

Economy Borough Council  
Regular Meeting Minutes  
July 14, 2015

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**MEETING** was called to order at 7:00 p.m. with Mr. R. J. Burns presiding and the following members of Council and officials of the Borough present: Mr. R.J. Burns, Mr. Gary Bucuren, Mr. Tom Fetkovich, Mr. Larry Googins, Mr. Frank Morrone, Mrs. Pat Skonieczny, Mayor David Poling, Borough Manager Randy Kunkle and Borough Secretary Margie Nelko, Borough Solicitor Mr. Joseph Askar, Joshua Kail, Esq. and Borough Engineer Mr. Scott Shoup.

**OPENING PRAYER**

**PLEDGE OF ALLEGIANCE**

**FIRE REPORT:** Fire Chief John Thomas presented Council with updates regarding the Economy Volunteer Fire Department.

**POLICE REPORT:** Police Chief O'Brien presented Council with updates regarding the following items:

1. Monthly Police Report – Chief O'Brien presented Council with the monthly Police Report for June 2015.
2. Employee Probation Period – Officer C. Ferragonio has completed his probationary period effective June 10, 2015. Chief O'Brien recommends moving him to a permanent status. **After some review, the motion of Mr. Googins, seconded by Mr. Bucuren to place Officer C. Ferragonio on a permanent status was unanimously carried.**
3. Cellphone Trade-in Program – Walmart stores participate in a cellphone trade-in program, however, the Baden store does not participate at this time. Chief O'Brien reviewed the program and the steps involved for an individual to participate.
4. Beaver County Humane Society – The Humane Society is offering an afterhours drop-off program to local police departments for a fee of \$100.00 per year. Chief O'Brien explained that currently the Borough does not have animal control services and that each participating department is given its own access code to the facilities. The Mayor stated that there is a Beaver County Pet Finders group on Facebook that has a ninety percent (90%) success rate in helping lost pets back to their homes. **After some review and discussion, the motion of Mr. Burns, seconded by Mr. Fetkovich to approve the yearly fee of \$100.00 for an the Beaver County Humane Society Afterhours Drop-off Program was unanimously carried.**

Mrs. Courtney Barthelemy entered the meeting at this time (7:23 p.m.).

5. Copier Purchase – Chief O'Brien had previously submitted an overview of the Savin 4035 copier (purchased in 2003) and a proposal for a Xerox 7220/7225 Copier/Printer at the regular scheduled Council meeting of May 26, 2015. There was some discussion regarding why there are not more quotes and if more quotes are required for a purchase price range. **After some review and discussion, the motion of Mr. Morrone, seconded by Mr. Burns to approve the Xerox 7220/7225 Copier/Printer purchase of the in the amount of \$7,109.80 with a maintenance agreement amount of \$12.00 per month from Amcom, which is within the Building Maintenance (Police) budget, was unanimously carried, with the exception of Mrs. Skonieczny who abstained due to her son works for the department.**

**PUBLIC WORKS (PW) REPORT:** Rich Dunn, PW Foreman, presented Council with an update report, which is on file in the Borough Office for review. The PW Department has worked on repairs to the trucks/equipment, street sweeping, brush chipping, boom mowing and did the necessary clean up after recent rain storms. The PW Department helped with the prep and clean up duties for the annual Community Days celebration. Chief O'Brien stated that he believes the lines on Economy Way should be painted before winter. Mr. Dunn stated that this is something that will need to be budgeted. Mayor Poling inquired if we are able to place the red reflective strips on the stop signs on Economy Way to help with visibility. Mr. Dunn stated that he would look into this request.

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

The following visitors were present:

Debbie Cercone of 2464 Herr Road, Ambridge  
Gene Salvati of 2415 Ridge Road Ext., Ambridge  
Ray McClellan of 196 Shaffer Road, Sewickley

**HEAR THE PUBLIC:**

JoAnn Borato (not signed in) was present to request an update on the 2015 Roadway Improvement Project and if the vacant Zoning Hearing Board position was filled. Mr. Burns stated that action was taken on both items at the last regular scheduled meeting of Council. Mrs. Borato also stated that the police copier was discussed at a prior meeting and expressed concerns regarding the apparent lack of communication between departments/committees within the Borough.

Jay (not signed in) was present on behalf of Debbie Cercone, of 2 Mason Road, to express concerns regarding a dispute with the Economy Borough Municipal Authority (EBMA). Jay presented Council with a background of damage issues resulting from the sewer project that started approximately fifteen years (15 yrs.) ago along Ms. Cercone's property. Jay thanked Mayor Poling for looking at the damage in question. Mrs. Barthelemy asked if he lived at 2 Mason Road. Jay stated yes, to protect the property. Mr. Burns inquired if EBMA came back to fix the damage after the project was completed and if not did you at that time make a claim with/against EBMA. Jay stated that they did not and caused more damage. Jay and Ms. Cercone wanted a vote taken to disband the EBMA and request an audit. Jay expressed his concerns regarding Mr. John Salopek. Mr. Burns stated that Council is unable to do anything about it. Jay stated that he contacted State Representative Matzie regarding the damages and refusal to repair/compensate for damages. He also stated that he will be contacting the FBI next. There was more discussion regarding whether EBMA was contacted regarding the damages. Jay invited Council to have a look at the damages.

JoAnn Borato (not signed in) stated that she has been on the Economy Borough Municipal Authority Board for six years (6 yrs.) and the Board encourages residents to attend the meetings to learn what is going on and express any concerns you may have. Mrs. Borato stated that the meetings are the 3<sup>rd</sup> Tuesday of every month, starting at 7 p.m. in the Council Chambers. The Borough Solicitor asked Mrs. Borato to address the above concern at the next meeting and forward to him the results. Mrs. Borato stated that this concern has been addressed and that she would have Mr. John Salopek forward him the court findings.

Jerry Hudac (not signed in) stated that he was at a meeting(s) to ask for reimbursement of damages and the sewage board refused.

Casey Bowers, representing PennEnergy Resources, LLC (PennEnergy), was present to update Council on the upcoming development on Hoenig Road. There was some discussion regarding the process of the drilling permit and the Zoning Permit. Mr. Bowers stated that PennEnergy is willing to meet with the Borough Manager and/or Council to address any questions or concerns.

Joel and Jim Slowikowski (not signed in) were present to discuss flooding issues along their property of 115 Walnut Drive. Joel reviewed emails (dated July 08, 2015, and July 14, 2015), as well as, a Facebook conversation with Mayor Poling. Joel stated that there were pictures of the flooding issues shared by his neighbor, Christian Shallcross (of 117 Walnut Drive). Jim stated that he would like to set up a meeting to discuss privately and the Borough Manager agreed. Mrs. Barthelemy stated that she would also like to be included in the meeting, due to she had seen the photos that Mr. Shallcross had posted on the Whispering Pines Facebook page. Mr. Burns inquired if it is known as to where the water is coming from. Jim stated that he did not. The Borough Engineer stated that he is aware of the problem and the water seems to be coming from a draining small multi acre water shed, some from Lyndon Lane and house gutters, etc. There was some discussion regarding who owns the pipe and if there is an easement in place. Mr. Burns requested the Borough Engineer, Mr. Bucuren and the Public Works Forman to look into. The Borough Engineer stated that they have looked into it recently and recommends installing a larger pipe in the same area with one (1) inlet or a headwall, an end-treatment and looking into a debris cage. The Borough Solicitor asked the Borough Engineer for an estimated price. Mr. Burns and the Borough Engineer roughly estimated the price to be approximately less than \$5,000.00. **After some review and discussion, the motion of Mrs. Skonieczny, seconded by Mr. Morrone to approve repairing the drain pipe near 115 and 117 Walnut Drive, but not to exceed \$4,500.00 was unanimously carried.**

Anthony Petalino (not signed in) was present to discuss his concerns regarding the easement(s) for 80 Bock Lane and 101 Walnut Drive not being recorded as of yet. The Borough Engineer stated that the easements were signed in 2014, but were misplaced before they were recorded. The Borough Engineer stated that when the neighbor completes the easement agreement they will be recorded and that he would contact Mr. Petalino.

Gene Salvati was present to discuss his concerns and wishes to have Mr. John Salopek fired as the attorney for the Economy Borough Municipal Authority.

Debbie Cercone was present to express her displeasure in dealing with the damages to her property for this long and request Mr. John Salopek be fired, investigated and/or banned this evening. Mr. Askar asked if she had taken her concerns to the Economy Borough Municipal Authority (EBMA). Ms. Cercone stated no, it is corrupt. There was some discussion regarding Council being unable to do anything about these concerns and that EBMA has the authority to fire Mr. Salopek, not Council.

**MINUTES** of the Regular Meeting held on June 23, 2015, were presented to Council. Mr. Googins presented Council with an amendment to page 129, first paragraph, ending the first sentence after Mr. Morrone and making the rest of the paragraph a separate sentence. **After some review, the motion of Mrs. Skonieczny, seconded by Mrs. Barthelemy to approve the Regular Meeting Minutes of June 23, 2015, as amended was unanimously carried, with the exception of Mr. Burns, due to not reviewing the minutes and Mr. Bucuren, due to he was not present at the June 23, 2015 meeting.**

**FINANCE COMMITTEE:** Mr. Googins, Chairperson of the Finance Committee, presented Council with an update regarding the following items:

1. **Treasurer's Report** for the month of June 2015, was presented to Council. After some review, this report was ordered received and filed.
2. **Budget Report** for the month of June 2015, was presented to Council. After some review, this report was ordered received and filed.
3. **Bills Payable** entered for the period of June 10, 2015, through July 10, 2015, in the amount of \$93,272.35 from the General Fund and in the amount of \$1,138.83 from the Highway Aid (Liquid Fuels) Fund was presented to Council for review. There was some discussion regarding check number 23916 payable to Maher Duessel for the audit of payroll records for two (2) employees. **After some discussion, it was the consensus of Council to hold check number 23916 until a report has been**

**received outlining the expenses.** There was some discussion regarding the Ambridge Water Authority and the Sands Casino Resort Bethlehem payments. **After some review and discussion, the motion of Mr. Googins, seconded by Mr. Fetkovich to approve the list of Bills Payable with the exception of check number 23916, which will be held until a report is received from Maher Duessel, was unanimously carried, with the exception of Mrs. Skonieczny regarding the Public Safety bills, due to her son works in the department and the exception of Mr. Bucuren regarding the Public Works bills, due to his brother works in the department.**

General Fund

06/11/2015	23879	W. PA Teamsters Emp Welfare Fund	Monthly Health Insurance-PW Re-instatement	1,181.43
06/16/2015	23880	Blaster Bouncer Pittsburgh, Inc.	2015 Community Day Rental & Generator	1,017.40
06/16/2015	23881	Chuck Rohm (Mad Dog Rodeo)	2015 Community Day Band Performance	850.00
06/16/2015	23882	Classic Tent Rentals	2015 Community Day Tent Rental	750.00
07/01/2015	23883	Harrington, Thomas	Lieu of Life Insurance Policy	5,000.00
07/10/2015	23884	ADT Security Services	Monthly Security Service-PW	40.99
07/10/2015	23885	Advance Auto Parts	Vehicle Maintenance Supplies-PW	43.02
07/10/2015	23886	Aflac	Employee ACC Insurance	87.88
07/10/2015	23887	Ambridge Water Authority	2015 2nd Qtr. Water/Hydrant Service	8,787.01
07/10/2015	23888	American Express-COSTCO	Misc. Operating Supplies-Custodian	273.48
07/10/2015	23889	Approved Toilet Rentals, Inc.	(3) Standard Units w/Hand Sanitizer-Parks	750.00
07/10/2015	23890	Beaver Cty Dept. Waste Management	Recycling-Leaves (30 cy)/Grass (150 yd.)	270.00
07/10/2015	23891	Beaver County Times-Newspapers Inc.	Legal Ad-Zoning/2015 Roadway Project Bids.	999.40
07/10/2015	23892	Beaver Valley FOP Lodge #4-Creese	2015 2nd Qtr. Employee. FOP Dues-Pol	472.50
07/10/2015	23893	Building Inspection Underwriters of PA	Monthly Building Permit Inspections	990.40
07/10/2015	23894	Butler Gas Products Co, Inc.	Monthly Cylinder Rental-PW	170.60
07/10/2015	23895	Clean Care, Inc.	Monthly Floor Mat Service-Pol	85.40
07/10/2015	23896	Columbia Gas	Monthly Gas Service	1,284.84
07/10/2015	23897	Comcast 0029740	Monthly Internet Service-Pol	183.13
07/10/2015	23898	Comcast 0029955	Monthly Internet Service-Admin/CEO/PW	103.63
07/10/2015	23899	Crimestar	Records Mgmt. Sys. Annual Support Fees-Pol	1,500.00
07/10/2015	23900	DCED UCC Fees	2015 2nd Qtr. UCC Fees (8 permits)	32.00
07/10/2015	23901	Duquesne Light Company	Monthly Electric Service	1,301.05
07/10/2015	23902	Earl R. Fitzgerald	2015 Boot Allowance	100.00
07/10/2015	23903	Economy Borough Pol Assoc-Viscuso	2015 2nd Qtr. Employee Assoc. Dues-Pol	890.00
07/10/2015	23904	Elder AG & Turf Equipment Co, Inc.	Misc. Repair Parts-John Deere Tractor/Mower	862.63
07/10/2015	23905	Fence by Maintenance Service, Inc.	Misc. Repair Supplies-Cyclone Fencing-PW	36.00
07/10/2015	23906	FNB Commercial Credit Card	Misc. Purchases-Admin/Pol/Mayor	1,327.96
07/10/2015	23907	General Code	2015 Ordin. Codification ECode360 Annual Maint.	1,195.00
07/10/2015	23908	Glen Stillwagon	Ind. Dusk-Dawn Sensor-Veteran's Memorial	86.99
07/10/2015	23909	Hanson Aggregates BMC, Inc.	Asphalt (6.54 tn)-PW	398.94
07/10/2015	23910	Hunter Truck Sales & Service, Inc.	Vehicle Repair Parts-PW	122.36
07/10/2015	23911	Iron City Workplace Services	Monthly Uniform Services-PW, Custodian	625.34
07/10/2015	23912	JC Ehrlich Co., Inc.	Pest Control Services-Borough/Pol	44.00
07/10/2015	23913	Lacal Equipment Inc.	Equip Maint. Parts-Street Sweeper-PW	255.49
07/10/2015	23914	Lowe's	Misc. Operating Supplies-Custodian	66.44
07/10/2015	23915	M & M Uniforms, Inc.	Uniform Expenses-Pol	358.60

07/10/2015	23916	Maher Duessel	Audit of Payroll Records (2)	8,998.75
07/10/2015	23917	Markl Supply Company, Inc.	Ballistic Vest/Shirt-Pol	910.00
07/10/2015	23918	Marsilio Court Reporting Service	2015 Stenographer Services-Zoning Hearing	499.50
07/10/2015	23919	McClymonds Supply & Transit Co. Inc.	1B Limestone (283.31 tn)	5,901.34
07/10/2015	23920	MDIA	Monthly Building Permit Inspections	1,771.00
07/10/2015	23921	MGSoft-Net, Inc.	MozyPro Online Backup-Admin	15.00
07/10/2015	23922	Michael Baker Jr., Inc.	Planning Commission Consultant Fees	250.00
07/10/2015	23923	Mobile Radio Service, Inc.	2015 Radio Service Contract-Pol	171.00
07/10/2015	23924	Nationwide Employee Benefits	Group Life Insurance Coverage-Admin/PW	372.46
07/10/2015	23925	Occidental Life Insurance Co of NC	Employee Paid Life Insurance	79.14
07/10/2015	23926	PA One Call System, Inc.	Monthly PA One Call Services	71.12
07/10/2015	23927	PAMA	2015 PAMA Conference-Nelko	195.00
07/10/2015	23928	Personalized Computer Help	2015 Criminal Complaint/Affidavit/Search Warrant	215.00
07/10/2015	23929	Petty Cash	Reimburse Petty Cash-Admin	131.93
07/10/2015	23930	Pitney Bowes Global Fin. Svcs, LLC	2015 2nd Qtr. Lease Rental-Admin	168.30
07/10/2015	23931	Prof. Graphic Communications Inc.	EBMA Printing-Council	18.20
07/10/2015	23932	Reed Oil Company	Diesel Fuel-PW	1,887.81
07/10/2015	23933	Reliance Standard Life Insurance	Group Life Insurance Coverage-Pol	369.60
07/10/2015	23934	Robert Hyde	2015 Real Estate Tax Refund	357.21
07/10/2015	23935	Russell Standard Corp.	Cold Patch/Poly Pave-PW	805.20
07/10/2015	23936	S & S Fastners, Inc.	Misc. Operating Supplies-PW	12.00
07/10/2015	23937	Safety-Kleen	Misc. Operating Supplies-PW	258.85
07/10/2015	23938	Sands Casino Resort Bethlehem	2015 PAMA Conference Reservation-Nelko	283.08
07/10/2015	23939	Sharp n Fix	Equip Maint. Supplies-PW	467.41
07/10/2015	23940	Shoup Engineering Inc.	Engineering Services	196.00
07/10/2015	23941	Stanley's Economy Auto Supply	Vehicle State Inspection/Repairs-Pol	312.82
07/10/2015	23942	Staples Advantage	Misc. Office Supplies-Admin	116.89
07/10/2015	23943	State Worker's Insurance Fund	Wrkrs Comp Ins Payment-Fire	1,541.00
07/10/2015	23944	Station Auto Parts-Napa	Equip/Vehicle Maint. Supplies-PW	595.19
07/10/2015	23945	SunSetz Lawn care	2015 Contracted Lawn Maint. Service	120.00
07/10/2015	23946	Susteen, Inc.	SecureView3 Service/Maint. Support-Pol	995.00
07/10/2015	23947	Teamsters Local Union 250	Union Dues-PW	582.00
07/10/2015	23948	Theodore J. Brickner	2015 Boot Allowance	100.00
07/10/2015	23949	Tomaszewski, Raymond	CEO Mileage Reimbursement	70.78
07/10/2015	23950	Traffic Control Equip/Supplies Co. Inc.	Traffic Signal Repairs	744.33
07/10/2015	23951	Verizon 838283708-Admin (4779)	Monthly Telephone Service (Long Dist.)-Admin	51.51
07/10/2015	23952	Verizon S0007576-Business	Monthly Telephone Service-Admin	68.86
07/10/2015	23953	Verizon Wireless-220027085-Laptop	Monthly Telephone Service (Laptop)-Pol	497.57
07/10/2015	23954	Verizon Wireless-902786759-MainCell	Mthly Cellphone Service-Admin,PW,CEO,Fire	189.55
07/10/2015	23955	Vi-HAUS	2015 Mthly Hosting Agreement Fees-Pol	850.00
07/10/2015	23956	W. PA Teamsters - COBRA	Monthly COBRA Health Ins. Pmt	774.16
07/10/2015	23957	W. PA Teamsters Emp Welfare Fund	Monthly Health Insurance-Admin, PW, Pol	24,810.03
07/10/2015	23958	Walsh Equipment	Pipe (40' x 30")-PW	1,070.50
07/10/2015	23959	Wex Bank-Sunoco	Monthly Gasoline Usage-Pol/PW	2,494.85
07/10/2015	23960	Wine Concrete Products, Inc.	Catch Basin Risers/Manhole Casting-PW	338.50
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				93,272.35

Highway Aid Fund

07/10/2015	107	Duquesne Light Company	Mthly Electric Service-Celestial Dr./Satellite Dr.	1,138.83
				1,138.83

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

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

**PUBLIC SAFETY COMMITTEE:** No Report.

**PUBLIC UTILITIES and ORDINANCE COMMITTEE:** Mrs. Skonieczny presented Council with an update regarding Ordinance No. 354 and Ordinance No. 444. Mrs. Skonieczny stated that Ordinance No. 444 would be repealed and Ordinance No. 354 would be reinstated with an amendment to section 2.8 changing twenty (20) or more hours to forty (40) hours or more. **After some review and discussion, the motion of Mrs. Skonieczny, seconded by Mr. Fetkovich to approve and authorize advertising the re-draft of Ordinance 354 to reinstate it in its entirety as amended and repeal Ordinance No. 444 was unanimously carried.**

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

**MAYOR'S REPORT:** No Report.

**MANAGER'S REPORT:** The Borough Manager presented Council with updates regarding the following issues:

1. **Flood Plain Ordinance** – The Borough Manager stated that he received comments and approval of the draft Flood Plain Ordinance from DCED. The Borough Manager explained that in order for the residents to be able to purchase flood insurance and the Borough to be eligible for federal relief monies, an Ordinance must be adopted. The Ordinance can be amended at a later date if needed. **After some review and discussion, the motion of Mrs. Skonieczny, seconded by Mr. Googins to approve and authorize advertising of the Flood Plain Ordinance was unanimously carried.**
2. **Office Assistant Position** – The Borough Manager presented Council with an update regarding the job description for the office assistant position. There was some discussion regarding the verification and posting of Sewage Enforcement Officer payment(s), which was determined to be for septic/on lot systems. Mrs. Barthelemy recommended adding a description of physical demands and a minimum education requirement to the job description. The Borough Solicitor stated that he agreed with Mrs. Barthelemy and added that drug, criminal and civil background checks should be conducted as well. The Borough Solicitor was asked to review and help with the office assistant position advertisement. **After some review and discussion, the motion of Mr. Googins, seconded Mr. Morrone to authorize advertising of the office assistant position pending the Borough Solicitor's review and revisions was unanimously carried.** Mr. Googins requested an updated copy be distributed to Council.

**SOLICITOR'S REPORT:** The Borough Solicitor presented Council with an update regarding the following issues:

1. **Ambridge Water Authority Agreements (AWA)** – The Borough Solicitor stated that he has been in contact with AWA to distribute the Borough's recommended revisions to the agreement and that he is waiting for a reply. There was some discussion regarding the fire hydrant maintenance services being paid.

2. Papantonio Litigation – A Civil Action-Law, Complaint in Quiet Title was filed against the Borough and Joyce A. Strobel in 2009 regarding a portion of property dedicated to the Borough but was never formally adopted. Both Mr. Papantonio and Ms. Strobel used this property as an access route. Ms. Strobel has since built her own driveway and no longer uses the property. Judge Kwidis, of the Court of Common Pleas, has recommended that Mr. Papantonio and Ms. Strobel work this out. The Borough Solicitor stated that a settlement conference was held and the Borough is taking no position in this matter. The Borough Solicitor the Borough should be removed from the lawsuit due to it is a dispute between two (2) neighbors and that over time it has now resolved itself.
3. PZ Northern & the Walmart Right-of-way – PZ Northern has retained new council to argue that they should be fairly compensated for the property the Borough condemned. PZ Northern has filed a motion setting up a Board of Review, which will hear each side and make a determination in the event that the Borough and PZ Northern cannot agree upon a fair dollar amount. The Borough Solicitor stated that he has requested a Letter of Engagement from Mr. Anthony Barna, whose services were retained for the PZ Northern Tax Assessment Appeal.
4. Economy Municipal Sewage Authority – The requested budget and information has been received.
5. Unfair Labor Practice Claim – Rothman Gordon P.C. has filed an unfair labor practice claim against the Borough in regard to the E. Fitzgerald arbitration. Mr. Fitzgerald’s attorneys feel that the Borough is unjustly delaying the arbitrator’s decision to reimburse Mr. Fitzgerald at one hundred percent (100%) of monies lost during the arbitration. The Borough Solicitor stated that he believes Council voted to hire an auditor to review the records to determine the amount that is due to Mr. Fitzgerald. The Borough is still receiving reimbursable bills on behalf of Mr. Fitzgerald.

**ENGINEER’S REPORT** – The Borough Engineer presented Council with updates regarding the proposed red light at Conway Wallrose Road and Dunlap Hill. PennDot has responded with some comments to the proposed project. The main concern was regarding east bound traffic (from Conway) making a left down Dunlap Hill. A left turning lane is warranted but not being required, however, an advanced green turning light is being recommended. There was some discussion regarding how a turning lane would affect the residential area and if there were comments regarding Rt. 989. The Borough Manager stated that the traffic consultant is available for any questions or concerns from Council.

**OLD BUSINESS:** None

**NEW BUSINESS:**

Mrs. Barthelemy left the meeting at this time (9:00 p.m.).

The Borough Solicitor recommended creating a committee to meet with PennEnergy to discuss issues and concerns regarding gas drilling. Mrs. Skonieczny forwarded a letter (addressed to DEP) to Council expressing concerns with the proposed gas drilling pad on Hoenig Road. There was some discussion regarding the gas company being required to file an erosion and sediment plan with DEP and file a copy of an emergency plan as per zoning requirements. There was some discussion regarding heavy trucks traveling on the state road, which may require traffic control. Mr. Googins expressed concerns regarding the letter to DEP from Mrs. Skonieczny. Mr. Googins requested the letter be sent as a personal letter or a clause added to state that this is not the position of Council, Mr. Burns agreed. **After some review and discussion, the motion of Mr. Burns, seconded by Mr. Googins to create a PennEnergy Development Committee consisting of Mr. Burns as Chairperson, Mr. Googins, Mrs. Skonieczny and Mr. Fetkovich as an Alternate was unanimously carried.**

**EXECUTIVE SESSION:** Mr. Burns requested Council go into Executive Session in regard to possible litigation matters at 9:13 p.m.

There being no further business, the motion of Mr. Googins, seconded by Mr. Fetkovich to adjourn the meeting at 9:23 p.m. was unanimously carried.

Margie L. Nelko  
Borough Secretary

Randy Kunkle  
Borough Manager