

**MINUTES  
FORD CITY BOROUGH COUNCIL  
REGULAR MEETING  
LOCATION - FORD CITY PUBLIC LIBRARY  
DECEMBER 6, 2004**

- CALL TO ORDER** Council President Steve Kozuch called the meeting to order at 6:01 p.m.
- AUDIO TAPED** Council President Kozuch informed everyone the meeting is being audio and video taped.
- PLEDGE OF ALLEGIANCE**  
Council President Kozuch led everyone in reciting the Pledge of Allegiance.
- ROLL CALL** Terry Tokarek, Homer Pendleton, John Rudosky, Steve Kozuch, Tim Malec, and Dan Cousins were present.
- ATTENDANCE** Also attending were, Mayor Pyle, Dave Nichols - N.S.E.I., Marc Mantini - Planning Commission & and Solicitor Frank Allan Wolfe.
- ANNOUNCEMENTS** Council President Kozuch read a list of announcements and Councilman Cousins made an announcement. (Attached)

**CITIZEN COMMENTS**

JoEllen Bowman - HAVIN, explained their Annual Adopt a Family Program is underway. HAVIN is accepting gifts for needy families that used their services during the year. There will be a Community Awareness Day on Monday, January 10, 2005 and any community leaders interested in participating please contact her.

Tom Ondrusek, 1117 6<sup>th</sup> Avenue, explained he would like to know who actually owns the Clock Tower? Does the Clock Tower belong to Ford City Borough or the Ford City Lion's Club? Solicitor Wolfe stated the Clock Tower is on Ford City Borough Property and belongs to Ford City Borough. Ondrusek explained he received a call from the Borough Secretary informing him there should not be anything stored in the Clock Tower. Ondrusek stated he was told that any items stored in the Clock Tower will be removed and thrown away.

Council President Kozuch explained further information is needed and this will be looked into.

Marc Mantini - M.C.T.A. - stated he submitted, to the Borough Office, the minutes from the M.C.T.A. meeting.

**G.F.C.C.D.C.  
12-6-2004  
REGULAR  
COUNCIL MTG  
APPROVED ON  
1-11-2005**

Council President Kozuch explained the next Public Meeting of the G.F.C.C.D.C. will be held on Tuesday, December 14, 2004 at 5:00 p.m. at the Ford City Public Library.

Council President Kozuch explained the Caracal Ribbon Cutting will be held on Tuesday, December 14, 2004.

Council President Kozuch explained that Tina Clark is the Office Manager and the position of Executive Director is vacant at this time. Status reports will be prepared for future meetings.

Rudosky made a motion to grant permission to G.F.C.C.D.C. and Caracal to post temporary directional signs for the ribbon cutting ceremony. Seconded by Cousins. Motion Carried. 6-0 Unanimous

Rudosky made a motion to approve the Change Order #2, increase the cost of the project in the amount of \$80,120.00, increasing the total contract price to \$2,834,302.00, with the stipulation Caracal is responsible to pay for this increase as per the agreement and to authorize Council President Kozuch to sign this agreement. Seconded by Pendleton. Motion Carried. 6-0 Unanimous

#### MINUTES

Pendleton made a motion to accept the minutes of 11-1-2004 as presented. Seconded by Rudosky. Motion Carried. 6-0 Unanimous

Rudosky made a motion to accept the minutes of 11-18-2004 as presented. Seconded by Malec. Motion Carried. 6-0 Unanimous

#### POLICE REPORT

Mayor Pyle explained total fines collected for the month of November 2004 are in the amount of \$1,377.00. Mayor Pyle read the Mayor's Report for December 2004.

Mayor thanked members of the Business Association for the great light up night held on Friday, December 3, 2004. It was great to see hundreds of people on the streets participating in this event.

Mayor Pyle explained that many citizens inquire why the restrooms on the Trail are not open more often. It is because of vandalism. The restrooms and the trail were recently vandalized.

Mayor Pyle explained he will formally resign his position of Mayor effective Monday, December 20, 2004.

Rudosky made a motion to accept the resignation of Mayor Pyle effective 12-20-2004. Seconded by Pendleton. Motion Carried. 6-0 Unanimous

Cousins made a motion to advertise that Ford City Borough Council is accepting letters of interest for the position of Mayor. Seconded by Malec. Motion Carried. 5-1 Rudosky votes no.

Rudosky explained Mayor Pyle has requested two weeks time to work with his replacement. If time the position is advertised then Mayor Pyle will not be able to work with the replacement. Rudosky explained he voted no because there have been two letters of interest already submitted for the Mayor's position. Rudosky explained he is prepared to make a motion to appoint this evening.

A discussion followed.

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Pendleton stated he would like to interview candidates for the position of Mayor.

Rudosky made a motion to accept the Police Report and the Mayor's Report. Seconded by Cousins. Motion Carried. 6-0 Unanimous

Council President Kozuch asked Solicitor Wolfe if council should enter Executive Session to discuss this topic?

Cousins stated he does not feel this is a topic for Executive Session. This was already voted on 5-1 to advertise. Cousins stated this is something that should not be done lightly. Cousins stated one of the letters of interest is from an unqualified candidate. Cousins explained this position just became available about a minute ago.

All members of council expressed their thanks to Mayor Pyle and wished him well in his new position as the Representative of the 60<sup>th</sup> District.

Mayor Pyle thanked the citizens for Ford City and left the meeting to attend a Leo Club function at Ford City High School.

#### COMMITTEE REPORTS

Council President Kozuch explained the water reports are available in the Borough Office. (Reports attached)

Rudosky made a motion to accept the water reports. Seconded by Cousins. Motion Carried. Unanimous 6-0

Pendleton read the Treasurer's report for October 2004. Total Borough funds are in the amount of \$1,470,638.95. Pendleton explained the bills to approve are in the amount of \$86,976.85.

A discussion took place concerning two Public Utility checks, 600574 & 600576. The reason the payment of these two checks was made will be researched.

Rudosky made a motion to accept the Treasurer's Report for the month of July 2004 and pay the bills as money becomes available as approved by the Finance Committee except for two bills on the additional bill list in the amount of \$144.00 and \$312.93. Seconded by Malec. Motion Carried. Unanimous 6-0

ENGINEER REPORT Dave Nichols, Nichols & Slagle Engineering, submitted his report for December 2004. (Attached)

Nichols explained Penndot has been notified that S & T Bank has restored the asphalt roadway.

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Nichols reported that the final bid documents for the Ford Street Restoration Project still require information from Armstrong County. Carmen Johnson - Armstrong County Planning will provide this information once they receive the cooperative agreement between the Borough and County. Nichols explained Johnson expects the agreement from the Appalachian Regional Commission to be received in

January 2005. Nichols explained that awarding the bid for the Ford Street Restoration Project cannot proceed until this ARC agreement is received.

Nichols stated the construction can still be completed before Summer 2005.

Nichols explained the Borough, as the owner, has an obligation to complete a property inspection of the cap of the PPG Property. An annual inspection must be done and then to submit a status report to DEP. Nichols explained he traversed the property today and did not find any critical problems. Nichols requested authorization to submit the report to DEP.

Pendleton made a motion to authorize Nichols to complete the DEP Cap Report and submit it to DEP. Seconded by Rudosky. Motion Carried. 6-0 Unanimous

Nichols explained the fence and gate security need addressed. Nichols explained residuals should not be stored on the PPG Property.

Rudosky asked if there was anything the Borough could do to expedite the Ford Street Restoration Project. Nichols explained this County is waiting for information from ARC and the Cooperation Agreement between the County and the Borough, which will be voted on tonight, will help the County to proceed with the project.

Rudosky stated the bidding process has been extended, but the construction process has not. Nichols agreed with this statement.

Pendleton explained he and Malec met with a representative from Pashek and suggested a meeting with all of Council, Dave Nichols, and Pashek take place.

Malec stated a meeting has been scheduled for Thursday, December 9, 2004 at 3:00 p.m. Pendleton directed the Secretary to remind all members of council of the meeting. Council President Kozuch asked that Tina Clark - G.F.C.C.D.C. be included in this meeting too.

Rudosky asked if it would be proper to move item #2, Cooperation Agreement between Armstrong Co. And Ford City Borough, on the agenda to be discussed next? Council President stated it could be moved.

Rudosky made a motion to accept the Engineer's Report as presented and move agenda item #2 up. Seconded by Malec. Motion Carried. 6-0 Unanimous

#### COOPERATION AGREEMENT BETWEEN ARMSTRONG CO. & FORD CITY BOROUGH

Rudosky made a motion to approve the Cooperation Agreement between Ford City Borough and Armstrong County for the Ford Street Improvement Project and authorize the Council President to sign the agreement. Seconded by Pendleton. Motion Carried. 6-0 Unanimous (Agreement Attached)

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12-6-2004

REGULAR  
COUNCIL MEETING  
STOP SIGN ORDINANCE

APPROVED ON  
1-11-2005

Rudosky made a motion to approve the Ordinance providing for the placement of Stop Signs at the intersection of 11<sup>th</sup> Street and 6<sup>th</sup> Avenue. Seconded by Tokarek.

Motion Carried. 6-0 Unanimous (Ordinance Attached)

A discussion took place concerning the notification of the citizen of the new stop signs.

PDP

Solicitor Wolfe stated he is still working on it and requested additional time to prepare a draft of the ordinance. Wolfe stated he will have a draft ready for the January 2005 meeting. Wolfe explained building standards must be included with the ordinance too.

MASSELLO/COUSINS

Councilman Cousins presented pictures of water damage done to 239 and 245 Main Street, Ford City. Cousins explained this damage is due to water run off from the Penndot Highway and Ford City Borough repairing a water line break. This condition has existed for almost three years. Cousins explained Penndot and the Borough have been notified of this problem. Cousins requested a resolution to the problem. Cousins submitted a bid from T.C. & T.R. Kelly in the amount of \$3,200.00 to repair the damage. (Attachments)

A very lengthy discussion took place.

Cousins made a motion to approve the work to completed by T.C. & T.R. Kelly in the amount of \$3,200.00.

Malec stated his concern is if repair work in done at this time and grass is planted now it will not grow until Spring.

Cousins responded so just leave it like it is.

Malec stated the Borough Employees should fill the ditch in. Pendleton agreed with the comment.

Cousins asked where have the worker's been?

Kozuch stated the motion fails for lack of a second.

Borough Engineer Nichols stated the Borough could try to make a French Drain.

The discussion continues.

Tokarek made a motion to instruct the Borough Worker's to alleviate the problem temporarily until Penndot addressed the problem. Seconded by Pendleton. Motion Carried. 5-1 Malec votes no because if the water is piped over the hill this will become a problem for one specific area.

Pendleton made a motion to pursue Penndot or the State Legislation for a permanent solution to this problem. Seconded by Cousins. Motion Carried. 6-0 Unanimous

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CHEMICAL SUPPLIERS - 2005

Pendleton submitted the list of Chemical Suppliers for 2005. (Attached)

Rudosky made a motion accept the list of Chemical Suppliers as presented. Seconded by Cousins. Motion Carried. 6-0 Unanimous

PSAB SEMINAR

Rudosky made a motion to authorize the Chief of Police and any council person to attend the Police Seminar on Wednesday, January 12, 2004 to be held in Allegheny County at a cost of \$35.00 per person, reimburse for mileage and all attendees must car pool to save money. Seconded by Pendleton. Motion Carried. 6-0 Unanimous

MEETING DATES 2005

Cousins made a motion to advertise the Council Meeting dates for 2005 as presented. Seconded by Rudosky. Motion Carried. 6-0 Unanimous (Attachment)

NATURE'S BLEND

Rudosky read a letter to the Borough from Nature's Blend dated 11-15-2004 regarding their renewal application to DEP for their Title V permit. (Attachment)

Rudosky explained complaints have been received from various citizens and suggested sending a letter to the DEP and inform them there is a problem.

Rudosky stated a letter should be sent to Nature's Blend explaining the Borough is sending a letter to DEP regarding the complaints citizens have explained to their councilman.

Rudosky made a motion to forward a letter to the DEP regarding their renewal application for their Title V permit. Seconded by Cousins. Motion Carried. 6-0 Unanimous

SOLICITOR COMMENTS

Solicitor Wolfe has no comments at this time.

MAYOR COMMENTS Mayor Pyle previously left the meeting.

COUNCIL COMMENTS

Cousins asked everyone to stop and check out the new businesses along Ford Street Stated Light-Up night was a great success for the Ford City Business & Professional Assoc.

Good Luck to Mayor Pyle in his new position as the Representative of the 60<sup>th</sup> District. Cousins explained there is a bus traveling to Harrisburg for the swearing in ceremony. Citizens wishing to go along on the bus should contact Mrs. Janet Pyle.

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Cousins stated the Borough has discussed adopting a Property Maintenance Code to be used for "slum landlords". Cousins stated the Borough should get their own house in order before tackling the problem of "slum landlords".

Malec had no comments at this time.

Tokarek stated it was a great Light-Up Night.

Pendleton stated it was great Light-Up Night and he will be trying to arrange for fireworks for New Years Eve.

Pendleton explained since cold weather is here , Family Life TV would like to make arrangements to run the wires for televising the council meetings through a wall or door of the Library. Council President Kozuch explained he had previously spoken to David Croyle concerning this request and Family Live TV will cover the expenses to run the wire. Kozuch explained Croyle should work with the Library Board to facilitate this project.

Rudosky stated is was a great Light Up Night and welcomed the new businesses to town. Rudosky wished Jeff Pyle well on his newly elected position as the Representative to the 60<sup>th</sup> District.

Rudosky explained he received a request from the office staff to change their days off for the Christmas Holidays.

Rudosky made a motion to grant permission to the Office Staff to close the Borough Office on Friday, December 24, Monday, December 27, and Friday, December 31, 2004. Seconded by Pendleton. Motion Carried. 6-0 Unanimous

Rudosky made a motion to instruct the Codes Officer to take immediate action to issue a citation to the owner of the dirt placed on the Borough Street located on the 300 Block of 5<sup>th</sup> Street. Seconded by Malec. Motion Carried. 6-0 Unanimous

Council President Kozuch wished Mayor Pyle the Best of Luck as he moves into his new position as the Representative of the 60<sup>th</sup> District.

#### EXECUTIVE SESSION

Rudosky made a motion, at 7:37 p.m., to enter Executive Session to discuss personnel. Seconded by Cousins. Motion Carried. 6-0 Unanimous

REGULAR SESSION Pendleton made a motion, at 8:15 p.m., to re-enter Regular Session. Seconded by Rudosky. Motion Carried. 6-0 Unanimous

ADJOURNMENT Rudosky made a motion at 8:16 p.m. to adjourn. Seconded by Pendleton. Motion Carried. 6-0 Unanimous

Lisa Bittner  
Borough Secretary

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