

**REGULAR SESSION \*\* ECONOMY BOROUGH COUNCIL \*\* SEPTEMBER 25, 2012**

Council President Larry J. Googins called the meeting to order at 7:08 PM in Council Chambers of the Economy Municipal Building to conduct business of general purposes.

**PLEDGE OF ALLEGIANCE**

Mr. Fouse advised an Executive Session of Council was held prior to this meeting to discuss the resignation of Joe Luff and the resulting need to contract with a third party provider.

**ROLL CALL**

**PRESENT:** RJ Burns (7:18 PM), Gary Bucuren, Donald Sivy, Michelle Sovich-Lapinski, Dr. Gregory T. Trecha, Larry Googins

**ABSENT:** Courtney B. Barthelemy, Esq. (excused)

**ALSO PRESENT:** Mayor David N. Poling, Dale M. Fouse, Esq., Randy S. Kunkle, Borough Manager

**HEAR THE PUBLIC:**

Mr. Googins opened the meeting to the public; give name and address for the record; restricted to borough business; try to be 3-5 minutes; directed to Council.

Glen Stillwagon, 1690 Conway Wallrose Rd., discussed the Joe Luff resignation and the pros and cons of contracting with a third party provider; provided Mr. Fouse with a copy of the law providing for 1 or more third party providers.

John Panek, 167 Mary Reed Rd., discussed the Joe Luff resignation, the pros and cons of contracting with a third party provider and the current electrical inspection contract with Middle Atlantic Inspections, Inc.

7:18 PM – Mr. Burns arrives

Mr. Googins reported Council needs to talk again on the third party provider issue. Mr. Kunkle reported there are 30 open building permits that will need Occupancy Permits. Mr. Fouse advised in Executive Session lessening the length of the contract was discussed and possibility of re-negotiating it. Mayor Poling suggested contracting with two agencies. Mr. Fouse reported there may be administrative issues.

Adam Klimkowski, 960 Conway Wallrose Rd., suggested putting out for bid for third party providers. Mr. Klimkowski provided photos of 1010 Conway Wallrose Road; reported the owner has dumped 60-80 25 T tri axels of fill on the property line; has contacted Beaver County Conservation District; filed a complaint with Joe Luff and he did nothing. Mr. Fouse reported this is private property. Mr. Burns reported Beaver County Conservation District needs to deal with this first, and then perhaps have the engineer look at it. Mr. Klimkowski granted Mr. Burns permission to go on his property and look at the situation.

Chad Zutter, 100 Zutter Ridge, discussed Mr. Klimkowski's situation with regards to DEP and Beaver County Conservation District being involved.

JoAnn Borato, 2001 Conway Wallrose Road, discussed contracting with a third party provider.

JoAnn Smith, 2736 Ridge Road Ext., President of the Economy Borough Senior Citizens, thanked Council on behalf of the group for the 2012 Budget Allocation.

Mike Lucia, 416 Golden Grove Road, discussed the responsibilities of individual Code Enforcement Officers; who would handle complaints. Mr. Kunkle reported the difficulty of finding certified individuals willing to work part time; credentials and certifications are valuable. Mayor Poling suggested paying as needed. Mr. Googins reported complaints would be handled by Ray Tomaszewski and in his stead, the Borough Manager.

Chad Zutter, 100 Zutter Ridge, asked the status of Economy Borough moving from the Ambridge Area School District to the Freedom Area School District. Mayor Poling reported an attorney has drawn up a petition and they are looking for someone in a leadership role. Mr. Googins reported Council has no authority over a school district.

### **MINUTES:**

*MOTION by Mr. Sivy, seconded by Mrs. Sovich-Lapinski – to approve the Minutes of the September 11, 2012, Regular Session of Council, as written. CARRIED UNANIMOUSLY*

### **COMMITTEE REPORTS and OTHER BUSINESS:**

**PUBLIC SAFETY:** No Report

### **FINANCE COMMITTEE:**

Mrs. Sovich-Lapinski reported John Mueller, COGCare, will be at the October 9<sup>th</sup> Council meeting to discuss employee health care insurance.

### **PUBLIC WORKS DEPARTMENT:**

Dr. Trecha reported paving will continue; then crack sealing.

### **PARKS & RECREATION:**

Mr. Bucuren reported:

September 29, 2012 – Golf Outing – Cancelled

December 8, 2012 – Snack with Santa

June 15, 2013 – Community Day

**PUBLIC UTILITIES:** No Report

### **PROPERTY and BUILDING:**

Mr. Sivy reported he is gathering additional window proposals.

### **MAYOR'S REPORT:**

Mayor Poling provided information regarding ending the prohibition against municipal police using radar; requested Council contact State Legislators and Senators to push the bill forward; asked copies be given to all of Council. Dr. Trecha reported PSP uses radar. Mr. Googins reported PSAB has supported this for years.

Mr. Sivy asked the status of the new vehicles. Mayor Poling reported they are getting the equipment installed now.

### **MANAGER'S REPORT:**

**1. Used 1995 Ford F-350 :** Dr. Trecha reported the 1995 F350 truck was put back on eBay for bid as the first 4 bidders withdrew; highest eBay bidder on the 2nd round is to bring in the \$6,500 offer tomorrow. Mr. Burns reported after reading the emails on the eBay bidding that Dr. Trecha did a good job on this.

*MOTION by Mr. Trecha, seconded by Mr. Sivy – to authorize the sale of the Used 1995 Ford F-350 to the eBay bidder in the amount of \$6,500.00 - CARRIED UNANIMOUSLY*

**2. Complaint Policy:** Mr. Googins reported Mrs. Barthelemy is ok with the changes to the policy. Dr. Trecha recommended sending out drafts of the changes. Mr. Burns would like to keep it the way we have it. Mr. Googins reported if not at this meeting, Mrs. Barthelemy will make the motion at the next meeting.

*MOTION by Mrs. Sovich-Lapinski – to adopt the proposed Complaint Policy.*

*Motion dies due to the lack of a second.*

**3. Resignation:** Mr. Kunkle reported Joe Luff turned in his resignation on September 17<sup>th</sup> and his last day was September 21<sup>st</sup>; it is recommended that Council accept his resignation.

*MOTION by Dr. Trecha, seconded by Mr. Bucuren – to accept the resignation of Joe Luff effective September 21, 2012 - CARRIED UNANIMOUSLY*

Mr. Googins reported there will be an Executive Session to discuss to proceed or not with the third party provider.

### **REPORTS:**

**ENGINEER:** No Report

**SECRETARY:** No Report

### **SOLICITOR:**

Mr. Fouse reported he would review the Berkheimer resolution for the next meeting.

Mr. Googins asked the status of the Conway water tank light issue. Mr. Kunkle received a letter from Conway that they are planning on taking remedial action; i.e. lower watt bulb, shield, etc. Dr. Trecha verified this should be done within 2 weeks.

Mr. Googins reported meeting with representatives of the Northern Lights Shopping Center (NLSC) regarding demolition of portions of the NLSC.

### **HEAR THE PUBLIC II:**

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

Bob Mecchia, 211 Fernwood Dr, discussed why Economy Borough would have to have a contract with a third party provider; suggested a list of providers to residents; his son is putting a addition on his home; just use the list until this is solved. Mr. Googins reported the issue is who signs the Certificate of Occupancy in the end; this will be discussed in Executive Session.

**NEW BUSINESS:**

Mr. Sivy reported on the Fernwood drainage issue; Fernwood is on the list of repaving for 2013 and drainage; this will take care of the problem.

Mr. Googins reported Duquesne Light replaced the bulb in the light at Walnut and Giant Oak.

Mr. Bucuren reported Roger Kowal asked him again about using the crack sealer on the parking lots at the Jr. High and Elementary Schools. Dr. Trecha reported it is expensive machinery to loan out; recommends not loaning it out. Mr. Burns agreed that the Ambridge Area School District should maintain their own parking lots.

***MOTION by Mr. Sivy, seconded by Mrs. Sovich-Lapinski – to enter into Executive Session to discuss a third party provider and the current Middle Atlantic contract. Time: 8:42 PM CARRIED UNANIMOUSLY***

***MOTION by Mr. Sivy, seconded by Mrs. Sovich-Lapinski – to return to the regular order of business. Time: 9:25 PM CARRIED UNANIMOUSLY***

Mr. Fouse reported in Executive Session Council discussed terms of a third party provider and the Middle Atlantic Contract dated December 13, 2011.

***MOTION by Mrs. Sovich-Lapinski, seconded by Mr. Burns – to retain the Middle Department Inspection Agency, Inc. for UCC inspection purposes for a period of one year, ending September 30, 2013 and with a 90 day notice termination provision clause. CARRIED UNANIMOUSLY***

***MOTION by Mrs. Sovich-Lapinski, seconded by Mr. Burns – to send notice of 30 day termination to Middle Atlantic as per their contract dated December 13, 2011. CARRIED UNANIMOUSLY***

**ADJOURNMENT:**

***MOTION by Mr. Sivy, seconded by Mr. Bucuren – to adjourn the meeting. Time: 9:30 PM CARRIED UNANIMOUSLY***

Respectfully submitted,

Susan A. Blum  
Borough Secretary  
October 4, 2012