

MINUTES
FORD CITY BOROUGH COUNCIL
REGULAR MEETING
Location: Latin American Club
JUNE 22, 2020

CALL TO ORDER

Council President Fenyes called the meeting for Monday, June 22, 2020 to order at 6:30 p.m. and advised the audience the meeting will be audio taped by Ford City Borough, Vicki Schaub and Lisa Bittner. Caroline Hassa is audio and video taping. Tyson Klukan will audio & video tape the Stiffler-McGraw presentation for viewing on Facebook Live.

PLEDGE OF ALLEGIANCE

Council President led everyone in reciting the Pledge of Allegiance.

ROLL CALL

Josh Adams, Mary Alice Bryant, Carol Fenyes, Tyson Klukan and Vicki Schaub were present. Beth Bowser is absent. Mayor Cogley is absent due to a work conflict.

ATTENDANCE

Borough Solicitor Alyssa Golfieri, Borough Manager Donna Piper, PhD., and Secretary Lisa Bittner were also present.

INTRODUCTION

Council President introduced Donna Piper, PhD as our new Borough Manager.

CTIZENS COMMENTS - AT THIS TIME AGENDA ITEMS ONLY

There were no comments at this time.

CONSENT AGENDA

1. Minutes for 5-11-2020
2. Minutes for 5-26-2020
3. Minutes for 6-8-2020
4. Payment to Ratify – May 2020
5. Water Reports – May 2020
6. Treasurer's Reports – March 2020 & April 2020 & May 2020
7. Police Report – April 2020

Council President asked if there were any objections to the Consent Agenda items. There was no response. Council President stated since there were no objections, these items are accepted.

OLD BUSINESS

PRESENTATION – STIFFLER MCGRAW

Joel Romagna, P.E. explained Stiffler-McGraw was asked to take a look at some ongoing issues with the Water Treatment Plant [WTP].

Approved 8-10-2020

John Clabaugh, P.E. explained they were asked to provide an onsite operational evaluation of the WTP Facility. The water coming into the plant determines the treatment. As a result of the new WTP there have been noticeable changes in the finished water quality. There have been complaints from individual consumers. As a result Ford City Borough was looking for an independent evaluation of the operation and potentially the design of the facility. A preliminary study was completed of the operation and a proposal was prepared for a Water Treatment Plant Evaluation – Phase 1. There will most likely need to be a Phase 2. John explained the proposal and the work they would be doing for a period of seven (7) days. The estimated cost of the Phase 1 study is \$10,000. This estimate does not include any lab fees/ testing costs incurred from an outside laboratory. They will look at all source water. (Attachment)

If requested Phase 2 would involve a more thorough evaluation of the existing distribution system. Looking more at the impact of the finished water quality, if any, on the distribution system. If there is a significant change in water quality.

NEW BUSINESS

DOCUMENTS TO DESTROY – RESOLUTION 8-2020

Klukan made a motion to adopt Resolution No. 8-2020 authorizing the disposal of certain municipal records pursuant to the Municipal Record Act and the Municipal Record Manual. Seconded by Schaub. Motion Carried. 5-0 Unanimous (Attachment)

HACH – SERVICE AGREEMENT

Bryant made a motion to approve and authorize appropriate Borough official to execute a Service Agreement for testing the water quality equipment with Hach in the amount of \$4,025.00 for a one year term commencing on 7-13-2020 and terminating on 7-12-2021. Seconded by Adams. Motion Carried. 5-0 Unanimous (Attachment)

PUBLIC HEARING

DISCUSSION ITEM - PROPOSED ORDINANCE EMERGENCY DEMOLITION

Solicitor Golfieri explained the Borough adopted and is now using the 2015 International Property Maintenance Code [IPMC]. The IPMC defines the process to deal with property maintenance code violations and unrepairable buildings. This proposed ordinance will assist the Borough in protecting the Health, Safety and Welfare of the public. This proposed ordinance will help in dealing with structures that pose an imminent risk of collapse.

Council President stated the ordinance does not require an Engineering Study. It is all the more mandatory that the Borough's BCO has all the certifications.

Klukan asked if the percentages listed in Section 1 – C use the total square footage? Golfieri answered yes.

Adams asked if the proposed ordinance is amended, does it prolong action by Council.

Solicitor Golfieri explained depending on what, if any, changes are made the ordinance may need to be re-advertised.

Klukan stated this is something that is needed and long overdue.

Approved 8-10-2020

Schaub stated it is a good idea should it be needed.

Klukan asked about the recovery costs.

Solicitor Golfieri stated the full cost plus 10% recovery is permitted under the ordinance. Under state law other fees may be recouped.

Adams stated this ordinance is a good idea. Is there any case law where the municipality has adopted such an ordinance and been sued and then had to pay damages?

Solicitor Golfieri stated there are constitutional property owner rights. We don't want to be taking their property. Anyone can be sued for anything. Yes, there are a lot of cases out there where property owners have sued for taking. All the court rulings Babst Calland has reviewed for municipalities that have ordinances exactly how this has been prepared have upheld the municipalities actions under the police power act found in section 12-02-04 of the Borough Code.

Motion to approve and enact Ordinance No. ___-2020 establishing procedures for the emergency demolition of structures deemed by the Borough Building Code Official to be dangerous, unsafe, and at risk of imminent collapse; establishing severability; and establishing an effective date.

Schaub made a motion to table until 7-13-2020 at 6:30 p.m. Seconded by Adams. Motion Carried. 5-0 Unanimous

The Public Hearing is continued to Monday, July 13, 2020 at 6:30 p.m.

MANAGER'S REPORT

Manager Piper read from the May 2020 Manager's report. (Attachment)

MEETING ANNOUNCEMENTS

Secretary read from a prepared list of announcements.

CITIZEN COMMENTS – OPEN COMMENTS AT THIS TIME

Jerry Miklos spoke about repairs to the Garbage Truck, Trail Restroom, and Recycling

NEXT COUNCIL MEETINGS

Monday, July 13, 2020 at 6:30 p.m. at the Latin American Club

Monday, July 27, 2020 at 6:30 p.m. at the Latin American Club

ADJOURNMENT

Klukan made a motion at 7:22 p.m. to adjourn. Seconded by Schaub. Motion Carried. 5-0 Unanimous

Carol Fenyes
Council President

Lisa Bittner
Secretary