

Economy Borough Council  
Council Minutes  
February 13, 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, and Borough Engineer Mr. Scott Shoup.

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

Representing the Borough Solicitor, Mr. Joshua Kail, Esq. entered the meeting at this time (7:03 p.m.)

**NON-UNIFORMED PENSION and POLICE PENSION REVIEWS:** Mr. William Vescio, of Vescio Asset Management LLC., presented Council with an update and a market commentary of the Non-Uniformed Pension Fund and the Police Pension Fund for the Year End of 2017.

**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.

Brian Scheller of 3160 Conway Wallrose Road, Baden  
Jason Heintz of 104 Pineview Road, Baden  
Mark Kuritzky of 534 Pioneer Lane, Freedom  
Ray McClellan of 196 Shaffer Road, Sewickley  
Mr. & Mrs. Brian Bonner of Seven Fields (Owners of 373 Golden Grove Road, Baden)

**HEAR THE PUBLIC:**

Brian Scheller was present to express his concerns regarding not needing refuse collection and receiving bill with late fees from Valley Waste Service, Inc.

Mark Kuritzky was present to express his concerns regarding dumpster safety issues and unsightly items on the property of Pittsburgh Hardscapes located on Barbara Street.

Mr. Brian Bonner was present to ask if there was any update regarding the water run-off issues affecting his property. The Borough Engineer reviewed the history of this area, the existing piping and the development was prior to Stormwater Management Regulations. The Borough Solicitor advised Council that this is a private matter.

Jason Heintz was present to express concerns regarding the water run-off issues along Pineview Road and Winterset Road. The Borough Engineer again explained the history of the area and stated he believes that Golden Grove Road existed before Bradford Park was built.

Don Lang (not signed in) expressed his feelings on the water run-off issues discussed above.

Tony Dippolito (not signed in) was present to express his concerns regarding a storm drain that clogs and flows over his driveway. The Borough Engineer was asked to research this matter.

Mr. Brian Bonner, again, addressed Council asking about a plan the Borough had several years ago. The Borough Engineer will research this matter.

**MINUTES** of the Regular Meeting held on January 23, 2018, were presented to Council. **After some review the motion of Mrs. Mutschler, seconded by Mr. Burns to approve the Regular Meeting Minutes of January 23, 2018, as presented was unanimously carried.**

**FINANCE COMMITTEE:** Mr. Bucuren, Chairperson of the Finance Committee, reviewed the following:

1. Budget Report for the month of January 2018, was presented to Council. After some review and discussion this report was ordered received and filed.
2. Treasurer's Report for the month of January 2018 was presented to Council. After some review, this report was ordered received and filed.
3. Bills Payable for the period of January 10, 2018 through February 13, 2018, in the amount of \$122,047.73 from the General Fund and in the amount of \$1,352.95 from the Highway Aid (Liquid Fuels) Fund were presented to Council for review. Mrs. Mutschler questioned the mileage and the dollar amount reported on check number 26422, which was determined to be a typographical error. **After some review and discussion, the motion of Mr. Bucuren, seconded by Mr. Morrone to approve the list of Bills Payable with the correction to the description portion of check number 26422 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

01/22/2018	26387	Dorothy Gnarra-Tax Collector	2018 Real Estate Postage Expenses	3,675.00
02/13/2018	26388	A G-Squared Services LLC	2017-2018 On Lot Sewage Enforcement Service	350.00
02/13/2018	26389	ADT Security Services	Monthly Security Service	93.96
02/13/2018	26390	Aflac	Employee ACC Insurance	253.50
02/13/2018	26391	Ambridge Water Authority	2017 4th Qtr. Water Service	587.71
02/13/2018	26392	Amcom Office Systems, Inc.	Monthly Copier Maintenance/Overage	213.27
02/13/2018	26393	Animal Control Services	Animal Control Service Fee	550.00
02/13/2018	26394	Aramark Uniform Service	Uniform Expenses	436.12
02/13/2018	26395	Atlantic Tactical	Uniform Expenses-Police	821.60
02/13/2018	26396	Baierl Automotive-Ford	Vehicle Repair Parts	113.60
02/13/2018	26397	Bauman Office Plus	Misc. Office Supplies	136.77
02/13/2018	26398	Beaver Cty Times-Newspapers Inc.	Legal Ad-Zoning Ordinance Amendment	339.50
02/13/2018	26399	Beaver Valley Police Chiefs Assoc.	2018 Membership Dues	30.00
02/13/2018	26400	Brickner, Theodore J.	2018 Boot Allowance	99.99
02/13/2018	26401	Building Insp. Underwriters of PA	Building Permit Inspections	720.00
02/13/2018	26402	Burns, Daniel	Mileage Reimbursement-Asst. CEO	64.95
02/13/2018	26403	Butler Gas Products Co, Inc.	Monthly Cylinder Rental	194.20
02/13/2018	26404	C & K Wholesale, Inc.	Vehicle Repair Parts	192.76
02/13/2018	26405	Cargill, Incorporated	Road Salt	9,700.20
02/13/2018	26406	CCBC Police Academy	Police Manuals	780.00

02/13/2018	26407	Clean Care, Inc.	Floor Mat Service	98.83
02/13/2018	26408	Columbia Gas	Monthly Gas Service	1,443.00
02/13/2018	26409	Comcast 0029740	Monthly Internet/Phone Service	581.94
02/13/2018	26410	Comcast 0029955	Monthly Internet/Phone Service	105.75
02/13/2018	26411	Coverall North America, Inc.	Monthly Cleaning Services	739.00
02/13/2018	26412	DCED UCC Fees	2017 4th Qtr. UCC Fees	130.00
02/13/2018	26413	Dickman Directories Inc.	2018 Beaver Valley Directories	303.60
02/13/2018	26414	Duquesne Light Company	Monthly Electric Service	1,342.85
02/13/2018	26415	Economy Plumbing & Heating Co.	Misc. Operating Supplies/Veh. Repair Parts	492.29
02/13/2018	26416	Galls LLC	Uniform Expenses	160.32
02/13/2018	26417	Guth Laboratories, Inc.	Certified Pre-mix Solutions	67.11
02/13/2018	26418	Herb Brittner Radiator Svce, Inc.	Vehicle Repair Parts	670.00
02/13/2018	26419	Hunter Truck Sales & Service, Inc.	Vehicle Repair Parts	224.56
02/13/2018	26420	Janice Jeschke Beall, Recorder Deeds	2018 Local Realty Transfer Print Outs	70.00
02/13/2018	26421	JC Ehrlich Co., Inc.	Pest Control Services	135.98
02/13/2018	26422	Kunkle, Randy S.	Mileage Reimbursement-Mgr.	125.67
02/13/2018	26423	LCA-Lease Corp. of America	Telephone Leasing	209.81
02/13/2018	26424	M & M Uniforms, Inc.	Uniform Expenses	20.70
02/13/2018	26425	MDIA	Building Permit Inspections	473.00
02/13/2018	26426	Michael Baker International, Inc.	Planning Commission Consultant Fees	1,475.00
02/13/2018	26427	Mitel Cloud Services	Monthly Telephone Service	277.85
02/13/2018	26428	Morton Salt, Inc.	Road Salt	29,774.91
02/13/2018	26429	Murphy Tractor-Powerplan	Equipment Repair Parts	149.27
02/13/2018	26430	Napa-Station Auto Parts	Misc. Operating Supplies/Veh. Repair Parts	886.28
02/13/2018	26431	Nationwide Employee Benefits	Group Life Insurance Coverage	2,222.97
02/13/2018	26432	NITV Federal Services, LLC	Examiners Recert Course/Membership	350.00
02/13/2018	26433	Occidental Life Ins. Co of NC	Employee Paid Life Insurance	79.14
02/13/2018	26434	PA One Call System, Inc.	PA One Call Services	51.71
02/13/2018	26435	PAMA	2018 Membership Dues	140.00
02/13/2018	26436	PGH Networks	Telephone Maintenance	99.00
02/13/2018	26437	Pitt Specialty Supply Inc.	Misc. Operating Supplies	70.62
02/13/2018	26438	Pittsburgh Public Safety Supply	Uniform Expenses	507.28
02/13/2018	26439	Point Spring Company	Vehicle Repair Parts	5,606.94
02/13/2018	26440	Record Printing Company	Real Estate Tax Printing Services	697.24
02/13/2018	26441	Reed Oil Company	Diesel Fuel	4,917.21
02/13/2018	26442	Reliance Standard Life Insurance	Group Life Insurance Coverage	330.00
02/13/2018	26443	Reserve Account-Pitney Bowes	Replenish Postage Meter Funds	500.00
02/13/2018	26444	Russell Standard Corp.	Cold Patch	887.00
02/13/2018	26445	Shoup Engineering Inc.	Engineering Services	125.00
02/13/2018	26446	Shultz Ford Lincoln Inc.	Vehicle Repair Parts	3,135.21
02/13/2018	26447	Smitty's Service.	Vehicle Parts/Maint. Services	1,092.67
02/13/2018	26448	Spectrum Medical Corp, LLC	Random Drug Testing Services	140.00
02/13/2018	26449	Sprint Communications	Mthly Cellphone Service	422.96
02/13/2018	26450	Staley Cmmtn-BearCom-	Radio Service Contract	400.00
02/13/2018	26451	Staples Advantage	Misc. Office Supplies	436.45

02/13/2018	26452	SWIF-State Worker's Ins. Fund	Workers Comp Ins Payment	1,762.00
02/13/2018	26453	Teamsters Local Union 250	Union Dues	360.00
02/13/2018	26454	The Keeper of the Stationery	Nylon American Flags	111.20
02/13/2018	26455	Thomas V. Giel Garage Doors, Inc.	Garage Door Repair/Maint. Service	279.50
02/13/2018	26456	Thomas V. Giel Garage Doors, Inc.	Garage Door Repairs	1,837.00
02/13/2018	26457	TransAxle LLC	Vehicle Repair Parts	5,691.50
02/13/2018	26458	Vi-HAUS	Monthly Hosting Agreement Fees	875.50
02/13/2018	26459	W. PA Teamsters - COBRA	Monthly COBRA Health Insurance	877.21
02/13/2018	26460	W. PA Teamsters Emp. Welfare Fund	Monthly Health Insurance	22,146.92
02/13/2018	26461	Walsh Equipment	Equipment/Vehicle Repair Parts	3,199.72
02/13/2018	26462	Wex Bank-Sunoco	Monthly Gasoline Usage	3,384.93
				122,047.73

Highway Aid Fund

02/13/2018	140	Duquesne Light Company	Mthly Electric Service-Street Lights/Traffic Signals	1,352.95
				1,352.95

**ORDINANCE COMMITTEE:** Mrs. Skonieczny, Chairperson of the Ordinance Committee, informed Council that it was brought to her attention that the Council pay is not in compliance with the Borough Code. Mrs. Skonieczny presented the background supporting the non-compliance. The Borough Solicitor stated that an ordinance needs to be adopted setting the Council remuneration.

**PARKS and RECREATION COMMITTEE:** Mr. Fetkovich, Chairperson the Parks and Recreation Committee, presented Council with information regarding the Bridger Baseball Association not applying for the grant this year.

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

**PUBLIC WORKS (PW) COMMITTEE:** Mr. Burns, Chairperson of the Public Works Committee, presented Council with updates regarding the following issue(s):

1. Public Works Report – Mr. Burns presented Council with an overview of items that the Public Works Department has completed. After some review, this report was ordered received and filed.
2. Ford F550 Truck and Ford F350 Pickup Truck – Mr. Burns informed Council that the F550 truck’s diesel engine shut off while plowing possibly caused by a cylinder being hydraulically locked by fuel due to an injector failing. The Public Works Foreman is asking Council to consider replacing this truck rather than making costly repairs and replacing the F350 pickup truck that broke in 2017. Members of Council discussed if the purchase(s) were budgeted, the recent repairs to the F550 and that the injectors may be under warranty.
3. Public Works Contract – Mr. Burns will be contacting the union to set a meeting date for next week.

Mr. Burns requested an executive session to discuss a personnel matter.

Mrs. Mutschler asked Mr. Burns if he will be meeting with the Borough Engineer regarding the paving schedule and if he was aware of the cones on Hillsdale Avenue.

After considering all the concerns from members of Council, Mr. Westrom amended the Committee appointments which included establishing the Public Safety Committee. Mrs. Mutschler was appointed the Finance Committee Chairperson and Mr. Bucuren was appointed the Public Safety Committee Chairperson. The Borough Solicitor stated that if the Ordinance(s) are not being amended then a Public Safety Committee is needed. Mrs. Skonieczny stated that it appears that the removal of the Public Safety Committee by President Westrom outside a public meeting was in violation of the Sunshine Act and the violation needs to be cured. President Westrom re-established the Public Safety Committee and cured the violation.

**MAYOR'S REPORT:** Mayor Borato presented Council with updates regarding the following issues:

1. Mayor's Monthly Police Department Report for January 2018 – After some review, this report was ordered received and filed.
2. Police Department Remodeling – No update at this time.
3. Borough Building and Public Works Department Video Cameras – Mayor Borato stated Vector Security will be sending a quote for transferring the Borough Building and Public Works Department footage to the police department.
4. Breathalyzer/Intoxilyzer Purchase – The Intoxilyzer has been purchased.

Mayor Borato requested an executive session to discuss a personnel matter.

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

1. Skonieczny Lawsuit – No update at this time.
2. Video Cameras (Right-to-Know) – The Borough Solicitor stated that after speaking with Chief O'Brien a policy regarding the camera footage being transferred to the police department is being recommended.
3. Bridger Baseball Association Grant – This matter was discussed under the Parks and Recreation Committee Report.
4. Fire Hydrant Agreement – The Borough Solicitor advised Council that the agreement has not been executed by Ambridge Water Authority and recommended, again, withholding the fire hydrant payment(s). The Borough Secretary requested a motion regarding this matter. **After some review and discussion, the motion of Mrs. Skonieczny seconded by Mr. Morrone to withhold the fire hydrant payment(s) until this issue is satisfied was unanimously carried.**
5. Recreation Board (Child Clearances) – The Borough Solicitor advised Council that clearances are not required because the Recreation Board does not care for children.
6. Refuse Collection Exemptions – The Borough Manager reviewed the background of residents requesting to be exempt from using the refuse collection service. Ordinance No. 182 governs exclusive rights to one (1) hauler being permitted in the Borough but does not govern the residents to use the service. The Borough Solicitor recommended further discussion in executive session.

**ENGINEER'S REPORT** – The Borough Engineer presented Council with updates regarding the following issue(s):

1. Frederick Road (Freshwater) Drainage Issue – The Borough Engineer explained that water run-off from the ballfield area is draining down Frederick Road. The Public Works Foreman has an idea for a swale to help with the run-off.
2. Ridgewood Drive Drainage Issue – The Borough Engineer explained the background of the housing plan and that it predated the Stormwater Management regulations. There are two (2) locations that have been draining over a hillside causing significant erosion. The Borough Engineer would like to get photographs of this for Council's consideration and then he can advise Council further.

**OLD BUSINESS:**

1. Non-organized Employee Resolution – This matter will be discussed in executive session.

Mrs. Mutschler asked if there was supposed to be a Public Hearing for nonconforming lot size at 7:00 p.m. and if there is a problem with advertising and no hearing. A public hearing regarding the amending of the Nonconforming Lot Size Ordinance that we advertised in December and that was also advertised twice in January indicating the hearing would take place tonight. There was some discussion on whether or not this hearing could be postponed but was determined in order to do so it would have to be re-advertised. It needs to be noted that the meeting continued until the information required for the hearing was gathered.

**NEW BUSINESS:**

1. Advertising for Assistant Code Enforcement Services – Members of Council discussed the description of position, work hours, pay rate and if the Borough Manager should have discretion over these matters. **After some discussion, the motion of Mr. Morrone, seconded by Mr. Burns to approve the advertising of an Assistant Code Enforcement Officer was unanimously carried.** This ad is to mirror the previous ad from March 2017.
2. Recording Device – Members of Council discussed this subject being discussed in the past, the current recorder not recording at the last meeting and possibly needing a backup recording device for meetings. **It was the consensus of Council to have a backup recorder for meetings.**
3. Beaver County Regional COG (BCRCOG) Delegate/Alternate – The Borough Manager presented Council with the need to appoint a Delegate and an Alternate for the BCRCOG. Mr. Fetkovich stated that he enjoys the meetings and is willing to participate if someone else would be willing to attend the meetings he could not due to his schedule would make it difficult to attend most meetings. **It was the consensus of Council to appoint Mr. Fetkovich as the Delegate and Mr. Westrom as the Alternate representatives to the Beaver County Regional COG.**

**OTHER BUSINESS:**

Mayor Borato, as Vice Chair of the Economy Borough Municipal Authority (EBMA), requested residents to contact EBMA immediately when they see raw sewage discharge (as on Winterset Road) because it is a safety concern and that the Ridgewood Plan remediation work is ongoing.

**PUBLIC HEARING FOR NONCONFORMING LOT SIZE ORDINANCE NO. 465:** The Borough Solicitor announced that the public hearing is intended to afford the public an opportunity to comment on the proposed Ordinance No. 465. The Borough Manager verified that the public hearing and Ordinance

No. 465 were advertised as required. Ordinance No. 465 is amending Chapter 180 of the Code of the Borough of Economy entitled "Zoning" to include regulations for nonconforming lot size. Having satisfied all questions and comments, the Borough Solicitor requested a vote be taken to approve Ordinance No. 465. **After some review, the motion of Mrs. Mutschler, seconded by Mr. Bucuren to approve Ordinance No. 465 was unanimously carried.**

**EXECUTIVE SESSION:** Mr. Westrom requested Council go into Executive Session at 9:05 p.m., as per the motion of Mrs. Skonieczny, seconded by Mr. Fetkovich.

Mr. Burns left the meeting at 10:04 p.m.

On the motion of Mrs. Skonieczny, seconded by Mr. Fetkovich to reconvene at 10:10 p.m. was unanimously carried.

The Borough Solicitor stated that the following items were discussed in Executive Session:

1. Potential litigation regarding a contract.
2. A personnel issue in the Public Works Department.
3. The Public Works contract negotiations.
4. The Heart & Lung Act pertaining to an injured Police Officer.
5. The Non-organized employee resolution.

There being no further business, the motion of Mrs. Mutschler, seconded by Mr. Bucuren to adjourn the meeting at 10:13 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 January 23, 2018.
2. Approve Bills Payable for February 2018.
3. Approval to withhold the fire hydrant payment(s).
4. Adoption of Ordinance No. 465.
5. Approval to advertise the position of an Assistant Code Enforcement Officer.
6. Consensus of Council to have a backup recorder for meetings.
7. Consensus of Council to appoint the Beaver County Regional COG Delegate and Alternate.