

MINUTES
FORD CITY BOROUGH COUNCIL
4th MONDAY – WORKSHOP
Location: Latin American Club
May 22, 2017

CALL TO ORDER

Council President Fenyes called the meeting to order at 6:30 p.m. and advised the audience that the meeting for Monday, May 22, 2017 will be audio taped by Ford City Borough and Lisa Bittner. Is anyone audio or video taping the meeting? Caroline Hassa is audio and video taping the meeting. David Croyle – Kittanning Paper & WTYM is audio taping the meeting.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Kathy Bartuccio, Beth Bowser, Carol Fenyes, Tyson Klukan, Marc Mantini and Mayor Cogley were present. Ray Klukan was absent because of a work conflict. [Ray Klukan arrived at 7:31 p.m.]

ATTENDANCE

Police Chief Michael Greenlee, Borough Engineer – Ed Schmitt – Gibson-Thomas [arrive at 7:15 p.m.], Solicitor Alyssa Golfieri & Borough Secretary Lisa Bittner were also present.

EXECUTIVE SESSION

Council President Fenyes stated an Executive Session was held on Wednesday, May 17, 2017 at 5:30 p.m. to discuss Personnel matters and to consider the purchase or lease of real property.

Council President Fenyes stated Borough Council will hold an executive session after tonight's meeting to discuss personnel matters, the purchase or lease of real property, *PennEnvironment and Sierra Club v. PPG Industries, Inc. and Borough of Ford City* litigation docketed with the U.S. District Court for the Western District of PA at 2:12cv342, and *Edward L. Flanders, Jr. v. Ford City Borough* litigation docketed with the Armstrong County Court of Common Pleas at 2017-0667-Civil.

CITIZENS COMMENTS - AT THIS TIME AGENDA ITEMS ONLY

Solicitor Golfieri reads the rules for Citizen Comments. At this time, residents and taxpayers of the Borough may address Council on any issue appearing on today's agenda. Only residents and taxpayers of the Borough 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 5 minutes. Speakers are asked to stand and clearly state and spell their name and address for the record. Please note, this public comment period is not a question and answer session, but is provided to permit residents and taxpayers an opportunity to comment on matters of concern, official action, or deliberations that are or may come before Council.

Jerry Miklos asked questions about agenda item #2 – AT & T.

[Moved to later in the meeting Borough Engineer has not arrive at the meeting.]

WATER PLANT PROJECT

Motion to approve Pennvest Pay Requisition #10 in the amount of \$397,272.90 and authorize the Council President to sign as presented by Gibson-Thomas.

Seconded by Bartuccio. Motion Carried. Unanimous 5-0 (Attachment)

OLD BUSINESS

HIRING – PLAYGROUND SUPERVISORS

Bowser made a motion, based on the recommendation of the Interim Borough Manager, to hire Linda Bissell, Briana Lookhart, and Rachel Stirling as Playground Attendant at a pay rate of \$8.50 per hour, effective immediately. Seconded by Bartuccio.

Motion Carried. Unanimous 5-0

Council President Fenyes stated Amy Moody withdrew her name from consideration for the Playground Supervisor position.

AT & T

Bowser made a motion to adopt Resolution No. 13-2017 approving a Second Amendment to Suitable Structure Tower and Building Space Lease Agreement with New Cingular Wireless PCS, LLC related to Borough-owned property located at 543 Neale Avenue, which amends the Suitable Structure Tower and Building Space Lease Agreement dated September 21, 2005, as amended by the First Amendment to Suitable Structure Tower and Building Space Lease Agreement dated May 31, 2013, to extend the term of the Agreement, modify the Base Rental Rate payable under the Agreement, provide for the relocation of New Cingular's existing telecommunications equipment on the subject property, and provide for the installation of a shelter and other communication instruments on the subject property. Subject to Engineer Review. Seconded by T. Klukan. Motion Carried. Unanimous 5-0 (Attachment)

SIREN

Borough Manager Greenlee explained the siren will be used for curfew notification. One cycle will be sounded at 10:00 p.m. beginning daily on June 1, 2017.

NEW BUSINESS

ADVERTISEMENT – FULL TIME LABORER

Bowser made a motion to authorize the Interim Borough Manager to advertise the position of full time laborer/street worker in the Borough's Street Department. Seconded by T. Klukan.

Motion Carried. Unanimous 5-0

REQUEST FOR PROPOSAL – COMPREHENSIVE PLAN & ZONING ORDINANCE

T. Klukan made a motion to authorize advertisement of a Request for Proposal (RFP) for a consultant to complete an update to the Borough of Ford City's Comprehensive Plan and Zoning Ordinance. Seconded by Bowser. Motion Carried. Unanimous 5-0

COMMITTEE & DEPARTMENT REPORTS

There were no representatives from the Fire Department, Library, Parks & Recreation or Shade Tree present.

Dick Wakefield – Planning Commission explained Planning Commission explained the Planning Commission has requested professional help with the creation of a Comprehensive Plan and the Zoning Ordinance. They have a schedule they would like to follow. Sending out RFP's [Request for Purchase] for 6-1-2017. Have answers returned by 6-23-2017. Conduct interviews approximately 8-9-2017. A project cost is need in order to request funding from DCED for Phase 2. Council would then be approached for approval to proceed.

Tyson Klukan reads the report from Fire Chief Wojcik regarding the basement flooding that happened on Friday, May 5, 2017. (Attached)

Borough Manager Greenlee spoke about Parks & Recreation. Boulder Park has been mulched and is done. 7th Avenue needs to be mulched, equipment painted and trees removed.

WATER TREATMENT PLANT PROJECT

Bowser made a made a motion to approve Pennvest Pay Requisition #10 in the amount of \$397,272.90 and authorize the Council President to sign as presented by Gibson-Thomas. Seconded by Bartuccio. Motion Carried. Unanimous 5-0 (Attachment)

CITIZEN COMMENTS – OPEN COMMENTS AT THIS TIME

Solicitor Golfieri reads the rules for Citizen Comments. At this time, residents and taxpayers of the Borough of Ford City may address Council on any issue. Only residents and taxpayers of the Borough will be permitted to address Council. Speakers will be permitted to speak for a maximum of 5 minutes. Speakers are asked to stand and clearly state and spell their name and address for the record. Please note, this public comment period is not a question and answer session nor a forum for engaging in public debate or argument with members of Borough Council. Instead, this public comment period is provided to permit residents and taxpayers an opportunity to comment on matters of concern, official action, or deliberations that are or may come before Council. Council expects proper decorum from individuals speaking, as well as those in the audience. Profanity, name calling, and threats will not be tolerated. If disruptive, offensive, or threatening behavior is exhibited, the Council President will take whatever measures she deems necessary to regain order, including removal of the offending individual from the meeting.

Bob Ware spoke about trees, from the hillside, hanging over his house. Mr. Ware will speak with the Borough Manager after the meeting.

Patricia Steiner stated she is pleased with the results at 7th Avenue.

Lou Vergari spoke about use of the siren and the AT & T Agreement.

Bob Ware spoke about water from Ford Cliff Borough coming over the hillside toward his home.

Don Mains spoke about the EDA \$581,000 grant.

Jerry Miklos spoke and asked questions about the EDA \$581,000 grant. Solicitor Golfieri stated the Borough does not have a formal proposal from EDA. The Statute of Limitations has not expired. Based upon previous correspondence the Statute of Limitations is six (6) years or an acknowledgement of debt. The Borough is at risk for litigation.

JoAnn Scopel made comments regarding the EDA.

GIBSON THOMAS

Edward Schmitt explained a bids were opened for the 3rd Avenue Waterline Replacement Project. [Friday, May 19, 2017] The lower bidder was Kukurin Contracting with an amount of \$303,030.00. Schmitt stated that when the time comes, they recommend Kukurin Contracting be awarded the project. (Attachment)

Ed Schmitt submitted the reports for the WTP Construction Project. (Attachments)
They are on schedule to complete the WTP project in early August.

Schmitt explained a representative from Newman submitted a proposal, an additional \$13,000, to change the type of unit being installed to bring the ability to read the water meters down to a single gallon. Schmitt stated there is no need to do that at this time.

Schmitt explained to extend their Engineer agreement an additional amount of \$25,555.84 for the next couple of months would need to be approved. There are funds available through use of contingency money for this. That would pay for a project inspector until the end of July.

Schmitt stated the CFA [Commonwealth Financing Authority] funding deadline is 5-31-2017. The award decision will be made in July.

Schmitt stated he would have Doug [Siler] follow up with FEMA.

STORM WATER PUMP STATION REHABILITATION PROJECT – RESOLUTION 14-2017

Bowser made a motion to adopt Resolution 14-2017 of the Council, Borough of Ford City, Armstrong County, authorizing the submittal of a Flood Mitigation Grant Application for a grant in the amount of \$500,000 to be used for the Ford City Borough Storm Water Pump Station Rehabilitation Project. Seconded by Bartuccio.
Motion Carried. 6-0 Unanimous (Attachment)

ADDENDUM TO WTP PROJECT

Solicitor Golfieri advised Council to postpone action on this WTP Contract Addendum to allow for a Resolution to be prepared. To be placed on the 6-12-2017 Agenda.

MEETING ANNOUNCEMENTS

Secretary read from a list of prepared announcements. (Attachment)

COUNCIL COMMENTS

Council President Fenyes and Beth Bower made comments that required no action to be taken.

NEXT COUNCIL MEETING

Monday, June 12, 2017 at 6:30 p.m. at the Latin American Club

NEXT 4th MONDAY

Monday, June 26, 2017 at 6:30 p.m. at the Latin American Club.

Draft #1

COUNCIL COMMENTS

Comments were made by Bowser, Mantini and V.P. T. Klukan that required no action to be taken.

ADJOURNMENT

T. Klukan made a motion at 7:48 p.m. to adjourn. Seconded by Mantini.
Motion Carried. Unanimous 6-0

Carol Fenyes
Council President

Lisa Bittner
Borough Secretary