

Economy Borough Council  
Council Minutes  
January 9, 2018

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**MEETING** was called to order at 7:00 p.m. with Mr. Brian Westrom presiding and the following members of Council and officials of the Borough present: Mr. Brian Westrom, Mr. Gary Bucuren, Mr. R.J. Burns, Mr. Tom Fetkovich, Mr. Frank Morrone, Mrs. Audrey Mutschler, Mrs. Pat Skonieczny, Mayor Jo Ann Borato, Borough Manager Randy Kunkle, Borough Secretary Margie Nelko, representing the Borough Solicitor Mr. Joshua Kail, Esq., and Borough Engineer Mr. Scott Shoup.

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**RECOGNITION OF VISITORS:** Mr. Westrom welcomed everyone to the meeting and requested the discussion(s) regarding Borough business be kept to 3 – 5 minutes in length.

Ray McClellan of 196 Shaffer Road, Sewickley

**HEAR THE PUBLIC:**

Ted Brickner (not signed in) was present to inform Council that Mr. Jake Thomas has retired as the Economy Volunteer Fire Chief and that he is Mr. Thomas's replacement. Mr. Brickner presented an updated 2018/2019 Officers List.

George Foltz (not signed in) was present to congratulate Mr. Westrom and to express his gratitude to the Borough Manager. Mr. Foltz stated he had some issues regarding trash and that the Borough Manager helped him solve them.

**MINUTES** of the Regular Meeting held on December 12, 2017, were presented to Council. **After some review, the motion of Mr. Burns, seconded by Mr. Morrone to approve the Regular Meeting Minutes of December 12, 2017, as presented was unanimously carried.**

**MINUTES** of the Reorganization Meeting held on January 2, 2018, were presented to Council. **After some review the motion of Mr. Burns, seconded by Mr. Fetkovich to approve the Reorganization Meeting Minutes of January 2, 2018, as presented was unanimously carried.**

**2018 BOROUGH COUNCIL COMMITTEE APPOINTMENTS** were made by Council President Mr. Brian Westrom, as follows:

**FINANCE** - Gary Bucuren, Chairperson, Audrey Mutschler, Pat Skonieczny

**PARKS and RECREATION** - Tom Fetkovich, Chairperson, R.J. Burns, Frank Morrone

**PROPERTY and BUILDINGS** - Frank Morrone, Chairperson, R.J. Burns, Tom Fetkovich

**PUBLIC WORKS** - R.J. Burns, Chairperson, Tom Fetkovich, Frank Morrone

**ORDINANCES** - Pat Skonieczny, Chairperson, Gary Bucuren, Audrey Mutschler

Mr. Westrom explained that his intent is to get the committees meeting again on a regular basis which has not happened the last few years. Mr. Westrom stated that the new seating chart was not followed tonight, and the intent is to get Council to work together. If we sit divided then we will continue to be divided, if we sit together then we can start to work together. Mr. Westrom requested the seating chart be followed at the next regular meeting to show Council is united and not divided.

Mr. Westrom stated that he did not want Mrs. Mutschler feeling slighted by not being a Chair of a committee. Mrs. Mutschler has served on different committees while on Council and Mr. Westrom would like her help over the next year working on possibly new committees and/or combining committees. Mrs. Mutschler's knowledge and expertise on Borough matters will help him with this. Mrs. Mutschler stated she was not slighted one bit. **After some review and discussion, the motion of Mr. Burns, seconded by Mr. Fetkovich to approve the 2018 Borough Council Committee Appointments as presented was unanimously carried.**

**FINANCE COMMITTEE:** Mr. Bucuren, a member of the Finance Committee, presented Council with updates regarding the following issue(s):

1. **Bills Payable** for the period of December 13, 2017 through January 9, 2018, in the amount of \$116,580.87 from the General Fund and in the amount of \$1,283.13 from the Highway Aid (Liquid Fuels) Fund were presented to Council for review. **After some review and discussion, the motion of Mr. Morrone, seconded by Mr. Bucuren to approve the list of Bills Payable was unanimously carried, with the exception of Mr. Bucuren regarding the Public Works bills, due to his brother works in the department, and the exception of Mrs. Skonieczny regarding charges (if applicable) submitted on the Borough Solicitor's bill regarding litigation matters for the Skonieczny lawsuit.**

General Fund

12/29/2017	26319	Bronder Technical Services	2017 ConwayWallrose/DunlapHill Traffic Signal Proj.	16,332.78
12/29/2017	26320	Three Rivers Marine & RV Center	Vehicle Maint. Services	860.45
12/29/2017	26321	Morton Salt, Inc. Beaver County Dept of Waste	Road Salt	38,222.80
12/29/2017	26322	Management	2017 Recycling Leaves	720.00
12/29/2017	26323	Bob Sumerel Tire Co., Inc.	Tire Repair Services	2,562.62
12/29/2017	26324	Bucuren, Christopher M.	2017 Boot Allowance	100.00
12/29/2017	26325	M & M Uniforms, Inc.	2017 Uniform Expenses	699.45
12/29/2017	26326	Marsilio Court Reporting Service	2017 Stenographer Services	223.75
12/29/2017	26327	MGSof-Net, Inc.	2017 Troubleshoot/Repair Email Spam	80.00
12/29/2017	26328	Shoup Engineering Inc.	2017 Engineering Services	555.00
12/29/2017	26329	Taylor & Alsko	2017 Zoning Hearing Consultant Fees	562.50
12/29/2017	26330	Walsh Equipment	2017 Equipment Repair Parts	2,498.09
12/29/2017	26331	Witmer Public Safety Group	2017 Ammunition	204.68
01/04/2018	26332	W. PA Teamsters - COBRA Beaver Valley FOP Lodge #4-	Monthly COBRA Healthcare	1,754.42
12/29/2017	26333	Creese Economy Borough Pol Assoc-	2017 3rd & 4th Qrtr Empl. FOP Dues	720.00
12/29/2017	26334	Ferragonio	2017 3rd & 4th Qrtr Empl. Assoc. Dues	1,560.00
01/09/2018	26335	A G-Squared Services LLC	2017 On Lot Sewage Enforcement Service	320.00
01/09/2018	26336	ADT Security Services	Monthly Security Service	93.96
01/09/2018	26337	Aflac	Employee ACC Insurance	253.50
01/09/2018	26338	Allegheny Cty Medical Examiner	Crime Lab User Fees	250.00

		Office		
01/09/2018	26339	Allied Adjustors, Inc.	2018 Police Bulletin Dues	250.00
01/09/2018	26340	Amcom Office Systems, Inc.	Monthly Copier Maintenance/Overage	21.01
01/09/2018	26341	Animal Control Services	Animal Control Service Fee	550.00
01/09/2018	26342	Aramark Uniform Service	Uniform Expenses	285.38
01/09/2018	26343	Baierl Automotive-Ford	Vehicle Repair Parts	9.91
01/09/2018	26344	Beaver County Times-Newspapers Inc.	Legal Ad-Civil Service,Council Meeting Dates	198.40
01/09/2018	26345	Building Inspection Underwriters of PA	Building Permit Inspections	1,778.00
01/09/2018	26346	Burns, Daniel	Mileage Reimbursement-Asst. CEO	64.65
01/09/2018	26347	Columbia Gas	Monthly Gas Service	748.00
01/09/2018	26348	Comcast 0029740	Monthly Internet/Phone Service	216.19
01/09/2018	26349	Comcast 0029955	Monthly Internet/Phone Service	105.75
01/09/2018	26350	Coverall North America, Inc.	Monthly Cleaning Services	739.00
01/09/2018	26351	Dunn, Richard	2018 Boot Allowance	100.00
01/09/2018	26352	Duquesne Light Company	Monthly Electric Service	1,380.31
01/09/2018	26353	FNB Commercial Credit Card	Misc. Purchases	588.47
01/09/2018	26354	Hunter Truck Sales & Service, Inc.	Vehicle Repair Parts	95.71
01/09/2018	26355	JC Ehrlich Co., Inc.	Pest Control Services	87.98
01/09/2018	26356	John S. Dunn Agency	2018-2019 Real Estate Tax Collector Bond	768.30
01/09/2018	26357	Joseph A. Askar Law Offices	2017 Solicitor Services & Retainer	997.50
01/09/2018	26358	LCA-Lease Corporation of America	Telephone Leasing	209.81
01/09/2018	26359	Markl Supply Company, Inc. McClymonds Supply & Transit Co.	Uniform Expenses	22.50
01/09/2018	26360	Inc.	Limestone	488.75
01/09/2018	26361	MDIA	Building Permit Inspections	716.00
01/09/2018	26362	Mitel Cloud Services	Monthly Telephone Service	287.61
01/09/2018	26363	Murphy Tractor-Powerplan	Equipment Repair Parts	584.09
01/09/2018	26364	Napa-aStation Auto Parts	Misc. Operating Supplies/Veh. Repair Parts	324.85
01/09/2018	26365	Nationwide Employee Benefits Occidental Life Insurance Co of NC	Group Life Insurance Coverage	397.20
01/09/2018	26366	NC	Employee Paid Life Insurance	79.14
01/09/2018	26367	PENN Power Group	Vehicle Repair Parts	602.21
01/09/2018	26368	PGH Networks Pitney Bowes Global Financial Svcs, LLC	Telephone Maintenance	99.00
01/09/2018	26369	LLC	2018 1st Qtr Lease	168.30
01/09/2018	26370	Reed Oil Company	Diesel Fuel	1,020.20
01/09/2018	26371	Reliance Standard Life Insurance	Group Life Insurance Coverage	330.00
01/09/2018	26372	S & D Calibration Services, Inc.	Acutrak, Enrad-Vascar Certs.	176.00
01/09/2018	26373	Shoup Engineering Inc.	2017 Engineering Services	238.50
01/09/2018	26374	Shultz Ford Lincoln Inc.	Vehicle Repair Parts	19.54
01/09/2018	26375	Smitty's Service.	Vehicle Parts/Maint. Services	810.60
01/09/2018	26376	Spectrum Medical Corp, LLC	Pre-employment Drug Testing	130.00
01/09/2018	26377	Sprint Communications	Mthly Cellphone Service	422.31
01/09/2018	26378	SWIF-State Worker's Insurance Fund	Wrkrs Comp Ins Payment	1,762.00
01/09/2018	26379	Teamsters Local Union 250	Union Dues	360.00
01/09/2018	26380	TransAxle LLC	Vehicle Repair Parts	223.45

01/09/2018	26381	Tri-State Hose & Supply Company	Vehicle Repair Parts	64.26
01/09/2018	26382	Triangle Gasoline Company, Inc.	Equipment/Vehicle Repair Parts	919.70
01/09/2018	26383	Valley Waste Service, LLC	Yellow Extra Waste Bag Stickers	400.00
01/09/2018	26384	Vi-HAUS W. PA Teamsters Emp Welfare	2018 Monthly Hosting Agreement Fees	875.50
01/09/2018	26385	Fund	Monthly Health Insurance	24,752.44
01/09/2018	26386	Wex Bank-Sunoco	Monthly Gasoline Usage	2,538.35
				116,580.87

Highway Aid Fund

01/09/2018	137	Voided	Voided	0.00
01/09/2018	138	Duquesne Light Company	Mthly Electric Service-Street Lights/Traffic Signals	1,121.80
01/09/2018	139	Duquesne Light Company	Mthly Electric Service-Street Lights/Traffic Signals	161.33
				1,283.13

**ORDINANCE COMMITTEE:** No Report.

**PARKS and RECREATION COMMITTEE:** No Report.

**PROPERTY and BUILDING COMMITTEE:** No Report.

**PUBLIC WORKS (PW) COMMITTEE:** No Report.

**MAYOR'S REPORT:** Mayor Borato presented Council with information and/or updates regarding the following issues and requested an executive session for a personnel issue.

1. Mayor's Monthly Police Department Report for January 2018 – This report is an overview for the 2017 year end. Mr. Fetkovich inquired if this report can be compared to the 2016 Year End Report. Mayor Borato stated that would not be a problem. After some review, this report was ordered received and filed.
  
2. Breathalyzer/Intoxilyzer Purchase – Mayor Borato presented Council with the background of the current model being outdated and that training is not available for new hires. A new unit with accessories will cost \$8,784.50 (as per the quote from Intoximeters Inc.). The Economy Borough Police Department is one of four departments in Beaver County that have an agreement to perform chemical testing for other departments and submit invoices for the service. Members of Council discussed the benefits of having a unit in our police department, if there are state or federal grants available and what budget line item the purchase would be applied to. Mr. Westrom requested this matter be tabled until the next meeting.
  
3. Borough Building and Public Works Department Video Cameras – Mayor Borato presented Council with an overview of the meeting with Vector Security, Inc., Chief O'Brien and the Borough Manager. It was determined during the meeting that it would be beneficial to have the camera footage transferred and monitored by the Borough Office due to privacy concerns in regard with police department matters. Mrs. Mutschler expressed concerns regarding an employee watching here and from home and stated she would be more comfortable with 24-hour surveillance with the police department and them taking care of issues. Mayor Borato stated that there is no way to separate the

footage from the police department footage. The Borough Secretary attempted to explain that it was her understanding that the Chief is the only one with access to the footage and that there is not anyone viewing the monitors 24/7. Members of Council discussed that viewing would only be done if there is a problem, where break-in information goes, the current security systems in the buildings, camera footage is a backup, probable cost difference to have the footage transferred to the police department and more discussion on monitoring by the police vs. an employee. The quote received from Vector Security, Inc. for the Borough Building and the Public Works Department is in the amount of \$3,879.00 and the quote for the recycling area (footage to be transferred to the police department) is in the amount of \$1,379.00. Mayor Borato stated she would get the pricing for transferring the other footage to the police and requested a motion to purchase the recycling area camera. **After some review and discussion, the motion of Mr. Morrone, seconded by Mr. Burns to purchase the recycling area camera with installation was unanimously carried.** Members of Council discussed the budget line item this purchase would be applied to and was determined it would be the General Building Maintenance line item which is the same as the security systems expense.

4. **Police Department Remodeling** – Mayor Borato presented Council with an overview of the proposed police department remodeling proposal. Three companies were contacted for bids on remodeling the police department and only one was received. A quote was received from Mazzant Painting & Disaster Restoration in the amount of \$23,685.07. Mayor Borato and Chief O’Brien will go over the quote and tweak it room by room. Mayor Borato stated that the Borough Building also needs updated and has asked the Borough Manager to get in touch with this company to get a quote. Members of Council discussed the budget line items that these costs would be charged to.

**SOLICITOR’S REPORT:** The Borough Solicitor presented Council with updates regarding the following issue(s):

1. **Skonieczny Lawsuit** – No update at this time.

**ENGINEER’S REPORT** – No Report.

**OLD BUSINESS:**

1. **Discretionary Trading Authorization (Vescio Asset Management, LLC)** – The Borough Manager recommended tabling this issue until the next regular scheduled meeting of Council because there needs to be new Trustees to be appointed.

Mr. Fetkovich inquired if the dimensions of the playground equipment have been received. The Borough Manager stated that they have not. Mr. Fetkovich asked the Borough Manager to attempt to get the information for the next regular meeting.

**NEW BUSINESS:**

1. **Zoning Hearing Board Appointment (Alternate)** – An email was received from An Lewis expressing her interest in being appointed to the Zoning Hearing Board. Members of Council discussed that an alternate was recently appointed and that in the past there have been two (2) alternates. **After some review and discussion, the motion of Mr. Burns, seconded by Mr. Fetkovich to appoint An Lewis as an Alternate to the Zoning Hearing Board for a three-year (3 yr.) term was unanimously carried.**
2. **2018 List of Appointments:** - Mr. Westrom proposed that the List of Appointments be taken as presented with the exception of the Road Foreman. Members of Council discussed if there was a

need to do them separately and that if there are ones that need a roll call vote then they can be taken out of the list. Members of Council discussed concerns regarding the Road Foreman and the Borough Solicitor in regard to whether or not the positions should be discussed in executive session. Mrs. Skonieczny asked Mr. Westrom what is the reason or rationale of retaining the Solicitor, Joe Askar,

because of unemployment compensation claims that were not taken care of and the 1.9 million dollar check was disbursed without the authority of Council. Mr. Westrom stated that no one is going to do everything perfectly all the time and you have to take the job they do as a whole. Mr. Morrone made a motion to keep all the appointments except for the Road Foreman. The motion was denied because some members stated that there is discussion on the table. Mr. Westrom stated that a motion before any more discussion, which is the way it is supposed to be done. **After some review and discussion, the motion of Mr. Burns, seconded by Mr. Morrone to make the following appointments for the year 2018 with the exception of the Road Foreman and Borough Solicitor was unanimously carried.** Mr. Morrone made a motion for a roll call vote for the Borough Solicitor. The motion was denied due to a consensus of Council to discuss this matter in executive session.

Actuary – Hallett & Associates  
Auditor – Maher Duessel  
Building Inspector – MDIA and BIU  
Local Codes/Zoning Officer – Raymond Tomaszewski  
Depository – First National Bank  
Emergency Management Coordinator – John Thomas  
Assistant Emergency Management Coordinator – Don Lang  
Engineer – Shoup Engineering, Inc.  
Fire Marshall – John Thomas  
Manager – Randy Kunkle  
Office Assistant – Elizabeth Petalino  
Pension Trustees – President and Vice President  
Photographer – Sgt. George Hartsell  
Police Chief – Michael O'Brien  
~~Road Foreman – Richard Dunn~~  
Secretary – Margie Nelko  
Sewage Enforcement Officer – Daniel Baker Associates  
~~Solicitor – Joe Askar~~

Mrs. Mutschler asked if the cleaning personnel has a several year contract or a one-year contract, and should they be on here or not. Members of Council discussed needing to know the length of the contract, non-performance in all three (3) buildings, a book for complaints or issues. Mr. Westrom requested this matter be tabled until the next meeting.

3. Refuse Collection Exemptions – The Borough Manager presented Council with a background of the issue of residents contacting the Borough Office to be removed/exempt from the garbage pickup because they have not had service or need service. The reasons given by over sixty (60) residents is that they own a business with service, are able to use their employer's service, and that they do not produce garbage. The Borough Manager is asking Council for some direction on how to handle this issue. Members of Council discussed if a formal exemption is needed or not, that a formal process would better protect the Borough, if the contract will change because of a reduction in the number of dwellings which the bid was based on, Ordinance No. 182 which was adopted on May 11, 1976, how other municipalities handle this type of matter, the responsibility of the resident to prove they are disposing of their garbage appropriately and whether the Borough can mandate residents to enter into

a contract with a corporation. Mr. Westrom recommended contacting Valley Waste Service, Inc. and request that they do not enforce a late fee until a decision is made. The Borough Solicitor stated that an exemption would need to be researched further. Mr. Westrom requested this matter be tabled until another meeting.

**OTHER BUSINESS:**

1. Wireless Phone Service – The Borough Manager presented Council with the recent concerns regarding the current Sprint wireless service. Chief O'Brien and the Borough Manager recommend switching back to Verizon for wireless service because the savings that was gained has been lost in productivity and a possible safety risk. Members of Council discussed the amount of savings, if it is an open-ended agreement and the possibility of new phone expenses. The Borough Manager was asked to get total cost for switching. Mr. Westrom requested this matter be tabled until the next meeting.

Mr. Westrom thanked everyone for coming. I am a new council person and have been given a heck of a responsibility. I won't use that as an excuse and I will work hard to do my best. I apologize that I do not have all the information that all of you had over the last couple of years on all the companies and people. I will do my best to get up to date. It has only been a week, so I appreciate you putting your best foot forward and working with me to make it work.

**EXECUTIVE SESSION:** Mr. Westrom requested Council go into Executive Session regarding a contractual matter, the matter of reappointing the Borough Solicitor and the Road Foreman, and two (2) personnel matters at 8:03 p.m., as per the motion of Mrs. Mutschler, seconded by Mr. Burns.

On the motion of Mr. Morrone, seconded by Mr. Fetkovich to reconvene at 9:11 p.m. was unanimously carried.

Upon re-entering the public meeting, the following item(s) were reviewed:

1. Benjamin Fuchs Termination – A motion by Mr. Bucuren, seconded by Mr. Burns to terminate the part-time seasonal status of Benjamin Fuchs based on the recommendation of the Borough Manager was unanimously carried.
2. Appointment of Borough Solicitor – A motion by Mr. Burns, seconded by Mrs. Skonieczny to retain the Law Office of Joseph Askar as the Borough Solicitor was unanimously carried.
3. Appointment of Road Foreman – A motion by Mr. Bucuren, seconded by Mr. Burns to retain Richard Dunn as the Public Works Foreman was unanimously carried.
4. Police Secretary Pay Increase – A motion by Mrs. Skonieczny, seconded by Mrs. Mutschler to increase the Police Secretary hourly wage to \$21.00 was unanimously carried.

There being no further business, the motion of Mr. Fetkovich, seconded by Mr. Morrone to adjourn the meeting at 9:13 p.m. was unanimously carried.

Margie L. Nelko  
Borough Secretary

Randy Kunkle  
Borough Manager

Motion(s) made and/or Council consensus decision(s):

1. Approve the Minutes of December 12, 2017.
2. Approve the Reorganization Minutes of January 2, 2018.
3. Approve the 2018 Borough Council Committee Appointments.
4. Approve Bills Payable for January 2018.
5. Approval to purchase/install a recycling area camera.
6. Appoint An Lewis as a Zoning Hearing Board Alternate.
7. Approve the 2018 List of Appointments.
8. Motion to terminate Mr. Benjamin Fuchs.
9. Motion to retain the Law Offices of Joseph Askar as the Borough Solicitor.
10. Motion to retain Richard Dunn as Road Foreman.
11. Motion to increase the Police Secretary hourly wage to \$21.00.