

**MINUTES
FORD CITY BOROUGH COUNCIL
REGULAR MEETING
LOCATION - FORD CITY PUBLIC LIBRARY
JULY 11, 2005**

- CALL TO ORDER Council Vice-President Homer Pendleton called the meeting to order at 6:04 p.m.
- AUDIO TAPED Council Vice-President Pendleton informed everyone the meeting is being audio and video taped.
- PLEDGE OF ALLEGIANCE Council Vice-President Pendleton lead everyone in the Pledge of Allegiance.
- ANNOUNCEMENTS Council Vice-President Pendleton read a list of announcements. (List Attached)
- ROLL CALL Terry Tokarek, Homer Pendleton, John Rudosky, Tim Malec, Dan Cousins, and Mayor Lux were present. Steve Kozuch was absent.
- ATTENDANCE Solicitor Frank Allan Wolfe and Dave Nichols - N.S.E.I. were also in attendance.
- G.F.C.C.D.C. Vice-President Pendleton stated that there was no one present from the G.F.C.C.D.C. and that no information was available.
- MINUTES Councilman Rudosky made a motion to accept the minutes of 6-6-2005. Seconded by Tokarek. Motion Carried. Unanimous 5-0
- CITIZEN COMMENTS Linzie Huet, Ford City Highschool Varsity Cheerleader Captain, wished the Ford City Sabers good luck this season. Janelle Crownover stated that on Sunday, August 7, 2005, pictures with the football players will be taken at the football field. On August 10, the cheerleaders will be painting signs at the football field. August 14, 2005 will be Saber Kickoff Day at the football field. She stated that the cheerleaders will hold a carwash on July 16, 2005 at AutoZone from 10am until 3pm. She thanked the borough for allowing the cheerleaders to speak tonight.
- Eugene Banks spoke about the Crime Watch Program. He stated that 40 people signed up for the program during Heritage Days. He thanked everyone for their support, especially Mayor Lux. Banks stated that the Crime Watch Program would like to hold a rally at the gazebo in the Borough Park for their next meeting for "National Crime Watch Night Out."
- Councilman Cousins made a motion to approve the use of the Gazebo on Tuesday, August 2, 2005 at 7:00 p.m. for the Crime Watch National Night Out. Seconded by Rudosky. Motion Carried. Unanimous 5-0
- Al Garay submitted pictures and a list to Councilman Malec concerning cleaning Boulder Park. Garay stated that he would help clean Boulder. He asked what the orange and white marks are on Fifth Avenue from 8th Street down? Councilman Pendleton stated that it may be the work of PennDot. Councilman Malec stated that some orange lines on 5th Avenue that were water line marks. Garay stated that the area consisting of the P&M Repair building

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needs cleaned because it looks like a waste site. He stated that there are drums of oil on the property. Councilman Pendleton stated that the place has been sold. Garay would like signs placed at Boulder Park reminding citizens that no pets are permitted in the playgrounds. He stated that he is still requesting a meeting with Council members, especially those in Ward 1.

Carl Bromley thanked Council for their cooperation in allowing the canoe group from Michigan to use the 7th Avenue Playground. He stated that the wood that was to be used for the bonfire is still at 3rd Avenue. Bromley stated that if the Football Boosters will not be holding a bonfire this year, to notify him and he will have the wood removed. He thanked Divine Redeemer School for allowing them to hold their PowerPoint Presentation in the school. Bromley also thanked Terry "Hoss" Tokarek for helping out. Bromley stated that the Ford City Business & Professional Association has no representatives on the CDC Board. He stated that Mark Haneky and himself were recommended to the Board.

Marc Mantini asked if the representatives from Eljer had contacted Council about moving. He suggested renegotiating the KOZ Zone. Councilman Rudosky stated that nothing can be done once a KOZ Zone is designated. Mantini asked if any streets or alleys will be paved this year. Councilman Pendleton stated that Ford Street is the top priority and that funds are being reserved for that particular street. He stated that some patching is taking place.

POLICE REPORT

Mayor Lux submitted the Police Report for June 2005. He stated the Magistrate fines in the amount of \$1,456 has been received for May 2005. He stated that Prothonotary fines received for May 2005 were in the amount of \$446.22. Lux stated that Magistrate fines in the amount of \$1,353.78 were received for June 2005. He stated that total fines received were in the amount of \$1,135.00. (Report Attached)

Councilman Cousins made a motion to accept the Police Report for the month of June 2005. Seconded by Malec. Motion Carried. Unanimous 5-0

WATER REPORT

Council Vice-President Pendleton explained the water reports for June 2005 are available in the Borough Office. (Reports attached)

Councilman Rudosky made a motion to accept the water reports for June 2005. Seconded by Malec. Motion Carried. Unanimous 5-0

TREASURER'S REPORT

Councilman Pendleton submitted the Treasurer's Report for May 2005. (Report Attached) Councilman Rudosky questioned a bill for \$484.50, submitted on July 8, 2005, in regards to the Zoning Hearing Board. He asked that the bill be removed from the unpaid bill list until further investigation in the charge is done.

Councilman Rudosky made a motion to accept the Treasurer's Report for the month of May 2005, excluding the Zoning Hearing Board Bill for \$484.50 submitted on 7-8-2005, and pay the bills as money becomes available and as approved by the Finance Committee. Seconded by Malec. Motion Carried. Unanimous 5-0

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ENGINEER REPORT 8-8-2005

Dave Nichols - N.S.E.I. submitted the Engineer Report. (Report Attached) He stated that the gas line replacement on Ford Street has been completed.

OLD BUSINESS

FORD STREET Councilman Malec stated that the Ford Street Bids were opened on June 1, 2005 and that unfortunately, they are \$200,000 over-budget. He stated that he had met with the County, State Representative, and Senator's office. Malec stated that the Borough must scale back the project or apply for the Hometown Streets Grant, which is available July 1, 2005 and ends September 30, 2005. He stated that contractors estimated the water line replacement to cost approximately \$125,000. Malec stated that he is hoping the grant will be ready to submit on August 1, 2005. Solicitor Wolfe stated that the County can hold the bids for 60 days, or they may hold them for 90 days with permission from the low bidder.

DOBSON CELLULAR Solicitor Wolfe stated that he has received a phone call from Dobson Cellular today and that Brian Muck is the new person to speak with. Wolfe will prepare the information in writing and submit it to the Borough.

PDP Council Vice-President Pendleton tabled the PDP discussion.

AGREEMENT WITH MTJMA Solicitor Wolfe stated that he needs direction from Council as whether to gate the area off.

BOULDER PARK Councilman Malec stated that Larry Gray has removed the fence around the basketball court. He stated that Stivy Electric has done some work and the lights are now working. Malec stated that the weeds have been sprayed. He is waiting for a call from Truitt Construction. He stated that Ron Olsen has found a backboard that may be used as a model to make frames for the existing backboards.

TAX ABATEMENT ORDINANCE Solicitor Frank Wolfe stated that nothing had occurred from the meeting with the County. Wolfe stated that he will contact the school board to schedule a meeting. He stated that the County will attend the meeting.

ARMNET Solicitor Wolfe stated that he will be contacting District Attorney Scott Andressi to resolve some issues before the meeting with the Council and the District Attorney.

TRASH DAY Councilman Malec explained the need for dumpsters for large items. He is looking to schedule trash day near the first of August. Malec stated that the amount of trash needs to be limited. He stated that Pete Milito will coordinate with someone to pick up all the metal.

HEPATITIS B VACCINATION Vice-President Pendleton tabled this until the next meeting because the Secretary is still working on this.

FIRE HYDRANT - 5TH AVENUE & WATER LINE IN FRONT OF CLOCK TOWER Councilman Malec stated that he has spoken with contractors. He asked if it is possible to put a T valve in front of the Clock Tower. He stated that the Lion's Club cannot finish the Clock Tower Project until there is a T to have the line go to Ford Street.

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DOMINION PEOPLES
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Councilman Malec stated that he met with Rob Jones from Dominion Peoples. He stated that the Borough is not happy with the work done by Dominion. He stated that merchants questioned the liability issues with pedestrians walking on the sidewalks. Malec stated that

Dominion said that they would make things safe. He stated that Dominion told Kling's that they are not fixing the sidewalks in front of the store.

Councilman Malec stated that he asked the Borough Office to pull all the permits issued to Dominion People from the last two years. He stated that he would like to inspect all the places that were worked on.

SIXTH AVENUE

Councilman Malec stated that the brick repairs on 6th Avenue should be completed soon with the amount of money received from Dominion for bad restoration on 6th Avenue. He submitted a bill from Santamaria Landscaping for \$9,055.00. Malec stated that it would cost \$16,700.00 to repair the remainder of 6th Avenue from 11th Street to 14th Street if Council is interested. He stated that there are two large holes in the 1300 block of 6th Avenue which can be repaired for \$5,400.00.

Councilman Rudosky made a motion to pay Santamaria Landscaping \$9,055.00 and then pay the additional money, which has been set aside for this reason, when the bill is submitted .

Councilman Rudosky amended his motion to pay Santamaria Landscaping \$10,019.51. Seconded by Tokarek. Motion Carried. Unanimous 5-0

AUDIT 2004

Councilman Rudosky made a motion to authorize the Council President, Vice-President and the Borough Secretary to sign the representation letter regarding the 2004 Audit and forward it to Maher-Duessel. Seconded by Cousins. Motion Carried. Unanimous 5-0

NEW BUSINESS

CRIME WATCH

This item was discussed when Eugene Banks spoke under CITIZEN COMMENTS.

7TH AVENUE PLAYGROUND

Councilman Cousins made a motion to ratify the use of 7th Avenue Playground by Miranda Adorante on Wednesday, July 6, 2005 from 5:00 p.m. until 7:00 p.m. Seconded by Rudosky. Motion Carried. Unanimous 5-0

GAZEBO REQUEST

Councilman Rudosky made a motion to grant permission to the New Life Center to hold a church service on Sunday, July 31, 2005 from 6:00 p.m. until 9:00 p.m. in the Borough Park. Seconded by Cousins. Motion Carried. Unanimous 5-0

7TH AVENUE PLAYGROUND

Councilman Cousins made a motion to ratify the use of 7th Avenue Playground by Kiera Czekanski on Saturday, July 9, 2005 from 1:00 p.m. until 6:00 p.m. and to authorize the use of 7th Avenue Playground by Kiera Czekanski on Saturday, August 27, 2005 from 1:00 p.m. until 9:00 p.m. Seconded by Rudosky. Councilman Malec stated that the stipulation for using Borough playgrounds is that there be no alcoholic beverages or smoking in the playgrounds Motion Carried. Unanimous 5-0

Minutes of ORDINANCE CODIFICATION

Approved on
8-8-2005

Councilman Pendleton explained the proposal for the re-codification of Borough Ordinances. Councilman Rudosky made a motion to approve the proposal from American Legal Publishing Corporation in the amount of \$7,900.00 for the re-codification of Borough

Ordinances. Seconded by Tokarek. Motion Carried. Unanimous 5-0

ADMINISTRATION FEE Solicitor Wolfe explained the administration fee that may be charged to employees having income withheld for support. Councilman Rudosky made a motion to allow the federally mandated fee to be deducted from any employee that has caused the Borough to receive an order/notice to withhold income for support. Seconded by Cousins. Motion Carried. Unanimous 5-0

DENSMORE Councilman Cousins made a motion to table this request until further information requested by the Police Department is obtained. Seconded by Malec. Motion Carried. Unanimous 5-0

ZONING BOARD Councilman Rudosky made a motion to advertise for two Zoning Board members and two alternates. Seconded by _____. Motion Carried. Unanimous 5-0

OFFICE HELP Councilman Rudosky made a motion to approve the request of Mary Gemmill, as a volunteer, to work in the Borough Office for a period of time not to exceed six weeks pending approval of the Union Representative. Councilman Rudosky commended Miss Gemmill for volunteering her services. Seconded by Malec. Motion Carried. Unanimous 5-0

STREET CLOSING Councilman Rudosky made a motion to ratify the closing of Ferndale & Run Way Streets on Monday, July 4, 2005 for a picnic. Seconded by Tokarek?????. Motion Carried. Unanimous 5-0

CAR WASH Councilman Rudosky made a motion to ratify the closing of 8th Street from 6th Avenue from 12:00 p.m. until 4:00 p.m. to the Cyprus Alley on Saturday, June 25, 2005 for a car wash. Seconded by Malec. Motion Carried. Unanimous 5-0

FIRE LOSS ORDINANCE Councilman Pendleton explained the sample ordinance. Councilman Rudosky made a motion to have Solicitor Frank Wolfe to review and amend the sample Fire Loss Ordinances presented for future consideration. Seconded by Malec. Motion Carried. Unanimous 5-0

HOSE CO. #1 - REQUEST
This request was not discussed.

SOLICITOR COMMENTS Solicitor Wolfe had no comments.

MAYOR COMMENTS Mayor Lux stated that a lot of work and time has been put into the Crime Watch Program.

COUNCIL COMMENTS
Councilman Cousins reminded everyone that there is a box to donate items to the soldiers serving overseas located in the Borough Office. He stated that the Heritage Days Committee did a nice job. He thanked Eugene Banks, Mayor Lux, and Police Chief Lysakowski for their work with the Crime Watch Program.

Councilman Malec, as a representative for the Lion's Club, stated that there is a problem with kids riding bikes on the steps at the Clock Tower and damaging the shrubbery and landscaping. He asked for any recommendation from Council on how to stop this damage.

Councilman Tokarek had no comments at this time.

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Councilman Rudosky thanked Heritage Days for another fine event. He thanked everyone who is helping to clean the town. Rudosky also thanked the local legislators who voted against their salary increase. He requested that Council enter into Executive Session to discuss two personnel issues.

Council Vice-President Pendleton thanked Council for their participation in helping Heritage Days with manpower, cleaning, and more.

EXECUTIVE SESSION Councilman Rudosky made a motion to enter into Executive Session. Seconded by Cousins. Motion Carried. Unanimous 5-0 Entered into Executive Session at 7:20 p.m.

RE-ENTER REGULAR SESSION
Councilman Cousins made a motion to reenter into Regular Session. Seconded by Rudosky. Motion Carried. Unanimous 5-0 Reentered into Regular Session at 7:40 p.m.

ADJOURNMENT Councilman Rudosky made a motion to adjourn. Seconded by Cousins. Meeting adjourned at 7:40 p.m. Motion Carried. Unanimous 5-0

Lisa Bittner
Borough Secretary

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