understands that and the road crew has been working on it; these things are happening; the last few years these things have doubled, tripled; minor problems that gradually took care of themselves or Economy Borough was able to take care of, now are causing us to play from behind continually; we fix it and another bad rain comes and it just gets worse. Ms. Zugay reported she has thirty plus thousand dollars in this; she is talking about her basement; not going to put any more; has to excavate her yard every time; her fence, yard, basement, furnace, washer, dryer, water tank, refrigerator, well pump are ruined; rained again May 31, if it would have rained another hour she would have been flooded again; not spending any more money; it's got to be changed. Mr. Kunkle reported Shoup Engineering is looking at three different alternatives that may help; a possibility is a structure called debris diverters; it involves taking out some trees, straightening out the stream; wants to hear what Scott has to say about that; the other two alternatives would be to make the waterway a bigger opening; in 2004 when the refrigerator was stuck in the pipe, Economy Borough started to look at replacing the structure that was there; at the time we were told by DEP that the amount of studies that have to go into the permitting process alone was \$20,000; when you get involved with essentially replacing a bridge it becomes a major proposition; Scott is going to look into that and have estimates; we are looking to see what we can do. Mr. Rock reported Council understands there is a problem and we are going to do our best to solve it. Ms. Zugay reported time is a factor; there are other reasons. Ms. Zugay reported she has been to Council three years in a row about the quads; the quads have made paths; there is major run offs from the paths they have created; has made hundreds of phone calls and not one citation; they are there morning, noon and night; now they have created a nightmare on those hillsides; now the water is rushing down; there is somebody building a house up there; who is watching that major construction; there is major water running off that hillside there; somebody has to get to that house where he is digging and see if he has any drainage pipes; that water just pours off his property; quads, people littering; they just throw everything out; once a year they clean out the creek, clean the property; dead deer carcasses everywhere. Mr. Rock verified that Ms. Zugay calls the police and they respond. Ms. Zugay reported she has made hundreds of calls about the quads; in three years not one citation; they respond; they have caught them and have warned them, not one citation; they ask her for her

name, age, etc., not where the quads are; feels she gets interrogated; tired of coming here, tired of calling, not one citation in three years; she quit this year because she was told (by the 9-1-1 operator) that they are never going to stop the quads in Cooney Hollow; does not know why, somebody here knows why. Mr. Rock advised Mayor Poling to tell Chief Harrington that perhaps we should stop giving warnings; Ms. Zugay reports they have caught them. Mrs. Zugay reported they have caught them; they have escorted them home; she rode up the road, found their address, called the cops, the cops came and got them, rode them up the hill, nothing; has caught hundreds of them; they park right on the road with their trailer; how easy is it; not rocket scientists here; day and night they are there; now they have created this trail that brings all this water down; dumping, new construction, etc.; could make a lot of money on these quads; what is the fine, \$300 per pop; imagine the dumping of the deer, \$300 per fine, hundreds of carcasses of deer; we could make thousand, just on the dumping of deer and stopping the quads. Mayor Poling asked who is dumping the deer. Ms. Zugay there is only one taxidermist that lives there. Mr. Rock asked Ms. Zugay that the next time the quads are there to please call the police one more time; asked Mayor Poling to let Chief Harrington know no more warnings; start issuing citations; and to let Ms. Zugay know that they have issued citations. Mrs. Sovich-Lapinski reported Mr. Kunkle will check into the new construction issue.

Sal Boboth, 105 Timber Ridge Road, reported years ago there was an ordinance passed in Economy Borough about quads, motorcycles, etc.. Mr. Rock responded yes, we have to catch them; he's being told we are catching them; yes there is an ordinance we should be enforcing if they are being caught. Mayor Poling reported if they have written permission to be on the property. Ms. Zugay reported they do not. Mrs. Mutschler reported Council doesn't know that. Mr. Boboth reported even if they have written permission the ordinance still prohibits the use of quads on the road. Ms. Zugay reported they are parking on the road and they are taking the motor vehicles into the creek which is diverting the creek; they are polluting the creek and diverting the creek by riding through the creek. Mr. Rock reported he believes the ordinance deals with being on the roads; but, if you have a lot of property and if you have a quad and if you have given him permission to come on your property; every property owner has their rights to their privacy. Ms. Zugay reported they are riding up and down the road. Mr. Boboth reported he thought the ordinance prohibited the use of quads in Economy Borough. Mr. Thomas reported no, you can't prohibit somebody who has fifty acres from riding on their own property; would be like he is telling someone they can't use their own property. Mr. Boboth asked if he is allowed to invite ten or fifteen others. Mr. Thomas asked why not; it's his property; he can invite anyone he wants, it's his property. Mr. Rock reported if he is causing problems with noise it is something that can be looked at; again property owners have a lot of rights; you have a right to privacy; for Council to come in and infringe on those rights, Council has to be careful; several years ago Council had an ordinance that prohibited political signs being put on property before fourteen days of election; everybody loved it; people would tell him, they would go to Ambridge, Aliquippa, etc. and see signs up in September and October; in Economy Borough it was fourteen days; our former code enforcement officer did cite someone for that; that person went to the ACLU and those signs are there; we had an ordinance and everyone loved the ordinance; but it was not anything that Economy Borough could enforce; you will find that many municipalities have a lot of ordinances, try to enforce them especially if they deal with privacy and individual rights; if you don't believe him, contact the local ACLU, they will tell you about it; Economy Borough tried to, went to court with it and lost.

Boyd Piatt, 240 Amsler Road, reported we could put a stop to people getting flooded in the low land (does not know if the law is still in effect); if the ground has been flooded in the past 100 years, you don't issue permits to these people; asked if our sewage plant got blowed out this time again. Mr. Rock reported he did not know. Mr. Piatt asked why they built a sewage plant in the flood plane. Mr. Rock reported he would have to ask the Municipal Authority, DEP; they went through all the procedures. Mr. Piatt reported Mr. Luff issued the permits for building; will start with him first. Mr. Rock reported the permit for the EBMA wastewater treatment plant was issued years ago. Mr. Piatt reported it is still in a flood plane; had a big job in North Sewickley that was shut down because of that. Mr. Rock reported they had DEP permission; went through all the DEP regulations. Mr. Piatt asked what it cost the borough to replace all the motors the last time. Mr. Rock reported he would have to deal with the EBMA on that; they are a separate entity; can't speak for them; refer Mr. Piatt to the

EBMA. Mrs. Mutschler told Mr. Piatt he could talk to Mrs. Borato after the meeting. Mr. Rock told Mr. Piatt he appreciates his comments, but can't dispute them, agree with them or disagree with them; has nothing to do with them. Mr. Piatt reported that could put a stop to a lot of the flooding and people getting flooded out; just like at Connequenessing, if you build along a river, you are going to get flooded out; the State came in and bought most of the people out that were along the river; he would not build near there; at Cooney Hollow can understand what is happening there; has been on that road since he was seven years old; has been on top of the hill; trash is being thrown into the ravine; refrigerators, tires; people get away with it, they think this is a public dump out there; Powell puts a dumpster there. Ms. Zugay reported they do it every year; they clean it out every year and Powell donates the dumpster every year.

Meagan Trimbur, 3225 Ridge Road Ext., asked Council if they could define the word vacant to her. Mr. Rock reported empty; this is his definition, maybe someone else has another definition. Mrs. Trimbur reported she is asking all of Council. Mrs. Trimbur asked how long do you need to have a property considered to be vacant. Mr. Rock asked if she meant someone not living there; does not know what the exact law reads, but would say it's probably vague. Mrs. Sovich-Lapinski asked is she is talking abandoned or vacant. Mrs. Trimbur reported it is abandoned, she is talking vacant now; nobody is living there, nobody is taking care of it; he is suppose to be fixing it up; does not see any fixing up going on; it has been a year since she filed her first complaint; abandoned, right now the only thing going on is the neighbor on the other side is cutting the grass; to her it looks abandoned and it is vacant; asked what Mrs. Sovich-Lapinski would consider to be abandoned and vacant. Mrs. Sovich-Lapinski reported it is her understanding that he is in and out there, so she would not consider it abandoned; real estate taxes are being paid; the grass is being cut, it is not abandoned. Mrs. Trimbur asked if she has driven by there and if she sees improvements going on. Mrs. Sovich-Lapinski reported she has driven by; has never been inside; thinks there has been improvements since Mrs. Trimbur starting complaining about cleaning up on the outside. Mrs. Trimbur reported he did get the cars out, but now they are starting to see the junk accumulating again; hears there is times when he comes at night, hears noises and makes her wonder what is going on over there; basically what he does is comes and parks his truck there, makes it look like he is there and he is over next door at the beer barn. Mrs. Mutschler asked if he was there last night. Mrs. Trimbur reported not when she went past; after she left their meeting, no; the neighbor keeps his truck there, to block so she can't get pictures of the property. Mr. Thomas asked if it was the gray truck sitting in the driveway. Mrs. Trimbur reported the gray and maroon truck is the neighbors' truck. Mr. Thomas asked if it belonged to Mr. Brooks. Mrs. Trimbur reported she does not know his last name; it is a relative; he cuts the grass so he is allowed to park his truck there; this is not her issue.

MINUTES:

MOTION by Mrs. Sovich-Lapinski, seconded by Mr. Thomas – to approve the Minutes of the May 25, 2010, Regular Session of Council, as written. CARRIED UNANIMOUSLY

MOTION by Mrs. Sovich-Lapinski, seconded by Mrs. Thomas – to approve the Minutes of the June 8, 2010, Regular Session of Council, as written. CARRIED UNANIMOUSLY

MAYOR'S REPORT:

Mayor Poling reported he was going to discuss Gerry Sellingers issue on Golden Grove; but thinks we did a find job discussing the problem.

Mayor Poling requested the speed timing device be placed on Woodcroft by Bill Vilds home.

MANAGER'S REPORT:

Mr. Kunkle reported that today he attended a energy conservation seminar sponsored by the Southwest Pennsylvania Commission (SPC); this is a multi county organization similar in some respects to a very large COG, but it does a lot more than a COG; one of the ideas that came out of the meeting is that there is a company by the name of Clear Choice Energy that he would like to sign up with; they search for the best energy prices and can also help arrange credits for anyone who is able to lower their electric demands during emergencies; if you are able to commit to lowering your electric usage during emergencies (Beaver County has not had an emergency in 15 years; does not occur very often) if the utilities were having issues with the grid as a whole; a few years ago something happened in Canada like this and we heard about brown outs and things like that; if you sign up and you are able to demonstrate that you can lower your usage and commit to it you can get credits somehow; does not know exactly how it works; with the back up generators we have the potential of going off line if we want to commit to that; we won't be committing to that by signing up with this company; they will look at our usage, look at what we have to offer and make us a proposal; would like to see if it is something Council feels it is worth while looking further into. Mrs. Mutschler asked if there was a cost to this. Mr. Kunkle reported there is no cost; potential savings. Mrs. Mutschler asked if it was just for the municipal complex only. Mr. Kunkle reported he would be looking at these three building and ask Chief Harrington to take a look at his; his operations is different; would rather just look here and he could consider if it is something he wants to do up there as well; would like to go ahead and proceed with this. Mr. Rock advised yes.

COMMITTEE REPORTS and OTHER BUSINESS:

ORDINANCE and RECREATION:

Mr. Bucuren reported Basketball Camp is June 28-July 2; 2 hour session at Bounce U in Warrendale, July 22nd; Golf Outing at Harmony Ridge, September 11th; Fun Fore All Family Passes can still be purchased, the passes are good until September 6, 2010.

Mr. Bucuren reported the gun and burning ordinances are both advertised for consideration on July 13, 2010.

Mr. Bucuren requested an Executive Session on a personnel issue, with no vote.

PUBLIC UTILITIES: No Report

PROPERTY and BUILDING: No Report

PUBLIC SAFETY: No Report

FINANCE COMMITTEE: No Report

ROAD DEPARTMENT:

Mr. Googins reported most has been talked about; when talking about the area around Clover; has been up there several times with Mr. Kunkle, Mr. Fitzgerald, Scott Shoup and Norm Shoup in the last year or two; thinks everybody agrees that that whole area on both sides of Golden Grove Road have continued and increase of drainage problems; as he understands it was not constructed properly when the developer put it in there; they did not have an adequate storm water drainage system put in there. Mr. Rock reported they put pipe under the

roads in different areas. Mr. Googins reported in time Council needs to consider asking the engineer to look at that entire area on both sides of the road and come up with some sort of a master plan because it is going to continue; it is going on and on; there are problems on Winterset, Pinehurst, Clover, Rock Rose and some minor problems on Green Forest; to resolve the problem correctly, maybe Council can't afford to do the entire project, but maybe find out the areas that need to be addressed that are most urgent, start putting it together so that we have a master plan; that would be his uneducated suggestion then get with Shoup Engineering to see what they would come up with; needs to be looked at entirely and have a plan to get that fixed in future years, currently the rain is not going to stop; Cooney Hollow is a bigger challenge; is not an expert on how water flows, but it is obvious that on the east side of the hill, the water comes out of the side of the hill and comes down on Cooney Hollow Road; the cross drains that were in there would take it across the road over to the creek; when the heavy rains come down the side of the hill, it plugs up those cross drains, flows down the side of the road and washes out the road and washes across the road; the end result, skipping ahead; we have talked about the trails that have been cut through the woods by the quads; to him it appears that instead of that little creek having a rock bottom which is normally what a creek would have, it is filled with sand, dirt and small stones; from both sides of the road, it goes into the creek and down to Zugays house; down to that cross drain, across the road and down to Reid Powell's; it is accumulating from both sides; does not think it is going to end; will have to work on this; it is going to be an expensive project; just to put in a larger cross drain (60") put a large one in there is going to be a large project; went there with Mr. Kunkle and Mr. Fitzgerald yesterday, looked what he was talking about to put a divert to catch it for right now; that's a band aid to fix what the problem is; the little creek is being filled with dirt, rocks, tires, refrigerators, etc.; does not want to challenge the police department any more than they are to catch people, but thinks if they see people dumping trash into that, they could probably be cited for dumping; again they have to be caught; knows they are trying already, but if any of the people on Cooney Hollow Road see anybody dumping to call. Mayor Poling reported they should call the 9-1-1 Center. Ms. Zugay reported they catch people, but it is still debris; it's the silt, rock, etc. and it fills up the pipe and it fills up the creek bed; after the big storm it is high and level with their yard; it fills up the pipe and every time they have to dig it out. Mr. Googins reported Council needs to have the engineer again try to come up with a fix that is more permanent than the patches Council has been doing; you can see where the water level is up; you can see where all of the sticks and debris accumulated at the height of the event; knows she is not exaggerating; further down the property at Powell's, they are really taking a hit at their house too; Council needs to look at a permanent fix for the entire problem on Cooney Hollow Road from rain storms. Mr. Rock reported Mr. Kunkle brought up the finance part of it; Council has been very conservative; especially this year; if Council starts fixing this and that, more residents will come to Council; understand that; but will have to take each case individually; Mr. Seelinger and Mrs. Yocum have been dealing with this for five years; Cooney Hollow, the last ten years; gets to a certain point that Council has to say enough is enough; other people have problem, but we have to attack those problems that we know have been going on for several years; if it is going to require Council to put some money into that, that is what Council is going to have to do; with the knowledge that other people may come out and say Council did that for Seelinger and Yocum, do it for us; Council will take it step by step and consider each problem individually; their problem might be completely different; that is something Council will have to deal with; Council has some major problems; thinks Council will have to be willing to invest some money in them. Mr. Googins reported he thinks Council looked before that if Economy Borough has caused the problem with roads or whatever then Council knows they are responsible for correcting that problem; in both cases, Economy Borough may not have caused the problem, but the individual homeowners can't resolve the problem on their own, it is too big, it is massive; it is a large whole area; they can't resolve the problem themselves; they might be able to put sandbags up, but that would just divert; that is not the fix; this is a large problem; what he is trying to say is that even though they are not borough caused problems, in some ways maybe Councils predecessors did not do the job that they needed to do with storm water; it was all woods and trees absorbing the water and now it is not; these are not the only two areas throughout the borough that Council may need to address and come up with a long term fix and come up with a cost involved with that to see how Council is going to finance it.

PRESIDENT'S REPORT:

Mr. Rock reported, for the record, that he did receive a thank you from the Economy Senior Citizens for Council members thanking Council for the yearly donation that Council gives them and that it is very appreciative; they appreciate what Economy Borough Council does for them.

REPORTS:

SECRETARY: No Report

ENGINEER: No Report

SOLICITOR: No Report

HEAR THE PUBLIC II:

Mr. Rock reported he would open up the Hear the Public Park II at this time for any items discussed during the meeting.

Jo Ann Borato, 2001 Conway Wallrose Road, asked Mr. Kunkle regarding the Clear Choice Energy, once signed up for it and they determine that they can reduce your energy costs, at some point down the road if there is an emergency, is it your choice or do they say they are cutting Economy Borough's energy consumption down. Mr. Kunkle reported if you sign up for the program and receive the benefits, you are obligated to proceed; they told us today that if we were to face an emergency right now that (Duquesne Light) would be contacting municipalities anyway asking us to reduce; so if we volunteer we would not get anything for it; under the program, if we chose to enroll there is a benefit that is ongoing; need to get those details. Mrs. Borato asked if it would affect departments that are not borough controlled; i.e. the fire department, would they be subjected or just borough infrastructures. Mr. Kunkle reported it would just be the electric accounts that we provide them; in this case would be these three building that are connected to the emergency generator; the police have their own generator, they would have to take a look at it and see if it is something it might be interested in. Mrs. Borato asked if the generator runs on diesel. Mr. Kunkle reported natural gas. Mrs. Borato asked if the credits would offset the cost of the gas if it would be used for an extended period of time. Mr. Kunkle reported that is another thing that would be looked at; does not have the details right now; the fact that there has not been a declared emergency in fifteen years tells him that chances we can come out ahead on this. Mrs. Borato asked what the emergency was fifteen years ago. Mr. Kunkle reported they mentioned it and went as far to say it was not actually in Beaver County, but was near Beaver County. Mr. Googins reported he thinks it was the big black out in Canada, but it did not affect First Energy area; that part of the grid it did not affect; does not remember why not. Mrs. Borato reported it jumped the border and affected the lower 48; wanted to know if the credits would offset the cost of the natural gas if it was an extended period of time; what are the credits worth; what is the monetary value of the credits. Mr. Kunkle reported that is what they will find out.

Gerry Seelinger, 117 Clover Road, reported Mr. Kunkle and Mr. Googins mentioned tonight talking about the drainage easements or lack thereof easements; knows in the past has had conversation about that too; questioned if the borough does not inherently have a certain amount of right of way on all the roads for utilities. Mr. Googins reported yes he thinks Council does. Mr. Kunkle reported the problem with water is that eventually it goes off the right of way and in order to get it wherever it is going to is when you need an easement or if (and does not remember what the grade is over there) Council was to say put a catch basin where the individual has a

pipe coming into and ran it down that side of the road to the next cross drain, if the grade is such we would be going through two driveways at the road. Mr. Rock reported they are both gravel driveways. Mr. Seelinger reported in his mind he has an 18" pipe put down at whatever grade needed to do that could be put in a 3' right of way; not having an effect any anybody; two houses going in front of their driveways within the right of way; does not know what an easement is needed; you have a culvert, there is not grid or catch basin there other than a natural one in both instances that he is talking about; not like at the end of his driveway; no easement needed because the pipe are already there; stanchions are already there the low spots are already there; just want to take the water from a low spot to another spot within the easement that they already have if they already have it. Mr. Kunkle reported in a lot of cases especially in the older developments there may not be easement on every property; would have to defer to the solicitor; we have a right of way obviously for a road; a lot of these roads do have utility easements, but do they all have run off water easements, is that included; if talking about putting water where it hasn't been before, there could be an issue of an easement; if we are adding more water to the other pipe, we need to know what is downhill from that pipe. Mr. Seelinger reported the stream that they want to get the water to is what is on the other side of that pipe. Mr. Kunkle asked if there currently is erosion there; will we cause any erosion; that is a question looked at every time they are out trying to figure this out; where the easements are or where we might need to get them; sounds like we will do that.

Ruth Helsel, 119 Gross Drive, asked if these people are having the same problems, is there any chance of getting any kind of grant or anything if there is that much trouble in Economy Borough. Mr. Kunkle reported he has not seen or heard of any that deals specifically with drainage; sometimes with roads there are; sometimes with water or sewage projects there is a H2O program; not aware of any specific program established just for drainage. Mrs. Helsel reported Golden Grove Road is a state maintained road. Mr. Kunkle reported they do; when it comes to drainage and the state there is an ongoing legal battle as to who is responsible for the drainage; they claim that if there are not curbs the drainage is theirs; if there are curbs, the drainage is ours; our solicitor has written a letter that states that even with curbs we do not feel it is ours; up in the air.

George Fitzgerald, 189 Wallrose Heights Road, with regards to the yard waste dumpsters for the residents to dump their grass and leaves; how often do we change that; what does it cost Economy Borough a year; is it possible to have a containment area to have the stuff put initially and then put in a dumpster once there is enough there to chip up the wood; if you put branches and things into a dumpster it takes up a lot of space; how much money in a years time do we spend on dumpsters; how much money do we get in as revenue for people buying permits to participate in the program; is it a cost effective thing. Mr. Bucuren reported he talked about that at one meeting before to try to save money and do that; apparently they said we are not allowed to put that material piled up. Mr. Fitzgerald repeated when you put branches in there it take up a lot of room and you won't get a full dumpster in there; if you put the branches to the side and chip them once a month then into the dumpster, now that dumpster will get full use; should be some way that the dumpster is only used for grass and leaves and finer things it will be full of. Mr. Kunkle reported the purpose for that dumpster is for grass and leaves; we try to discourage branches as we will come to peoples homes to chip up branches; this whole program is ongoing; this year we switched from a 20 yard container to a 30 yard container and lowered it so it would be easier to use; this was after we heard complaints from people having to lift stuff up into it; last year we hauled approximately 12-18 times; this year so far we have only hauled it out 3 times; the size has seemed to make a difference; we have sold as many permits this year as last year. Mr. Fitzgerald asked if we braking even or if it is costing a lot more for the dumpsters vs. the revenues coming in. Mr. Kunkle reported the price of the permit was increased this year as well because of the disparity in the cost; did a rough calculation based on last years numbers; if we would have wanted to cover the entire cost; the permit should have been \$53; last year they were \$10; this year \$25; with the fewer number of trips and each trip still costing the same amount and the higher permit fee we should be closing that gap significantly. Mr. Fitzgerald asked if a program was looked into that things could be put into an area that it could be taken care of later; be condensed much more and then put in a dumpster. Mr. Kunkle reported DEP has four different levels of sites; four that would be practical on this level; thinks what we are talking about would be a level three, like a composting site; there are 30 different steps you have to go through to properly address a level three composting site; has not dug into that yet; that

would be an option if we could meet those requirements; that would be the next step beyond what we are doing; right now we are maintaining a drop off site instead of a compost site. Mr. Fitzgerald reported his main concern is what it is costing Economy Borough for the dumpsters; knows he does not have the numbers now in front of him, but at the next meeting would he be able to have that information again; what it cost in the dumpsters and what revenues are coming for the for the last 2, 3 years. Mr. Kunkle reported we have good numbers for last year and we have good number for this year, yes. Mr. Rock reported Mr. Fitzgerald wants those numbers. Mr. Kunkle reported that should not be a problem. Mr. Fitzgerald reported he sees a big difference there if we are not getting the revenue in; spending \$6,000 (just using a number) for dumpsters and getting \$3,000 in; it is costing the residents of the borough to do that; thinks we need to find a better way to save that money for the residents. Mr. Kunkle reported it is an evolving program; we are trying to do that; we have changed it every year a little bit to do that. Mayor Poling reported the sticks and limbs, instead of hauling away in dumpsters, just stockpile it; walk over it with the front loader a couple times a year and next year there is nice compost to use in the parks and around the pavilion; any kind of tree limbs they can chip up with the chipper. Mr. Fitzgerald reported he does not know what kind of property they have available back there to do that; not saying to make a garbage dump over there; make a place where you could do stuff like that; revitalize the use of that stuff for a better compost or something.

MOTION by Mrs. Mutschler, seconded by Mr. Bucuren – to enter into Executive Session to discuss a personnel issue, with no vote to be taken tonight. Time: 8:41 PM CARRIED UNANIMOUSLY

MOTION by Mrs. Mutschler, seconded by Mr. Googins – to return to the regular order of business. Time: 9:23 PM CARRIED UNANIMOUSLY

ADJOURNMENT:

MOTION by Mrs. Mutschler, seconded by Mr. Thomas – to adjourn the meeting. Time: 9:23 PM CARRIED UNANIMOUSLY

Respectfully submitted,

Susan A. Blum
Borough Secretary
July 18, 2010