

**MINUTES
FORD CITY BOROUGH COUNCIL
REGULAR MEETING
LOCATION - FORD CITY PUBLIC LIBRARY
MAY 3, 2004**

- CALL TO ORDER** Council President Steve Kozuch called the meeting to order at 6:00 p.m.
- ROLL CALL** Terry Tokarek, Homer Pendleton, Steve Kozuch, Dan Cousins and John Rudosky. Tim Malec was absent because of a scheduled vacation.
- ATTENDANCE** Mayor Pyle, Dave Nichols - N.S.E.I., Ron Dillard - Ford City Zoning, and Solicitor Frank Allan Wolfe.
- 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.
- ANNOUNCEMENTS** Council President Kozuch read a list of announcements. (Attached)
- G.F.C.C.D.C.** Nothing to report for this month because they are in the process of hiring a new staff.
- MINUTES** Rudosky made a motion to accept the minutes of 4-5-2004 . Seconded by Cousins. Motion Carried. 5-0 Unanimous.

CITIZEN COMMENTS

Nathan Davis - Boy Scout Troop 670, thanked town council for granting their permission to store a troop supply trailer on Borough property.

Maddie Riddell - Butler County Blind Assoc. explained there is now an office in the Armstrong County Health Center and they are able to offer services here in Armstrong County.

Liz Robert Shaw - Butler County Blind Assoc. explained free transportation is provided for doctors visits and grocery shopping. They are available to read mail. Magnifiers for reading are offered and sold at cost. There toll free number is 866-382-4232.

Al Garay requested a meeting with the councilmen in his ward. Rudosky will contact him tomorrow and schedule a meeting.

John M. Lux - Fireman, spoke in opposition of repealing Ordinance 474, which forbids parking in the alley.. Lux explained he experienced a recent alley parking problem and could not enter his garage because of a car parked in the alley. Lux stated there would be a problem with fire trucks needing access to the alleys when responding to a fire call.

regular
meeting
minutes
5-3-2004
approved on
6-7-2004

Council President took an informal poll of council members and all stated they are not in favor of removing Ordinance 474.

Lux explained fire trucks are built much wider than in previous years. The emergency trucks need access to the alleys.

Mayor Pyle stated that over 120 tickets were issued. Residents should have been given a warning before an ordinance that has not been enforced for 30 years is enforced. Mayor Pyle stated cars without registration are next.

Tom Burk explained his position is the same as John M. Lux's. Adding that the police should enforce the laws that are in place. The fact that the law was not enforced does not make it okay to park. Burk stated he encourages the police to enforce the law.

Councilman Cousins explained the police are working on the abandoned cars parked around town.

Tina Miller - Library Board, thanked all residents who voted for the Library Referendum. Miller explained during the month of May tupperware may be ordered through the library as a fund raiser.

Ron Heffelfinger - 408 5th Avenue, explained he is having a parking problem and would like to try to obtain off street parking. Council president Kozuch instructed the Borough Secretary to contact Fred Dzugan - Codes Officer and ask him to call Mr. Heffelfinger.

Dennis Truckley explained he received a ticket for parking on the sidewalk. Councilman Rudosky suggested Mr. Truckley contact the police or the mayor. They may have an alternative.

POLICE REPORT Rudosky made a motion to accept the Police Report for April 2004 with receipts in the amount of \$1724.00. Seconded by Cousins. Motion Carried. 5-0 Unanimous (Report Attached)

MAYOR'S REPORT Mayor Pyle read his report. (Attached)

WATER REPORT Council President Kozuch explained the water reports are available in the Borough Office.

Cousins made a motion to accept the Water Reports. Seconded by Rudosky. Motion Carried. 5-0 Unanimous (Reports Attached)

regular

FINANCE REPORTS Pendleton read the Treasurer's Report for the month of March 2004. Total Borough Funds are \$323,760.58. Unpaid bills are in the amount of \$39,357.43.

minutes

5-3-2004

approved on

6-7-2004

Rudosky made a motion to accept the Treasurer's Report for the month of March 2004 and pay the bills as money becomes available as approved by the Finance Committee. Seconded by Pendleton. Motion Carried. Unanimous 5-0

(Reports Attached)

ENGINEER REPORT Dave Nichols - N.S.E.I., explained inventory of the water services along Ford Street are complete. Test holes were taken on Ford Street to determine what the sub base was like. It revealed things that were not expected. The cement is badly decayed and not adequate to build on and will have to be replaced with a sub base. Nichols explained a dry mix cement on top of sand may be used as a sub base.

Nichols explained he researched the request made by OEM Shades to change the size of the water meter. Nichols stated there would not be a problem down sizing from a 2" Meter to a 1-1/2" Meter. Nichols recommended OEM Shades pay all costs associated with the meter change. (Report Attached)

Rudosky made a motion, as recommended by the Engineer, to grant permission to OEM Shades to replace the existing 2" meter with a 1-1/2" meter subject to OEM Shades willing to reimburse the Borough for any costs encountered with the meter change. Seconded by Pendleton. Motion Carried. 5-0 Unanimous.

FIRE TAX FUND Pendleton made a motion to replace the amount of \$3892.00 to the Fire Fighting Equipment fund with money from the General Fund. Seconded by Rudosky. Motion Carried. 5-0 Unanimous

FILTER BED MEDIA Dave Nichols explained three quotes were received for replacement of Filter Bed Media. Nichols reviewed them and recommended, upon discussion with Patrick Cujas - Licensed Filter Plant Operator, American Carbon Services be awarded the work for an amount of \$16,916.93. (Copies of quotes included)

Cousins made a motion to award, as recommended by the Borough Engineer, American Carbon Services the filter bed media replacement in the amount of \$16,916.93 subject to negotiations of a payment schedule. Seconded by Rudosky. Motion Carried. 5-0 Unanimous

PATCHING 2004 Dave Nichols explained only one bid was received for the patching work to be done in 2004. The bid is from Winters & Fleming, 222 Airport Road, Butler, PA 16001 in the amount of \$185/ton installed and a total of \$24,050.00 for the 130 tons advertised. Nichols explained they are proposing to complete the work by 6-30-2004. Nichols explained the amount of tonnage may be adjusted. (Bid Attached)

Rudosky made a motion to accept the bid from Winters & Fleming in the amount of \$24,050.00 for 130 ton patching at a unit cost of \$185.00/ton installed. Seconded by Cousins. Motion Carried. 5-0 Unanimous

regular

PARK DEVELOPMENT PLAN

minutes

5-3-2004

approved on

6-7-2004

Solicitor Wolfe explained a public hearing is the next step and that the hearing must be advertised. Wolfe explained he is working on a draft of the ordinance.

Pendleton suggested members of the Zoning Board and Planning Commission also attend this hearing.

Council President Kozuch asked the secretary to coordinate a meeting date when everyone would be available to attend.

BUSHES BY BOROUGH BUILDING

Council President Kozuch explained the bushes behind the Borough Building are attracting bees and are a safety hazard.

Cousins made a motion to authorize Dan Cousins to cut off at ground level the bushes in the planter behind the Borough Building and spend the amount not to exceed \$100.00 for purchase of perennials to be planted in the planter. Seconded by Rudosky. Motion Carried. 5-0 Unanimous

GAZEBO REFUNDS A discussion took place concerning the mandatory donation used to reserve the Gazebo.

Cousins stated the Gazebo is not used more than half a dozen times a year. The money generated from this fee was to be used toward maintenance of the Gazebo. Cousins explained he is not sure there should be a charge at all.

Rudosky stated there should be no refund.

Pendleton made a motion to not return the mandatory deposit. Seconded by Rudosky. Motion Carried. 4-1 Cousins votes no.

WELL #2 Council President Kozuch explained maintenance on Well #2 is scheduled for this year and a quote in the amount of \$9,999.00 has been received from Prosonic. Prosonic has been used in previous years and they are recommended by Pete Milito to perform this work. (Quote Attached)

Rudosky made a motion to accept the quote of \$9,999.00 from Prosonic accepting the four payment schedule. Seconded by Pendleton. Motion Carried. 5-0 Unanimous

RIVERS OF STEEL Solicitor Wolfe explained some clarifications are needed on the document. An example is on page 2, item #7 who must pay the fee of \$1,550.00? (Document Attached)

Cousins made a motion to table this item until the next meeting. Seconded by Pendleton. Motion Carried. 5-0 Unanimous.

CHRISTMAS DECORATIONS

regular
meeting
minutes

Pendleton explained the Borough received a letter from the Ford City Area Business & Professional Assoc. asking for a donation toward the Christmas Light Project. Pendleton asked everyone to think about this request and asked that this be placed on the next agenda for discussion.

COUNTY CAPITAL IMPROVEMENTS

5-3-2004
approved on
6-7-2004

Pendleton explained action was taken by council to place property owned by Eljer in a Keystone Opportunity Zone, which is tax exempt. Pendleton asked for

approval to send a letter to the Armstrong County Commissioner's. Pendleton explained the county commissioners explained they may be able to assist Ford City Borough with a capital project since Ford City Borough was willing to accommodate the request of Eljer and place their property in a KOZ.

Cousins asked would it be appropriate for the Council President to sign this letter instead of the Vice-President? Solicitor Wolfe answered yes. (Letter Attached)

Pendleton made a motion to authorize the Council President to sign the letter being sent to all the Armstrong County Commissioners. Seconded by Cousins. Motion Carried. 5-0 Unanimous.

SUMMER OFFICE HELP

Rudosky made a motion to hire Katherine Czekanski for the summer office staff position. Seconded by Cousins. Motion Carried. 5-0 Unanimous

PAVING SEMINAR

Rudosky made a motion to authorize a minimum of two street department members attendance at the paving seminar in Indiana, PA on May 19 and May 20 and pay the prevailing rate for their lunches and pay for travel time. Seconded by Pendleton. Motion Carried. 5-0 Unanimous

Rudosky made a motion that any council member be authorized to attend the paving seminar and pay any expenses they incur and in the event a council man is not available then Pete Milito - Street Foreman should attend. Seconded by Pendleton. Motion Carried. 5-0 Unanimous

PHOENIX FCD

Rudosky made a motion to pay Solicitor Wolfe for his legal services and mail a letter to Phoenix FDC because they are in arrears for an invoice in the amount of \$1,141.00 which was sent to them on March 5, 2004. Seconded by Cousins. Motion Carried. 5-0 Unanimous

MOVING WALL

Rudosky made a motion to authorize the Borough Secretary to represent Ford City Borough at the Moving Wall Opening Ceremony to be held in Shannock Valley on May 6, 2004 at 10 a.m. Seconded by Cousins. Motion Carried. 5-0 Unanimous

SOLICITOR COMMENTS

Solicitor Wolfe asked for an Executive Session.

MAYOR COMMENTS

Mayor Pyle had no comments at this time.

COUNCIL COMMENTS

meeting
minutes
5-3-2004
approved on
6-7-2004

Council President Kozuch explained during the past few months the Armstrong County Commissioners, representative from the State of Pennsylvania, various Ford City Borough Council members, and representatives from Eljer. During these meetings, Eljer asked Ford City Borough place them in a KOZ. Kozuch explained there will be a financial burden on Ford City Borough because of placing the Eljer property in a KOZ.

Councilman Rudosky explained the loss each year will be almost \$20,000 in Real Estate Taxes, which at this time is 6% of the entire Real Estate Tax. Rudosky explained the KOZ is retroactive from January 1, 2004 until December 31, 2010. There was a deadline of May 1, 2004 for making this KOZ decision. During a special meeting of Borough Council on Monday, April 26, 2004 a vote was taken to place the property in the KOZ.

Councilman Cousins welcomed Donna Kornazsiewicz back to the CDC. Cousins thanked Kim Petrie for all her hard work. Cousins recommended everyone see the Moving Wall if they are able. Cousins congratulated Mayor Pyle and Barry Cryter on their wins in the elections. Cousins stated the candlelight service sponsored by the Ford City Lions will be held Sunday, May 30, 2004 and is worth participating. Cousins explained Camp Cadet is accepting applications for children beginning at age 12. Information may be obtained on the Lenape Elementary web site.

Councilman Pendleton thanked Kim Petrie for her work at the CDC and wished her luck on her next job. Pendleton welcomed Donna Kornasiewicz back to the CDC.

Councilman Tokarek had no comments at this time.

Council President Kozuch thanked everyone for all their hard work. Kozuch thanked Kim Petrie for all her work and stated to Donna Kornasiewicz that he was glad she was back. Kozuch congratulated all the candidates who won in the primary.

EXECUTIVE SESSION

Rudosky made a motion a motion to enter Executive Session to discuss personnel. Seconded by Cousins. Motion Carried. 5-0 Unanimous

Executive Session entered at 7:35 p.m.

REGULAR SESSION Council President Kozuch explained regular session will be re-entered.

ADJOURNMENT Rudosky made a motion to adjourn the meeting. Seconded by Cousins. Motion Carried. 5-0 Unanimous

Meeting adjourned at 7:50 p.m.

Lisa Bittner
Borough Secretary

regular
meeting
minutes
5-3-2004
approved on
6-7-2004