

REGULAR SESSION ** ECONOMY BOROUGH COUNCIL ** NOVEMBER 12, 2013

Council President Larry J. Googins 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: RJ Burns, Courtney B. Barthelemy, Esq., Tom Fetkovich, Donald Sivy, Larry Googins

ABSENT: Gary Bucuren, Excused, Michelle Sovich-Lapinski, Excused

ALSO PRESENT: Mayor David N. Poling (7:07 PM), Dale M. Fouse, Esq., Scott Shoup, P.E., P.L.S., 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.

Pat Skonieczny, 104 Rock Rose Drive, provided Council with case law regarding hiring a chief of police and asked that Council terminate the agreement with Bill Gamble and hold the hiring of a chief of police until January, 2014. Mr. Googins reported Mr. Fouse will discuss the Pitcairn case with Council in Executive Session, with no vote.

MINUTES:

MOTION by Mrs. Barthelemy, seconded by Mr. Fetkovich – to approve the Minutes of the October 22, 2013, Regular Session of Council, as written. CARRIED UNANIMOUSLY

COMMITTEE REPORTS and OTHER BUSINESS:

PUBLIC SAFETY:

Mrs. Barthelemy reported where to go with the chief of police hiring will be discussed in Executive Session. Mrs. Barthelemy suggested Bill Gamble attend the next Council meeting to field questions from the public and elected officials. Mr. Googins reported it depends on the discussion in Executive Session. Mr. Fouse reported there is nothing legal to stop this.

7:07 PM – Mayor Poling enters the meeting.

FINANCE COMMITTEE:

MOTION by Mrs. Barthelemy, seconded by Mr. Sivy - to pay the list of bills as stated from October 9, 2013 to November 12, 2013 - CARRIED UNANIMOUSLY.

PUBLIC WORKS DEPARTMENT:

Mrs. Barthelemy asked the status of the Public Works contract. Mr. Burns reported no new information. Mr. Kunkle reported the only contact he has had with Vicki Beatty is regarding the police department health care.

PARKS & RECREATION:

Mrs. Barthelemy reported: December 7, 2013 - Breakfast with Santa, tentatively 9:00 AM

PUBLIC UTILITIES: No Report

PROPERTY and BUILDING:

Mr. Sivy reported the concrete roof on the tower building was beyond repair; a pitched roof was put on by Fernando Bevilacqua before a heavy rain. Mr. Googins verified that this building houses radio and telephone equipment.

MAYOR’S REPORT:

Mayor Poling read the Mayor’s Report for the Police Department for the month of October, 2013, as prepared by Chief Harrington, which will be on file for review in the borough secretary’s office. Mrs. Barthelemy requested a copy of the report.

Mr. Googins reported the speed monitoring device is still on Harmony Road.

MANAGER’S REPORT:

1. Ordinance No. 445 – Whispering Pines II Roads: Mr. Kunkle reported this is to accept an extension of Walnut Drive, Silver Hollow Drive, Red Fox Court and a portion of White Pine Lane as Economy Borough roads. Mr. Shoup reported he is making that recommendation.

MOTION by Mrs. Barthelemy seconded by Mr. Sivy – to adopt Ordinance No. 445, accepting an extension of Walnut Drive, Silver Hollow Drive, Red Fox Court and a portion of White Pine Lane as Economy Borough roads. CARRIED UNANIMOUSLY

2. Ordinance No. 446 – Stop Signs in Whispering Pines II: Mr. Kunkle reported Ordinance No. 446 amends Chapter 175-46 Schedule V “Stop Intersections” adding:

<u>Stop Sign On</u>	<u>Direction of Travel</u>	<u>At Intersection Of</u>
Silver Hollow Drive	West	Conway Wallrose Road
Silver Hollow Drive	East	Walnut Drive
White Pine Lane	North	Walnut Drive
Red Fox Court	East	Walnut Drive

MOTION by Mr. Sivy, seconded by Mr. Fetkovich – to adopt Ordinance No. 446, amending Chapter 175-46 Schedule V, as listed above. CARRIED UNANIMOUSLY

REPORTS/OLD BUSINESS:

Mrs. Barthelemy reported a Free Pet First Aid and CPR Course, Saturday, November 16, 2013, at 11:00 AM and an Understanding Medicare Seminar, Monday, November 18, 2013, at 6:00 PM; both in the Municipal Building.

ENGINEER: No Report

SECRETARY: No Report

SOLICITOR:

Mr. Fouse provided an Employment Agreement for Kathy Anderson, Police Secretary; consistent with that of the Police Bargaining Unit Contract and subject to Civil Service; effective date shall be January 1, 2013.

MOTION by Mr. Burns, seconded by Mr. Fetkovich – to approve and authorize execution of the Employment Agreement for Kathy Anderson, Police Secretary. CARRIED UNANIMOUSLY

NEW BUSINESS: None

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.

Pat Skonieczny, 104 Rock Rose Drive, asked why it took so long to execute the Kathy Andersons Employment Agreement and why it was not executed in January. Mr. Fouse reported it is consistent with the Police Contract which was finalized in September; delay was an oversight.

Mr. Fouse reported the Executive Session will be to discuss 1) Police Contract Arbitration Decision; 2) Chief of Police search process and procedure; and 3) NLSC Condemnation and Assessment Cases; believes all of which are affected by the current status of Council as it relates to any prospect to being a lame duck Council; need to educate ourselves in that regard before making any decision; there will be no votes.

David Taube, Beaver County Times, asked for more elaboration on the cause for Executive Session. Mr. Fouse reported all the items are Executive Session items (i.e. litigation, employment related matters) that are potentially affected by the lame duck status of Council; the reason for them being in Executive Session is the nature of the items. Mr. Googins reported there will be no vote on the items tonight.

Pat Skonieczny, 104 Rock Rose Drive, asked who the condemnation item is in regard to. Mr. Fouse reported the Northern Lights Shopping Center (NLSC); Council currently has 2 cases regarding that property; the NLSC is asking for a reduction in their assessment; the other case involves the taking that occurred 5 years ago and the claim that they have for damages associated with that case; the taking of the road that now goes to the Walmart; two cases, same property; complicated circumstances. Mrs. Skonieczny asked what name is on the cases. Mr. Fouse reported PZ Northern is the corporation out of New York City developing NLSC; these two cases are advancing simultaneously; been around a long time and finally brought together.

MOTION by Mr. Sivy, seconded by Mrs. Barthelemy – to enter into Executive Session to discuss 1) Police Contract Arbitration Decision; 2) Chief of Police search process and procedure; and 3) NLSC Condemnation and Assessment Cases; with no vote to be taken tonight. Time: 7:27 PM CARRIED UNANIMOUSLY

MOTION by Mr. Sivy, seconded by Mr. Burns – to return to the regular order of business. Time: 8:40 PM CARRIED UNANIMOUSLY

ADJOURNMENT:

MOTION by Mr. Sivy, seconded by Mr. Burns – to adjourn the meeting. Time: 8:40 PM CARRIED UNANIMOUSLY

Respectfully submitted,

Susan A. Blum
Borough Secretary
November 18, 2013

List of Bills attached to the Minute Book.

REGULAR SESSION ** ECONOMY BOROUGH COUNCIL ** NOVEMBER 26, 2013

Meeting cancelled due to the forecasted icy conditions.