

**MEETING
FORD CITY BOROUGH COUNCIL
REGULAR MEETING
LOCATION – FORD CITY PUBLIC LIBRARY
JUNE 2, 2008**

CALL TO ORDER Council President John Lux called the meeting to order at 6:01 p.m.

AUDIO TAPED Council President Lux informed everyone the meeting is being audio and video taped. Lux asked if others were audio or video taping the meeting? There was not a response to the question.

PLEDGE OF ALLEGIANCE

Council President Lux lead everyone in reciting the Pledge of Allegiance.

ANNOUNCEMENTS Council President Lux read a list of prepared announcements.

ROLL CALL Terry Tokarek, Tim Malec, Ron Dillard, John Lux, Ray Klukan, Tom Shaffer and Mayor Mantini were present.

ATTENDANCE Solicitor Frank Wolfe, David Nichols - Nichols & Slagle Engineering, Tom Ondrusek, Bill Oleksak & Stacy Klukan -Parks & Recreation Members, Tina Bowser - Ford City Librarian & Friends of the Library and Homer Pendleton were also present.

CITIZEN COMMENTS

Comments only on agenda items at this time.

PARKS & RECREATION

Stacy Klukan explained the parks need signs, bike racks are needed and asked if any funding is available and new fall material is needed for the four (4) parks. A Boulder Cleanup Day will be held on 5/31/08. Cadogan Fields is a long range project, this committee is here to work with council.

FORD CITY LIBRARY

Tina Bowser - Friends of Library, invited members of council to attend their next meeting on 6/4/2008 & 6/10/2008 at 6:30 p.m. Their goal is to increase literacy and enhance library programs. Donations are being accepted for a book sale. Donations may be dropped off at Andy's Supermarket, Citizen's Bank, and Foodland.

POLICE REPORT

Mayor Mantini read the Police Report for May 2008.

6-2-08

6-2-08

6-2-08

Shaffer made a motion to accept the resignation of Damon Hoak and Jacob Ingram as part-time police officers.

Seconded by Malec. Motion Carried. 6-0 Unanimous

COMMITTEE REPORTS

Dillard read the Water Reports and explained they are available in the Borough Office.

Malec made a motion to accept the Water Reports. Seconded by Shaffer. Motion Carried. 6-0 Unanimous

Shaffer read the Treasurer's Report and made a motion to accept the Treasurer's Report for April 2008 and pay the bills in the amount of \$68,144.73 as approved by the Finance Committee. Seconded by Klukan. Motion Carried. 6-0 Unanimous

ENGINEER REPORT

Dave Nichol's suggested rejecting all roof bids.

Nichols alerted Pete Milito and the Sewage Authority to the PA DOT Guide Rail Project for along the Ford City Hill.

Shaffer believes contractor is waiting and did not realize the water situation. Dillard questioned if there are any defined demarcations? Nichols stated Pete has a general idea and should be able to trace the lines. Nichols stated to make sure to get the lines marked and have a borough worker there for the mobilization date.

Shaffer made a motion to reject all roof bids. Seconded by Klukan. Motion Carried. 6-0 Unanimous

Shaffer made a motion to accept the Engineer's Report for June 2008. Seconded by Klukan. Motion Carried. 6-0 Unanimous

OLD BUSINESS

PLAYGROUND SUPERVISORS

Dillard made a motion to hire for the 2008 playground supervisors positions for hours not to exceed 20 hours/week, obtaining Act 34 Clearance and to be paid the rate of PA State Minimum Wage and to be scheduled as needed. Seconded by Klukan. Motion Carried. 6-0 Unanimous

TEMPORARY SUMMER LABOR

Dillard made a motion to table the hiring of 2008 temporary summer labor position until 6-16-08. Seconded by Malec. Motion Carried. 6-0 Unanimous

FORD CITY HIGH SCHOOL

Council President Lux reads the letter to ASD dated 5-28-08. (Attached)

NEW BUSINESS

HANDICAP SIGNS Shaffer made a motion to approve based on the recommendation of the Handicap Committee the (25) twenty-five handicap renewal applications,

approve (3) three new application, and approve moving (1) sign.
Seconded by Malec. Motion Carried. 6-0 Unanimous

GAZEBO

Dillard made a motion to grant permission to Sabrina Ricci to reserve the Gazebo on Sunday, June 15, 2008 from 2:00 p.m. to 4:00 p.m. and inform the Street Dept. and Police Dept. Seconded by Shaffer.
Motion Carried. 6-0 Unanimous

Malec made a motion to grant permission to Terri Townsend to reserve the Gazebo on Saturday, August 30, 2008 from 2:00 p.m. to 5:00 p.m. and inform the Street Dept. and Police Dept.

Seconded by Dillard. Motion Carried. 6-0 Unanimous

Dillard made a motion to grant permission to Heather Jones to reserve the Gazebo on Saturday, September 6, 2008 from 12:00 p.m. (Noon) to 5:00 p.m. and inform the Street Dept. and Police Dept.
Seconded by Malec. Motion Carried. 6-0 Unanimous

SPECIAL MEETING

Shaffer made a motion to advertise a Special Meeting of Borough Council to be held on Monday, June 16, 2008 at 4:00 p.m. for the purpose of discussing Ford Street Project Issues and any other business.
Seconded by Dillard. Motion Carried. 6-0 Unanimous

FORD VIEW

Malec made a motion to approve the rental of one port-a-john at a cost not to exceed \$300.00 for a period of three months to be used at Ford View Playground. Seconded by Dillard. Motion Carried. 6-0 Unanimous

RELAY FOR LIFE

Dillard made a motion to grant permission to the Ford City Relay for Life to use the parking area next to the Ford City Football Field during their event on Saturday, June 14, 2008 to Sunday, June 15, 2008 and for set-up on Friday, June 13, 2008 and returning the property to original condition.
Seconded by Klukan. Motion Carried. 6-0 Unanimous

OLD VEHICLES & SHED

Shaffer made a motion to advertise two Kaiser (Army) Trucks, one dump truck, one fire engine, and one shed for sale and to reject any and all bids.
Seconded by Dillard. Motion Carried. 6-0 Unanimous

DECLARATORY JUDGEMENT

Shaffer received resignations from several CDC board members and read portions from some of the letters.

Shaffer made a motion to authorize the Borough Solicitor to take legal action to seek a declaratory judgement determining that the management agreement between the Greater Ford City Community Development Corporation and the Borough of Ford City is terminated; and to seek further judicial relief to maximize the preservation of Borough assets and grant documentation related to the above agreement. Seconded by Klukan.

Shaffer made a motion to authorize the Borough Solicitor to take legal action to seek a declaratory judgement determining that the management agreement between the Greater Ford City Community Development Corporation and the Borough of Ford City is terminated; and to seek further judicial relief to maximize the preservation of Borough assets and grant documentation related to the above agreement. Seconded by Klukan.

Tokarek questions what this means. Judge will rule to declare uncertainties and make a determination. Malec asks that a roll call vote be taken.

Tokarek - Yes	Lux - Yes
Klukan - Yes	Malec - Yes
Dillard - Yes	Shaffer - Yes

Motion Carried. 6-0 Unanimous

Malec states that he is voting yes because he wants to know the legality of the CDC agreement.

Solicitor Wolfe stated the judge will make a ruling.

CITIZEN COMMENTS

Homer Pendleton explained he is a former councilman and has been a board member of the CDC for eight (8) years. Pendleton states that it was never the intention of CDC to sue the Borough. It is the responsibility of the CDC and the Borough to bring jobs to town.

Lux disagrees with some of Pendleton's comments

Dillard states we are trying to work together.

Shaffer disagrees.

Pendleton states that he will allow council to look at anything.

Lux stated that new CDC board members were told they couldn't see certain files

Dillard explained this council has a difference of opinion. The CDC was set up to be an arm of Borough, lately it has changed. CDC is a contractor and can't tell you certain members must go. The CDC is not working for best interest of Borough. Money spent has shown limited results, \$8,000,000 on two buildings. Dillard explained he was a former member of the CDC.

Shaffer asks if board can pay their bills? Shaffer stated he has asked for check register, copies of grant documents, and the \$805,000 grant audit.

Pendleton asks if trail contractor has been paid?

Klukan states let judge make decision.

Pendleton says he will allow Dillard to come over to the CDC office and he will provide anything for him.

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Dillard stated he will work with a new development corporation.

Malec states files in CDC office have been moved into another room that is able to be locked. Everyone doesn't have the right to get in files. Before came on council a lot of activity in the 8-9 years. Project ran into trouble.

Malec stated he welcomes a court case. \$14,000 sitting in Borough Community Development owed to Clearwater Construction. Malec explained if the work is not finished the grant can't be closed out.

Solicitor Wolfe received a call from Pashek. The Borough may lose \$14,000 and the balance of the DCNR money.

Mayor Mantini asked Homer Pendleton if he knew who went to a business between November 2007 and March 2008 and asked to be given the deed to their property? Pendleton responded he is not aware of anyone doing this.

Kim Bish - CDC member stated any information obtained belongs to the CDC and the Borough. Bish explained there was a motion to lock the files.

Vickie Schaub - resident 600 Block 5th Avenue, explains she walks to work and asked .who is responsible for the sinking sidewalks?

Malec explained the dam level was raised in the Spring and the Borough sits on sand and gravel. Don't know how to remedy the situation. The sidewalks are the property owners responsibility. Fifth Avenue is a state road.

Shaffer stated a rail system may relieve road traffic.

Malec suggested organizing people on 5th.. Begin a grass roots effort, stir things up.

Malec stated there used to be a Stop Light at the Ford Street & 5th Avenue intersection. Traffic is not yielding to pedestrian traffic.

Homer Pendleton stated years ago a traffic light would cost \$200,000.

Henry Mores - MCTA President, explained a letter was sent April 24th with a balance that is still due to MCTA for \$2936.50. Mores asked when would payment be made?

Shaffer asks if East Franklin Twp. has paid? [no contract exists]

Michael Johnston - MCTA explained they do service three (3) properties in East Franklin, but they are private properties.

Shaffer questions do places you service support you? Michael Johnston

answers no.

Johnston states that they have a contract signed by Malec.

Shaffer explained this has been discussed and Ford City will get caught up when the tax monies start coming in.

Shaffer wants to table renewing the contract. Johnston questions when payment will be released? Shaffer - pay when funds become available, you will get your money.

Malec reminded everyone the deadline is 6-30-08. Johnston stated a need to come to an agreement for new contract. Shaffer explained the tax revenue is coming in slow and payment will be released ASAP.

Henry Mores states that the Borough will have to have a representative on the MCTA board if they continue their contract.

Janice Lux - resident 500 Block 5th Avenue asked if MCTA could schedule a meeting to teach potential riders how to read the bus schedules?

Michael Johnston agreed to this request.

Johnston explained the fixed route has a \$625,000 budget & 14, 500 rides/year from Ford City Borough.

Council President Lux questions if MCTA has approached the mall? Yes.

Mayor Mantini states that East Franklin Township doesn't play fair.

SOLICITOR COMMENTS

Solicitor Wolfe had no comments at this time. .

MAYOR COMMENTS

Mayor Mantini congratulated the FCHS Baseball team, the FCHS Class of 2008 FCPD, District Attorney Scott Andressi, Sgt. Atherton and Sgt. Brice for their apprehension of a drug dealer, reminded everyone to cut their high grass or citations will be issued, stated citizens should report drug complaints, thanked

Jim & Dee Simmons & Associates for their work, thanked Ron Dillard for continuing to scrap and bring revenue to the Borough.

COUNCIL COMMENTS

Tokarek thanked the O'Connor Street Garden Club for their work around town and the Parks & Rec committee for their work for cleaning up Boulder Park

Klukan thanked the O'Connor Street Garden Club, Dave & Tyson Klukan for their work around town, and Ashley Johns for completing the

Butterfly Garden, and the work the Parks & Recreation Club is doing.

Dillard ditto all the comments and Keep up good work in the community and gave a lance to the individual that drove thru a blocked street at a funeral home.

Malec thanked Ashley Johns for the Girl Scout Project, Dave Klukan, O'Connor St. Gang - Lion's Club wonderful project. Malec suggested the trail walkers keep an eye on projects and report any bad activity to the police.

Shaffer stated the trail camera is installed, thanked the O'Connor Street gang and stated "Let's Go Pens".

Lux thanked everyone for their work beautifying 3rd Avenue, congratulated the Seniors, and congratulated the baseball team.

ADJOURNMENT

Klukan made a motion to adjourn the meeting at 8:02 p.m. Seconded by Shaffer. Motion Carried 6-0 Unanimous

John M. Lux
Council President

Lisa Bittner
Borough Secretary