

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

AUGUST 20, 2012

CALL TO ORDER

The regular monthly Council meeting of the City of Saint Marys was called to order by Mayor Sally Geyer on Monday, August 20, 2012 at 7:00 p.m. The meeting was held in the Council Room of City Hall, 11 LaFayette Street. Notice of this meeting was sent to Council on August 16, 2012, posted at City Hall and published in the Daily Press.

PLEDGE TO THE FLAG**ROLL CALL**

Present: Mayor Sally Geyer, Gary Anderson, Richard Dornisch, Bob Roberts, Nedward Jacob, Gregory Gebauer, Manager David Greene and Solicitor Thomas Wagner. Daniel Hepner was excused.

VISITORS

Visitors included: Mary Kay Wendel, Cherie Pichler, Ashley O'Dell, Greg Stauffer, Todd Caltagarone, Paula Weyant, Warren Stewart and Richard Sadley.

APPROVAL OF MINUTES
August 6, 2012

Gary Anderson made a motion to approve the minutes of August 6, 2012, seconded by Richard Dornisch and all were in favor.

**CITIZEN COMMENTS ON
AGENDA TOPICS**

There were no citizen comments on agenda topics.

MANAGER'S REPORT

July 20- Met with Mark Adams from Senator Scarnati's office to discuss various issues relevant to the City.

July 23- Tim Brennan, Steve Samick and the Manager met with representatives from PennDOT to discuss the replacement of storm sewer pipe on South St. Marys Street between Gunner's Restaurant and the St. Marys Pharmacy. Replacement of the pipe will begin the week after the Labor Day Holiday.

July 25- Attended the Elk County Earned Income Tax Committee meeting held in Fox Township.

July 26- Attended the Northern Tier Community Action Corporation Board of Directors meeting held in Emporium.

August 1- Members of City Council and the Manager attended Ribbon Cuttings held at the new St. Marys Insurance Agency, ATA Transit Center and the St. Marys Parking Garage.

August 2- Attended the Elk County Earned Income Tax Collectors Committee meeting held in Johnsonburg.

August 13- Matt Pfuefer and the Manager met with representatives from Lee-Simpson and Associates to discuss various items pertaining to the City.

August 15- Tim Brennan and the Manager met with Chestnut Ridge Communications and Elk County Control to discuss new mobile radios for the Street Department.

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

AUGUST 20, 2012

APPROVAL OF EXPENDITURES

Richard Dornisch made a motion to approve the Expenditures from July 16, 2012 to August 15, 2012, seconded by Nedward Jacob and all were in favor.

TREASURER'S REPORT

Mayor Geyer gave the following Treasurer's Report as of July 31, 2012:

Total Revenue collected for the General Fund was at \$4 million, last year was also \$4 million and in 2010 \$3.5 million was collected. Total Expenditures for the General Fund as of July 31, 2012 was at \$2.8 million, in 2011 was also 2.8 million and in 2010 was at \$2.6 million. Revenues collected for the General Fund were at 67.2 percent of budget and Expenditures were at 46.13 percent of budget. Last year Revenues were at 60.18 percent and Expenditures were at 40.71 percent of budget.

LEGISLATIVE ACTION:

Consider for adoption:

Resolution No. 12-10, re: Authorizing and empowering its local tax collector

Resolution No. 12-10 was presented for adoption authorizing and empowering its local tax collector Berkheimer to impose and retain costs of collection on delinquent taxes.

Manager Greene explained at the beginning of the year the Elk County Tax Collection Committee had appointed CENTAX to collect the Earned Income Taxes for the County but due to the recent difficulties with CENTAX, specifically the reporting and tax revenue being submitted to the municipalities in a timely manner, the E.C.T.C.C. now has terminated that contract and appointed Berkheimer to collect the Earned Income taxes for the county. Because of the change in collectors the City needed to authorize the new collector Berkheimer to collect any delinquent Earned Income taxes or any other relevant Act 511 taxes.

Motion Passed

Nedward Jacob made a motion to adopt Resolution No. 12-10, seconded by Gary Anderson and all were in favor

Resolution No. 12-11, re: Authorizing, empowering and directing the proper officers of the governing board to appoint a liaison between it and Berkheimer

Resolution No. 12-11 was presented for adoption authorizing, empowering and directing the proper officers of the governing board to appoint a liaison between it and Berkheimer, the duly appointed collector of Act 511 taxes for the district, for the purpose of sharing confidential tax information with the district for official purposes.

Manager Greene explained the Resolution would appoint Carol S. Muhitch as the liaison because she is the Finance Director for the City.

Motion

Bob Roberts made a motion to adopt Resolution No. 12-11, seconded by Nedward Jacob.

Mayor Geyer questioned if the Finance Director was normally appointed and Solicitor Wagner responded the School District appointed their Business Manager.

Motion Passed

All were in favor to adopt Resolution No, 12-11.

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

AUGUST 20, 2012

LERTA Application re: Robert P. DeLullo, 1022 Delaum Road

Manager Greene explained Robert P. DeLullo had submitted an application to the City of St. Marys in regards to the Local Economic Revitalization Tax Assistance Act (LERTA) Program for a 2,080 sq. ft. addition to an existing building at 1022 Delaum Road. The projected cost of the improvement was \$100,000. Copies of the request were forwarded to the other taxing bodies and the County Assessment Office. The City has now received approval letters from the School and the County. The City also needed to approve the application.

Motion Passed

Bob Roberts made a motion to approve the LERTA application for Robert P. DeLullo at 1022 Delaum Road, seconded by Nedward Jacob and all were in favor.

LERTA Application, re: Cotter Real Estate, 1017 Delaum Road

Manager Greene explained Cotter Real Estate had submitted an application to the City of St. Marys in regards to the Local Economic Revitalization Tax Assistance Act (LERTA) Program for a 2,500 sq. ft. addition to an existing industrial building at 1017 Delaum Road. The projected cost of the improvement was \$100,000. Copies of the request were forwarded to the other taxing bodies and the County Assessment Office. The City has now received approval letters from the School and the County. The City also needed to approve the application.

Motion Passed

Richard Dornsich made a motion to approve the LERTA application for Cotter Real Estate at 1017 Delaum Road, seconded by Gary Anderson.

Comment

Bob Roberts commended the developers for investing in the City of St. Marys.

Question

Mayor Geyer questioned what type of company it was and Manager Greene responded it was a manufacturing business.

Motion Passed

All were in favor to approve the LERTA application for Cotter Real Estate.

TOPICS FOR DISCUSSION:
Open Container Law

Gregory Gebauer stated after the recent "Wing Fling" he had a personal experience at 2:00 a.m. Saturday morning in his other capacity and was summoned to the Market Street area. There was a large group of boisterous people on the street and a very large amount of broken glass on the roadway. Because of the upcoming Bavarian Fall Fest he suggested Council consider placing a restriction of any open container to be limited to a plastic cup.

Councilman Jacob commented if the Waiver was over at 10:00 p.m. then anyone with an open container after that time should have been arrested.

Richard Dornisch commented the commotion on Market Street was similar to other weekends at that same time. He did not have a problem with the suggested restrictions when waiving the open

AUGUST 20, 2012

container law.

Gregory Gebauer understood the City street sweeper had to be called out and Manager Greene responded the sweeper was called out the next morning to clean up the glass and cigarette butts.

Ashley O'Dell from the Chamber of Commerce agreed that there was a large amount of glass, but stated it was concentrated in front of two of the bars on Market Street. She stated the area was cleaned up by 10:30 that night. She further stated the Wing Fling Committee and the business owners were all willing to cooperate for future events.

Chief Caltagarone commented the downtown patrons had an earlier start than normal and that could have contributed to the problem. He stated the police department had no problems with the situation and the crowd dispersed in an orderly and timely manner.

Paula Weyant from the Bavarian Fall Fest stated the committee was happy to accommodate the plastic cup restriction for their upcoming event.

Council agreed future requests to waive the open container law would have the plastic cup restriction, but no action was taken.

CITIZEN COMMENTS ON NON-AGENDA TOPICS

There were no citizen comments.

COUNCIL COMMENTS Councilman Anderson

Gary Anderson requested an update on the "Jake Brake" revisions and Solicitor Wagner responded he had sent an email with his suggestions.

Councilman Roberts

Bob Roberts requested the Manager contact the Railroad to repair the crossing in front of City Hall.

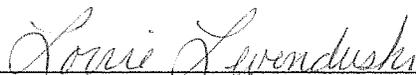
ANNOUNCEMENTS

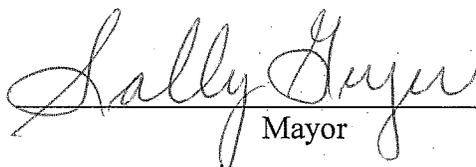
Mayor Geyer made the following announcements:

- The next Council worksession has been cancelled. Council's next regular meeting will be held Monday, September 17, 2012 at 7:00 p.m. at City Hall.
- Trick or Treat will be held on Wednesday, October 31, 2012 from 6:00 p.m. until 8:00 p.m. (due to it falling on a school night)

ADJOURNMENT

Richard Dornisch made a motion to adjourn the meeting.


Recording Secretary


Mayor