

**Economy Borough Council
Meeting Minutes
12 Feb 2019**

MEETING was called to order at 7:00 pm by Council President Brian Westrom, also present were Vice-President RJ Burns, Mrs Pat Skonieczny, Mr Gary Bucuren, Mrs Audrey Mutschler, Mr Frank Morrone, Mr Tom Fetkovich, and Mayor Jo Ann Borato.

ABSENT: none.

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 and since there are so many residents present to have a spokesperson speak when appropriate.

Steven White, 475 Amsler Ridge Rd is present to discuss the well pad to be built off his road. Presents a petition to have a public hearing before allowing Amsler Ridge to be the access road. Asked Council to focus on this development and the binder presented when the Zoning Permit was issued. Presented a document with 46 additional questions that aren't answered by the zoning permit application. The top three questions are: what do the circles around the well mean from an emergency response perspective, there is a house 700 feet from the well – this shouldn't be allowed, and considering a residential road as the access road. He and his wife take pride in his property and this will reduce their quality of life.

Solicitor Askar requests clarification from Mr White. The three issues he is most concerned with are: using a residential road (Amsler Ridge Rd) as the access road; the circles around the well and what they stand for concerning emergency response; a house 700 feet from the well pad.

Mr Askar suggests that if other residents have different concerns than what Mr White presented by all means speak. It does no one any good to repeat the same concerns.

Kasi Devinney 484 Amsler Ridge Rd asks if there will be a motion for a public meeting; Mr Askar stated he won't advise any action be taken until more information is obtained. Mayor Borato states we don't have all of the information yet and they are trying to be fair to everyone. Mrs Devinney asks if a public hearing were to be voted on when would that take place? She was told at the next meeting.

Kim Cappo 100 Chestnut Court off Amsler Ridge Road, stated at the last meeting I heard Amsler Ridge Road as an access road was off the table. Mr White told her this road is in fact the access. Mr Burns agrees this should not be the access road. Her concern is for safety and quality of life.

Mrs Skonieczny agrees it's not a safe road. She feels Council is not well informed, Mayor Borato feels they are informed.

Laurel Bitsinger 488 Amsler Ridge Road, the road is dangerous for normal trucks, let alone industrial trucks. The trucks will be non-stop. Who determines what access is used and who's going to monitor this? She wants a public hearing.

Tim Pitts 108 Almond Way, Amsler Ridge is winding and prone to slides, it's unsafe and the ground is saturated.

Merriane Berosh, 380 Sunset Hills Drive, she doesn't want them in her plan, people shouldn't sell their land to them, she wants a public hearing. This sounds like a terrible road.

Celia Johansik, 305 Hoenig Road, has been here since hearing about this in 2010. Climate change is the largest problem in the world. Council swore to uphold the Pennsylvania Constitution, she quoted Article 1 Section 27, regarding stewardship of the environment. There was an explosion in Center Township, pipelines will be everywhere, this could be a very dangerous situation and everyone she has talked to feels Amsler Ridge road is insane.

Nicki White 475 Amsler Ridge Road, thanked everyone for attending and her husband for spearheading this. When will the project start? And what will be done with Amsler Ridge Road? She wants a public hearing and is sad that this activity will take place in this location.

Cathy Travis 201 Hoenig Road, they were inconvenienced for months during the first well off Hoenig, the flaring and trucks were very loud. Amsler Ridge Road will not hold up. Is Penn Energy paying to prepare our Fire Department? Mayor Borato stated they conduct training regularly. The traffic was backed up on Hoenig so the trucks could keep moving. She doesn't know where the pipelines will go, Mayor Borato responded the big pipeline is already in.

Tammy Miller 125 Hickory Drive, respects council for trying to balance the needs of both sides, but feels that most attention should be to the residents who voted for them, that a public hearing will be a good way to find out how the residents feel. Mayor Borato responded that we're still receiving information and individuals have a right to use their property, land trusts can be used as a means to stop drilling. Mrs Miller wants a balance, one property owner shouldn't be able to disrupt a neighborhood. Mayor Borato stated Council is still receiving information.

(Inaudible) Cheryl 2601 Amsler Ridge Road already has a hard time getting out of her driveway, the big trucks will only make it worse. Someone is going to die and chances are it will be someone in her family. Mr Askar wants to address all of these issues with Penn Energy. She wants a forum with Council and Penn Energy to mitigate some of the problems.

Amy Gonzales, Penn Energy Resources, also has Joe Schaub and Steve Harris who are in operations. This well is a permitted use where it is located but they provided the same information as if it were a conditional use. Originally construction was to begin in April of this year, but Waa

asked by the Borough to look at other routes, and do core bores to determine what is under the road. The other routes are not feasible from Conway Wallrose and Cooney Hollow due to the grades being too steep; these roads are also longer, impacting more residents, which ultimately led then to Amsler Ridge Road realizing there are significant upgrades needed, which are listed in the geotech report and additional work Penn Energy has determined is needed to handle the heavy trucks and fix the slide. This resulted in a new time table of start of construction in May of 2020, drilling in September 2020 and fracturing in May of 2021. They are aware there is a blind curve at the bottom of the road and they will have to implement traffic control. They have to follow all federal, state and local regulations. They plan for every possible situation, and meet frequently with local leaders. A sound wall can be installed to minimize noise and will take other actions to minimize impacts. Mr Burns asked what traffic controls will be used; this will be developed by an engineering firm they use. Mr Burns stated originally they were going to stop traffic at the top and the bottom, if so how is that fair to our residents? The inconvenience? During high traffic times this will be done. Mr Burns also asked how long will the road be closed during the upgrade of the road. Two weeks during daylight hours and emergency vehicles can get through at all times. To repair the slide and re-do the pavement will cost about \$700,000. Mr Burns stated that when he was President while they were working on the first site he received calls continuously regarding noise and trucks speeding and how will they address this? Mrs Gonzalez stated it's their responsibility to coordinate with contractors and make them aware of local conditions and regulations to avoid as many problems as possible. Mrs Skonieczny asked if the access road was considered prior to the well site's location? They first determined where the well would be then started looking for access. Mrs Skonieczny wants to know if Council determines Amsler Ridge is not safe to use for this will it stop the well from being developed? The answer is the other routes are feasible but have a larger impact on residents, making Amsler Ridge the best of the alternatives. A member of the audience questioned the Penn Energy representatives regarding the roadwork to be done, they won't be straightening out any of the sharp curves but will fix the slide and do some small straightening. There was a grade issue with one of the alternatives routes, yet Amsler Ridge also has a steep grade. Has the amount of rainfall since they were out in December been considered as to what work needs to be done, it has not. A member of the public attempted to ask Penn Energy questions and the Solicitor stopped a public hearing from taking place.

Mrs Gonzalez noted they are required to hold a pre-drilling meeting with residents within 1000 feet of their well; presently this has to take place within 30 days of drilling; they will move that up to prior to any roadwork taking place and will include residents beyond 1000 feet.

Mr Askar asked Penn Energy to be prepared to answer the residents' concerns as well as the 46 written questions presented by Mr White.

Minutes: January 22, 2019; Motion *by Mr Morrone, seconded by Mrs Skonieczny to approve the minutes all voted aye except Mr Burns who abstained due to not being at the meeting.*

Committee Reports:

Ordinance: Mrs Skonieczny requested that the Churchill gas and well drilling ordinance be referred to the Planning Commission for their input as it may better protect residents during drilling operations. The Borough Manager will forward it.

Public Safety: Nothing at this time.

Property and Building: Nothing at this time.

Personnel: Mr Westrom reported that ADP has offered services to produce an updated Employee Handbook for a minimum of three months at \$280/month. A formal agreement will be obtained from ADP.

Finance: Mrs Mutschler asked if everyone had a chance to review the list of bills. Mr Fetkovich asked about the salt payments. Mayor Borato mentioned the check written for a vehicle last year that wasn't spent because the vehicle was not available. She also mentioned a very high water bill and AWA's policy on high meter reads. The Manager requested a bill be added for street lights to be paid out of liquid fuels in the amount of \$1,218.07. **Motion by Mrs Mutschler to pay the bills that have been signed off on by the appropriate department head, seconded by Mr Bucuren (who recused himself regarding bills for Public Works due to his brother working there) all voted aye.**

Public Works: Mr Burns commented that he received many compliments on how the Department was taking care of winter maintenance and thanked Mr Brickner, who was in the audience. The monthly report of work will be on file in the office. Mayor Borato asked if the trucks had been ordered, they were.

Parks & Recreation: No report at this time.

Mayors Report: The monthly report for December 2018 is on file in the office.

The tasers are in, training is being arranged.

The Chief's car is on order but now won't be arriving until March. A vehicle was budgeted for in 2018 and one in 2019, however the purchase was not made in 2018 so it could appear that the budget has gone over in 2019 because we'll be paying for both vehicles this year.

Mayor Borato asked if Council should accept the resignation of Alex Dietz? **Motion by Mrs Mutschler, seconded by Mr Bucuren, effective January 24th, all voted aye.**

Mayor Borato has a neighbor who was approached by West View Water to install a vault on his property. Does the Borough oversee this? Mr Shoup stated not if it's on private property.

Mayor Borato would like an Executive Session for personnel with no vote.

Mrs Skonieczny would also like an Executive Session.

Solicitor: Mr Askar looked into the possibility of returning Mrs Ott's penalty and interest on property tax because she was not provided with all of the appropriate notices as discussed at the July 10, 2018, December 11, 2018 and in the correction of the December 11 Minutes at the January 22nd 2019 Council meetings. Mrs Ott reiterated that the County told her the error was the Tax Collector's and the Collector told Mrs Ott that she hasn't corrected errors for anyone in the past and she wouldn't do it for her. Mr Fetkovich asked if the County and the Tax Collector ever discussed this; Mrs Ott stated our Collector refused to contact the county. **Motion by Mr Burns, seconded by Mr Fetkovich to reimburse \$41.75 in interest and penalty charged to Mrs Ott for property taxes, all voted aye.**

Engineer: Cooney Hollow Landslide, GeoMechanics has been notified of Council's decision to hire them. We're still waiting to hear back from the Heitzenraters, whose property has to be entered upon in order to do the bores.

Mr Shoup also mentioned he received Penn Energy's geotech report on Amsler Ridge Road that day. He recommends the Borough engage an outside geotech to review their study. He recommends that Garvin, Boward and Beitko be hired to do so. Mr Askar suggests that Penn Energy should have to pay for the review. The Solicitor will draft an agreement between the Borough and Penn Energy for all work associated with Borough Roads in the course of developing wells.

Old Business:

Cortright demolition should be finished on the 26th or 27th.

Mrs Mutschler wants to be sure the new employees in Public Works start receiving health insurance when they come off probation and Mr Dietz be removed and given his COBRA rights. This will be taken care of.

Mrs Mutschler mentioned the tv monitor for Council Chambers. Mr Burns questioned the need. **Motion by Mrs Mutschler, seconded by Mr Morrone, to purchase a large screen tv and brackets for not more than \$500, all voted eye except Mr Burns who opposed.**

New Business:

Office Assistant and CEO wages; Mrs Mutschler feels the Personnel Committee should review this first.

Mayor Borato would like to renew the Police Secretary's contract. This will be discussed during Executive Session.

Janicki Subdivision. This is a simple subdivision, turning one lot into two and they are asking for a waiver of the 24 foot roadway and cull de sac, because it adjoins a Borough Road that is gravel and ten feet wide. Mr Burns asked if this is similar to the house being built on the private road off Howard road. It was determined that it is and they will have to widen the road, in which case the Borough should widen its section of the road. A consultant for the Janicki's is present and discusses the plans. **Motion by Mr Morrone to table the Janicki subdivision, seconded by Mr Burns , all voted aye.**

Dreyer Subdivision. This eliminates one lot line and creates a new lot line. **Motion by Mrs Skonieczny, seconded by Mr Bucuren to approve the Dreyer subdivision all voted aye.**

Mr Bucuren asked if Council is going to fill the recently vacated position in Public Works? **Motion by Mr Morrone, seconded by Mr Bucuren to advertise the position, after the Personnel Committee reviews it, all voted aye.**

Mrs Mutschler asked about the lights on Economy Way, they are on 24/7. The Manager will contact Yates.

Mr Fetkovich is concerned with the lack of progress at NLSC and is receiving complaints. Council should receive an update.

Mrs Mutschler asked about her previous request for an annual report from the Zoning Hearing Board. The Manager will contact the Board's Solicitor to see if he will do a report.

The Manager asked for direction regarding the two employees whose pay were withheld last week. This will be discussed in Executive Session.

Motion by Mrs Skonieczny, to suspend the regular meeting and go into executive session, seconded by Mr Morrone, all voted aye.

Motion to return to regular session by Mrs Skonieczny, seconded by Mr Bucuren, all voted aye.

Motion by Mrs Mutschler, seconded by Mrs Skonieczny, to renew the Police Secretary's contract at \$21.50 (a 50 cent increase) all voted aye.

Motion by Mrs Mutschler to pay the two employees whose pays were withheld last week, seconded by Mr Burns, all voted aye.

Motion by Mrs Skonieczny, seconded by Mrs Mutschler, to terminate BIU as one of the Borough's third party building inspectors, all voted aye.

Motion by Mrs Mutschler, seconded by Mr Morrone, to adjourn the meeting at 10:45 pm, all voted aye.

Submitted by

Randy S Kunkle
Borough Manager

**Economy Borough
List of Checks
As of February 12, 2019**

Date	Num	Name	Amount
100.00 · General Fund Accounts			
100.001 · Gen'l Fund Reg Checking - 2783			
02/07/2019	27374	ADT Security Services	-49.62
02/07/2019	27375	Aflac	-253.50
02/07/2019	27376	Ambridge Lumber Company	-10.00
02/07/2019	27377	Amcom Office Systems, Inc.	-352.71
02/07/2019	27378	American Rock Salt Company LLC	-88,350.48
02/07/2019	27379	Animal Control Services	-550.00
02/07/2019	27380	Aramark Uniform Service	-485.32
02/07/2019	27381	Axon Enterprise, Inc.	-6,330.00
02/07/2019	27382	Baierl Ford (Trk)	0.00
02/07/2019	27383	Beaver County Dept of Waste Management	-90.00
02/07/2019	27384	Beaver County District Attorney	-400.00
02/07/2019	27385	Beaver County Times-Newspapers Inc.	-232.70
02/07/2019	27386	Beaver Valley Police Chiefs Association	-30.00
02/07/2019	27387	Beaver Valley Sheet Metal Co.	-2,863.95
02/07/2019	27388	Cintas	-38.93
02/07/2019	27389	Columbia Gas	-2,311.00
02/07/2019	27390	Comcast 0029740	-620.18
02/07/2019	27391	Duquesne Light Company	-1,137.80
02/07/2019	27392	Economy Plumbing & Heating Co.	-11.68
02/07/2019	27393	F.O.P. Lodge #37	-174.00
02/07/2019	27394	FNB Commercial Credit Card	-1,477.03
02/07/2019	27395	Galls LLC	-476.75
02/07/2019	27396	Guth Laboratories, Inc.	-37.79
02/07/2019	27397	Home Depot Credit Services	-540.38
02/07/2019	27398	Hunter Truck Sales & Service, Inc.	-262.44
02/07/2019	27399	Incom Supply of Pittsburgh	-594.82
02/07/2019	27400	Janice Jeschke Beall, Recorder of Deeds	-70.00
02/07/2019	27401	JC Ehrlich Co., Inc.	-91.98
02/07/2019	27402	Markl Supply Company, Inc.	-84.00
02/07/2019	27403	MDIA	-795.00
02/07/2019	27404	MGSof-Net, Inc.	-275.00
02/07/2019	27405	Murphy Tractor-Powerplan	-521.64
02/07/2019	27406	Napa-aStation Auto Parts	-635.47
02/07/2019	27407	Occidental Life Insurance Co of NC	-27.82
02/07/2019	27408	PGH Networks	-99.00
02/07/2019	27409	PoliceOne.com Academy	-1,482.00
02/07/2019	27410	Professional Graphic Communications Inc.	-380.56
02/07/2019	27411	Reed Oil Company	-2,145.02
02/07/2019	27412	Reliance Standard Life Insurance	-330.00
02/07/2019	27413	S & D Calibration Services, Inc.	-228.00
02/07/2019	27414	Shoup Engineering Inc.	-892.50
02/07/2019	27415	Smitty's Service.	-1,504.55
02/07/2019	27416	Stephenson Equipment, Inc.	-871.67
02/07/2019	27417	Teamsters Local Union 250	-335.00
02/07/2019	27418	Thomas, John C.	-129.00
02/07/2019	27419	Trans Union LLC	-30.00
02/07/2019	27420	Tri-State Hose & Supply Company	-40.12
02/07/2019	27421	Triangle Gasoline Company, Inc.	-429.80
02/07/2019	27422	Verizon S0007576-Business	-18.67
02/07/2019	27423	Verizon Wireless-542192420	-577.51
02/07/2019	27424	Vi-HAUS	-875.50
02/07/2019	27425	W. PA Teamsters Emp Welfare Fund	-22,289.88
02/07/2019	27426	Wine Concrete Products, Inc.	-230.00
Total 100.001 · Gen'l Fund Reg Checking - 2783			-143,070.77
Total 100.00 · General Fund Accounts			-143,070.77
TOTAL			-143,070.77