

MINUTES
FORD CITY BOROUGH COUNCIL
REGULAR MEETING
Location: LATIN AMERICAN CLUB
FEBRUARY 8, 2016

CALL TO ORDER

Council President Fenyes called the meeting to order at 6:46 p.m. and advised the audience that the meeting for Monday, February 8, 2016 will be audio taped by Ford City Borough and Lisa Bittner. It will be audio & videotaped by Family Life TV. Caroline Hassa and Vicki Schaub are audio taping the meeting too.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Kathy Bartuccio, Beth Bowser, Carol Fenyes, Ray Klukan, Tyson Klukan, Marc Mantini and Mayor Cogley were present.

ATTENDANCE

Solicitor Tony Vigilante, Borough Manager Eden Ratliff, Borough Secretary Lisa Bittner, Secretary Patty Hornyak, Interim Police Chief Freel, Dave Bollinger – FEMA, Nikki Roberts – FEMA

EXECUTIVE SESSION

Council President Fenyes stated an Executive Session held on Monday February 1, 2016 at 5:00pm to discuss matters of personnel.

FEMA PRESENTATION

Representative from FEMA, Nikki Roberts and David Bollinger, spoke about the flood maps that will become effective on 2-17-2016. (Attachments)

CITIZENS COMMENTS

At this time, citizens and business owners may address the FEMA Representatives on any issue related to the Digital Flood Insurance Rate Maps. Only residents, business owners, and taxpayers of the Borough of Ford City will be permitted to address Council. Comments on non-agenda items will be taken at the end of tonight's meeting. Speakers will be permitted to speak for a maximum of 3 minutes. Groups of people will be required to designate a spokesperson to represent them before Council who may speak for a maximum of 6 minutes. Citizens are asked to clearly state and spell their name and provide their address for the record and keep comments brief and to the point.

Jeff Stennett stated he tried to obtain Flood Insurance and was told he could not buy it.

Bollinger stated as long as Ford City Borough is an operating member of the NFIP..... Bollinger will find out if the Borough is a member.

Stennett explained when he came to this town, he was told he was not in the flood plain and he could not get it. Now you are telling me I have to get it and there will be a surcharge.

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Ron Wojcik asked who is going to move a business here? With the flood plain requirement, nobody. Wojcik explained river has to overflow for the insurance to do anything. It will not cover backup.

Bollinger disagreed, it will cover any flooding outside the home that covers two or more private properties.

Wojcik stated the only time Ford City gets water is when the sewers back up because they can't handle the amount of water. It does not cover basement flooding.

Bollinger agreed with that statement, it does not cover basement flooding.

Bollinger stated the web site www.floodsmart.gov has a great deal of information.

Roberts stated if maintenance on the pumps can be provided an appeal can be made. They were not included in the analysis. We don't have proof the pumps work. There is an appeal period. If proven, a letter of map revision can be done.

Janine [Zilla] Butterfield asked if that is proven, will refunds be made?

Bollinger stated refunds are possible.

Ron Dillard [former Councilman] explained he wrote a rebuttal in 2010 for what you are talking about. The question was not asked about that status of our pumps.

Jim Solak asked if you didn't have the pump information, what else is missing?

Ron Olsen asked what the flood insurances will be? Based on replacement or market valued.

Bollinger answered it can be either. It will be based on the lending institutions risk policy. Bollinger stated it is supposed to be based on the market value.

Bollinger stated by obtaining an Elevation Certificate [from a surveyor] is really the only way to know what the risk is.

Olsen explained all of Ford City is in Zone X and all of our flats are protected by a levy. He was told 16 years ago, he did not need flood insurance for a commercial property. Now, most of the flats are being designated to be in Zone AE. It's assuming the levy is not there. PPG Built there plant along the river. Back in 1936, PPG was proud of the fact no flooding happened in town, because they built up along the river. You are keeping all the river water out. But, during a big rain you are getting some water in the town. Because of the levy the rain can't get out of the town. That is the purpose of having the pumps. How can we get the levy's recertified? The town has not flooded since 1887. It has been tested during storms. There is a big problem of property devaluation. We would be smart to do, is have all of our properties reassessed. Because our buildings will not worth what they are today. Our Emergency Services are now in the flood plain.

Roberts stated a levy accreditation process must be done. Roberts can send the information to the Borough.

Bollinger stated The Army Corps. of Engineer will evaluate the levy. If PPG still has the information, that will help in the certification process.

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Olsen added it doesn't look like a levy, because in along of places it is 200' wide.

Lou Vergari added the Army Corps. of Engineers did a project, not to many years ago, along the river.

Chris Dilick stated it seems like FEMA is going belly-up, and little communities are paying the price.

Bollinger stated that every community in the U.S., if they are near a water source, is facing remapping.

Vergari stated the PPG factory was sitting on the levy.

Linda Kamer asked if there are different rates, some high risk, some moderate or low risk?

Roberts explained if an Elevation Certificate is obtained, they would base on the elevation and look at the lowest adjacent grade. They would use that to determine what the flood insurance would be.

Councilman Mantini stated we just received this information and the appeals process is going to be expensive. Everybody's property will be devalued. These river communities up and down the valley have taken a lot of hits. Loss of factories. In this appeal we need to know where to go. We have not flooded here in well over one hundred years.

Bollinger stated scientific information must be submitted. Bollinger suggested contacting Senator Casey, Senator Toomey, and [Congressman] Mike Kelly.

David Schaub asked if the PA Map data was modified since the study was done? Did you take the data as it was supplied or was it changed?

Roberts answered we got photos from PA Map and Lidar. We took the effective study and mapped elevations.

Schaub stated he has a graduate degree in GIS. He explained he first worked with PA Map back in 2004/2005 when it was first produced. They wanted to work out the mistakes and learn so they could do it more accurately on the East Coast. When you use Lidar, you return tree tops. That wasn't worked out. In some places there is a 20' difference with a surveyor mark. He stated he has worked with places that were 200' off because of where the photograph was. A hill warps the photo. We could not use the GIS because of the errors.

Olsen disagrees and stated Schaub may be right in the area he was working. Olsen explained his office was a data site for Lidar and they went out and verified the accuracy of using Lidar, where there were no trees, it is accurate to the nearest 4"/ 6".

Bollinger stated the data is not as good as it should be.

Butterfield asked if it is true the Flood Insurance is transferrable when the property is sold?

Bollinger answered if the policy is written correctly, it is transferrable owner to owner. That is the value to of obtaining an Elevation Certificate. Once that Elevation Certificate is written, unless the ground subsides underneath the house those elevations for that house are not going to change.

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Brigitte Opalka asked was anybody notified by FEMA information on the pumps would needed?

Roberts explained when FEMA came to the communities for the CCO meetings, maps were sent to the communities to be looked over. A letter of final determination was also sent. We were not aware there were pumps until a couple of months ago.

Opalka asked aren't those questions that are normally asked? Roberts answered no.

Vergari asked if Dave [Bollinger] is the contact for Council? Bollinger stated everything should be run through him, that way he can keep track.

COUNCIL COMMENTS Digital Flood Insurance Rate Maps

Council had no comments at this time.

CITIZENS COMMENTS

At this time, citizens may address Council on any issue appearing on today's agenda. Only residents and taxpayers of the Borough of Ford City will be permitted to address Council. Comments on non-agenda items will be taken at the end of tonight's meeting. Speakers will be permitted to speak for a maximum of 3 minutes. Groups of people will be required to designate a spokesperson to represent them before Council who may speak for a maximum of 6 minutes. Citizens are asked to clearly state and spell their name and provide their address for the record and keep comments brief and to the point.

Vicki Schaub asked if everyone has listened to the minutes? One little word can change the meaning. Schaub stated at the last meeting she asked how much was spent on the FEMA postcards. She did not receive one and a couple of her neighbors did not receive cards either. Did the cost she was give include the labeling? Council President answered yes. Novak [Early Intervention Program] was one of their [former member of Council] top choices. Was Costars checked for pricing for the police car? Council President answered it is through Costars. Schaub asked why is there a difference in pricing, this is higher? Council President answered the car includes all of the aftermarket upgrades. Schaub stated there is no bill on the list from Mr. Vigilante [Borough Solicitor]. Schaub stated salt had to be ordered.

Jerry Miklos asked who made the decision to go with a Ford? Council President answered the Mayor.

Mayor Cogley stated there is not much of a price difference between Dodge, Chevy or a Ford. The Police Department is in need of a good dependable car.

Miklos asked who was involved in making the decision on the Tax Ordinance? Council President answered the Finance Committee [Fenyes, T. Klukan & Bowser] made the recommendation. Miklos asked if the budget was looked at line item by line item and did anybody had any recommendation in reducing any line item? Council President explained the Finance Committee looked at each line item. T. Klukan explained a comment period was given to all Council members with regard to the budget. The allotted time of three (3) minutes has been reached.

Robert Shernock asked where does Mr. Ethan [Borough Manager Eden Ratliff] live? Council President stated that is not an agenda item. Shernock stated there was no black topping done last year because there were no grants put out. They didn't know how to do them. Will there be any black topping this year? This

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is something that should be put out [out for bid] now. Council President stated that is not an agenda item, but it will be addressed.

REPORTS

1. MINUTES

T. Klukan made a motion to approve draft #1 of the January 4, 2016 meeting minutes. Seconded by Bowser. Motion Carried. 5-1 Bartuccio is opposed because she has not read the minutes.

T. Klukan made a motion to approve draft #1 of the January 11, 2016 meeting minutes. Seconded by Bowser. Motion Carried. 5-1 Bartuccio is opposed.

T. Klukan made a motion to approve draft #1 of the January 25, 2016 meeting minutes. Seconded by Bowser. Motion Carried. 5-1 Bartuccio is opposed.

2. POLICE CHIEF REPORT

Bowser made a motion to accept the Police Report for January 2016. Seconded by Mantini. Motion Carried. 6-0 Unanimous (Attachment)

3. WATER COMMITTEE

Mantini made a motion to accept the Water Reports from CWM Environmental for January 2016 all samples passed the PA Department of Environmental Protection standards for safe drinking water for total coliform and E. Coli. Seconded by Klukan. Motion Carried. 6-0 Unanimous (Attachment)

4. FINANCE COMMITTEE

Bowser made a motion to approve the bill list in the amount of \$49,155.24 as recommended by the Finance Committee. Seconded by Bartuccio. Motion Carried. 6-0 Unanimous (Attachment)

Bartuccio made a motion to ratify the regularly recurring insurance and utilities bill list in the amount of \$7,507.42 as approved by the Borough Manager. Seconded by R. Klukan. Motion Carried. 6-0 Unanimous (Attachment)

5. BOROUGH MANAGER REPORT

Bartuccio made a motion to approve the Borough Manager Report for January 2016. Seconded by T. Klukan. Motion Carried. 6-0 Unanimous (Attachment)

6. ENGINEER REPORT

Bartuccio made a motion to approve the Engineer's report for February 8, 2016 as prepared by Gibson Thomas Engineering. Seconded by R. Klukan. Motion Carried. 6-0 Unanimous (Attachment)

OLD BUSINESS

7. 2016 BUDGET

R. Klukan made a motion to adopt the proposed 2016 municipal budget as advertised and recommended by the Finance Committee. Seconded by Bowser. (Attachment)
Motion Carried. 5-1 Bartuccio is opposed.

8. 2016 TAX ORDINANCE

R. Klukan made a motion to authorize the Council President to sign the advertised 2016 Tax Ordinance with a tax rate of 17.40 mils as recommended by the Finance Committee and reviewed by Solicitor Vigilante. Seconded by Bowser. Motion Carried. 5-1 Bartuccio is opposed.

9. EARLY INTERVENTION PROGRAM

T. Klukan made a motion to appoint Novak Consulting Group as the consulting firm to complete the Department of Community and Economic Development Early Intervention Program Five Year Financial Management Plan. Seconded by Bartuccio. Motion Carried. 6-0 Unanimous

Bartuccio made a motion to authorize the Council President to sign the agreement with Novak Consulting Group to complete the early intervention program Five Year Financial Management Plan as reviewed by Solicitor Vigilante. Seconded by T. Klukan. Motion Carried. 6-0 Unanimous (Attachment)

10. FLOOD PLAIN MANAGEMENT ORDINANCE

T. Klukan made a motion to authorize the Council President to sign the proposed Flood Plain Management Ordinance as advertised. Seconded by Bartuccio. Motion Carried. 5-1 R. Klukan is opposed. (Attachment)

11. PARKS AND RECREATION COMMITTEE

Mantini made a motion to appoint Stacy Gladysiewski Klukan to the Parks and Recreation Committee with a term ending 12-31-20. Seconded by Bartuccio. Motion Carried. 5-0-1 T. Klukan abstained. [Stacy is his mother]

12. SHADE TREE COMMISSION

Mantini made a motion to appoint Allyssa Burk to the Shade Tree Commission with a term ending 12-31-2022. Seconded by Bartuccio. Motion Carried. 6-0 Unanimous

13. PLANNING COMMISSION

T. Klukan made a motion to appoint Cody Atherton to the Planning Commission with a term ending 12-31-2019. Seconded by Bowser. Motion Carried. 6-0 Unanimous

Mantini made a motion to appoint Andrew Tyliniski to the Planning Commission with a term ending 12-31-2019. Seconded by Bartuccio. Motion Carried. 6-0 Unanimous

Mantini made a motion to appoint Richard Wakefield to the Planning Commission with a term ending 12-31-2018. Seconded by Bartuccio. Motion Carried. 6-0 Unanimous

T. Klukan made a motion to advertise a Special February meeting for the Planning Commission in accordance with their collective availability to take place before February 18th. Seconded by Bartuccio. Motion Carried. 6-0 Unanimous

14. PAINT THE TOWN PURPLE

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Bowser made a motion to designate the month of May as “Paint The Town Purple” month and authorize American Cancer Society to hang purple banners in the business district in support of this campaign. Seconded by R. Klukan. Motion Carried. 6-0 Unanimous

NEW BUSINESS

15. POLICE CAR

Mantini made a motion to purchase a 2015 Ford Interceptor Police car in the amount of \$33,212.00 from Tri Star of Blairsville. Seconded by R. Klukan.
Motion Carried. 6-0 Unanimous (Attachment)

R. Klukan made a motion to authorize the Council President to sign the proposed resolution initiating financing through S&T Bank for the 2015 Ford Interceptor Police car. Seconded by T. Klukan.
Motion Carried. 6-0 Unanimous (Attachment)

16. GIFT POLICY #060914-2

Bowser made a motion to repeal policy #060914-2 regulating donations to Ford City Borough. Seconded by Mantini. Motion Carried. 6-0 Unanimous

Gifts to Ford City Borough

All gifts to Ford City Borough cash or otherwise, are unconditional gifts the borough now owns and controls. A gift may be given for a specific purpose but Ford City Borough Council reserves the right deny the intended use of the gift.

Policy #060914-2 Adopted on June 9, 2014

17. WEBSITE CONTRACT

T. Klukan made a motion to terminate the agreement with David J. Croyle of Family Life Media for website design and hosting. Seconded by Bowser. Motion Carried. 6-0 Unanimous

18. NOEL FORD INVOICE APPROVAL

R. Klukan made a motion to approve invoice #116980 in the amount of \$110.13 to Noel Ford for a shift lever for the four-wheel drive on the 2002 F250. Seconded by Bartuccio.
Motion Carried. 6-0 Unanimous

NEXT BUSINESS MEETING

Monday February 22, 2016 at 6:30pm in the Latin American Club.

NEXT COUNCIL MEETING

Monday March 14, 2016 at 6:30pm in the Latin American Club.

CITIZENS COMMENTS

At this time, citizens may address Council on any issue. Only residents and taxpayers of the Borough of Ford City will be permitted to address Council. Speakers will be permitted to speak for a maximum of 3 minutes. Groups of people will be required to designate a spokesperson to represent them before Council who may speak for a maximum of 6 minutes. Citizens are asked to clearly state and spell their name and provide their address for the record and keep comments brief and to the point.

Jerry Miklos asked that it be explained to the Public what line items were increased and why?

Council President explained the Real Estate tax increased by 10 [\$10,000] due to the change in millage

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The Street Lighting increased by \$3,000 in millage. A General Fund amount of \$3,000 will still be required to take care of the Street Lighting expense. In the Fire Fund the millage will be a 2.0 increase of \$31,500 from what the last Council had put in place. The allotted time of three (3) minutes has been reached.

Luke Linnon asked why the change in the Fire Fund from .75 to 2.0?

R. Klukan explained it is to make all the necessary payments. Compensation insurance, utility bills, truck payment. [fuel and engine repairs] All those together are approximately \$55,000.

Miklos asked why is the surplus in the Fire Fund increasing?

Council President stated it is not increased.

T. Klukan stated with the technology changes in the Fire Service changing, prices are changing, and agreed there is a surplus in the Fire Fund. If a Fire Engine would go down, is there insurance to cover? If a Fire Fighter dies in a structure fire, “I, don’t think any Council person wants to put that on them.” “We will have to pay their families.” “Work comp is not going to cover that.”

Council President stated time is way over the three (3) minutes.

Vicki Schaub stated the [designated 2 hour] parking across from the High School should be eliminated. Schaub suggested the annual Trash Days be split, one (1) week in June and one (1) week in the Fall. Allowing both wards the ability to drop off item in the Spring and in the Fall. Schaub stated the Council in 2010 was notified by FEMA, she spoke with Ron Dillard [former Council member].

ADJOURNMENT

Mantini made a motion at 8:59 p.m. to adjourn the meeting. Seconded by R. Klukan.
Motion Carried. 6-0 Unanimous

Carol Fenyes
Council President

Lisa Bittner
Borough Secretary