

CITY OF SAINT MARYS COUNCIL WORKSESSION

DECEMBER 3, 2012

CALL TO ORDER

A Council worksession of the City of Saint Marys was called to order by Mayor Sally Geyer on Monday, December 3, 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 November 29, 2012, posted at City Hall, and published in the Daily Press.

PLEDGE TO THE FLAG**ROLL CALL**

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

VISITORS

Visitors included: Matthew Pfeufer, Steve Michuck, Yvonne Michuck, Francis Gustafon, Richard Sadley, Fran Pasi and Warren Stewart. Anthony Wickett did not sign in.

APPROVAL OF MINUTES
November 19, 2012

Bob Roberts made a motion to approve the minutes of November 19, 2012, seconded by Daniel Hepner and all were in favor.

REPORT ON EXECUTIVE SESSION

Mayor Geyer stated an Executive Session was held immediately following the November 19, 2012 Council meeting regarding personnel matters. No decisions were made.

CITIZEN COMMENTS ON AGENDA TOPICS

There were no citizen comments on agenda topics.

LEGISLATIVE ACTION:

Consider for publication:
Ordinance No. 277, re: Revising the procedure for the setting of parking fines and reporting and paying the same; and the designation of parking lots.
Motion

Ordinance No. 277 was presented amending Chapter 15 of the St. Marys City Code by revising the procedure for the setting of parking fines and the procedure for reporting and paying the same; and revising the designation of parking lots.

Daniel Hepner made a motion to publish Ordinance No. 277, seconded by Nedward Jacob.

Discussion

Mayor Geyer questioned how the penalty amount would be determined for the partially deposited coin and Solicitor Wagner responded the penalty would be determined under the penalty section of the ordinance.

Richard Dornisch and Mayor Geyer questioned if the penalty would be considered a parking violation and Solicitor Wagner responded he did not have a reference available at tonight's meeting, but believed the fine would be five dollars.

Mayor Geyer questioned the section referring to parking permit holders regarding the restriction of parking in metered spaces.

Nedward Jacob stated the permit holders are required to park within a specified location determined by the permit that is purchased.

Richard Dornisch questioned if no permit parking was available in the specified area could the permit holder park within a metered space and Manager Greene responded the permits are not oversold and a spot should be

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available, but if there were no permit only spaces available then the permit holder would have to deposit coin into the metered space. Unless it would be a metered space around the Diamond area or in the metered portion of the Parking Garage since those areas are both metered and permit spaces.

Gregory Gebauer questioned if the Ordinance was to "clean-up" the current ordinance language and Manager Greene responded yes.

Nedward Jacob questioned the setting parking fines by resolution and Solicitor Wagner responded he would present the resolution in the future and it would correct the inconsistencies within the other sections of the ordinance.

Motion Passed

All were in favor to publish Ordinance No. 277.

Consider for publication:
Ordinance No. 279, re: Making technical revisions and modifying various provisions of the City Zoning Ordinance

Ordinance No. 279 was presented making technical revisions to and modifying various provisions of the City Zoning Ordinance.

Solicitor Wagner explained the Ordinance contained the final revisions suggested by Council regarding signs attached to utility poles and generalized language for powdered metal processes.

Motion

Nedward Jacob made a motion to publish Ordinance No. 279, seconded by Gary Anderson.

Discussion

Bob Roberts questioned currently there were no restrictions regarding political signs within the City's right of way and if the revisions would force Code Enforcement to regulate the placement of political and Solicitor Wagner responded there are currently other restrictions regarding political signs and Code Enforcement would only act on any violation or complaint.

Bob Roberts stated he wanted Council to be aware of the proposed changes.

Motion Passed

All were in favor to publish Ordinance No. 279 except Bob Roberts, who opposed.

LERTA Application from Mersen USA, 1032 Trout Run Road

Manager Greene explained Mersen, USA had submitted an application to the City in regards to the Local Economic Revitalization Tax Assistance Act (LERTA) Program for a 30' x 49' and a 40' x 76' storage building addition to existing industrial buildings at 1032 Trout Run Road. The Projected cost of the improvement is \$71,000. Copies of the request were forwarded to the other taxing bodies and the County Assessment office. The City had received notification of their approval.

Motion Passed

Bob Roberts made a motion to approve the Mersen, USA LERTA application, seconded by Nedward Jacob and all were in favor.

Agreement for collection of Local Services Tax (LST)

Manager Greene presented an agreement for collection of Local Services Tax (LST) between the City and Charles E. Bloam III, City Tax Collector. The commission basis was 1.2 percent.

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- Motion Richard Dornisch made a motion to approve the Agreement, seconded by Nedward Jacob.
- Discussion Mayor Geyer questioned the continuation clause of the agreement and Manager Greene responded if either party would want to change the agreement it would need to be approved by Council.
- Richard Dornisch questioned if the addition or subtraction of duties could be changed during the year by action of Council and Manager Greene responded yes.
- Mayor Geyer questioned if the tax collector position was on the ballot next year and Bob Roberts responded the agreement was not to approve the position of tax collector, it was for additional tax collections by the tax collector.
- Motion Passed All were in favor to approve the agreement.

**APPOINTMENTS
RE-APPOINTMENTS
TO AUTHORITIES, BOARDS
AND
COMMISSIONS**

Benzinger Township Golf Authority
(5 years)

Bob Roberts made a motion to reappoint David Herzing as a member of the Benzinger Township Golf Authority, seconded by Daniel Hepner, and all were in favor.

Benzinger Township Hospital Authority (5 years)

Daniel Hepner made a motion to reappoint Joseph Mallison as a member of the Benzinger Township Hospital Authority, seconded by Nedward Jacob.

Richard Dornisch questioned if Mr. Mallison was still a member of the Golf Authority and Daniel Hepner responded Mr. Mallison was a member of the Redevelopment Authority.

All were in favor to reappoint Joseph Mallison.

Redevelopment Authority of the City of St. Marys (5 years)

Richard Dornisch made a motion to reappoint Peter Winklbauer as a member of the Redevelopment Authority, seconded by Gary Anderson, and all were in favor.

St. Marys Area Airport Authority (5 years)

Daniel Hepner made a motion to reappoint Terrence E. Pontzer as a member of the St. Marys Area Airport Authority, seconded by Bob Roberts, and all were in favor.

St. Marys Area Water Authority (5 years)

Richard Dornisch made a motion to reappoint Michael G. Kneidel as a member of the St. Marys Area Water Authority, seconded by Nedward Jacob and all were in favor.

St. Marys Municipal Authority (5 years)

There were no letters of interest received and the vacancy will be re-advertised.

Board of Health (5 years)

Bob Roberts made a motion to reappoint James Condon as a member of the Board of Health, seconded by Daniel Hepner, and all were in favor.

Recreation Board (3 years)

Gary Anderson made a motion to reappoint Kenneth Wolfe, Devin Brock and Dan Vollmer as members of the

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Recreation Board, seconded by Daniel Hepner, and all were in favor.

Zoning Hearing Board (5 years)
Alternate member (3 years)

Daniel Hepner made a motion to reappoint Edward Hornung as a member of the Zoning Hearing Board, seconded by Nedward Jacob, and all were in favor.

Nedward Jacob made a motion to reappoint William R. Rung as an alternate member of the Zoning Hearing Board, seconded Gary Anderson and all were in favor.

City Planning Commission (4 years)

Richard Dornisch made a motion to reappoint Jude Weis and Bruce Gerber as members of the City Planning Commission, seconded by Daniel Hepner, and all were in favor.

There is one remaining vacancy and it would be re-advertised.

Police Civil Service Commission (3 years)

Nedward Jacob made a motion to reappoint James Heary, Sr. as a member of the Police Civil Service Commission, seconded by Bob Roberts, and all were in favor.

Shade Tree Commission of the City of St. Marys (3 years)

Daniel Hepner made a motion to reappoint David Larkin and Clythera Hornung as members of the Shade Tree Commission, seconded by Nedward Jacob and all were in favor.

TOPICS FOR DISCUSSION

There were no topics for discussion.

CITIZEN COMMENTS ON NON-AGENDA TOPICS

Steve Michuck

Steve Michuck questioned the St. Marys Industrial Railroad Authority and Solicitor Wagner responded it was not related to any City Authority and believed it was a private Authority. Therefore, the City would not have any information regarding the Authority. It was suggested that Mr. Michuck contact PennDOT for further information.

Anthony Wickett

Anthony Wickett explained issues with traffic at the intersection of Vine Road and Hemlock Road. Council briefly discussed the issue and agreed the Manager would have the Police Department look into the matter.

Warren Stewart

Warren Stewart had questions regarding the recent discussion by Council pertaining to the Parking Garage Fund and Manager Greene responded because the Parking Garage Project had spanned over numerous years, the costs had increased and Section 108 funding that was originally included in the source of funds for the project could not be utilized because of the restrictions that would have been placed on the users of the parking garage. Therefore, it had been proposed to Council to utilize parking revenue, not tax dollars, to replenish the costs that were not eligible for reimbursement from grant funds.

COUNCIL COMMENTS

Councilman Jacob
LED lights

Councilman Jacob questioned which of the lights on Depot Street the LED lights were and Manager Greene responded he would place some kind of marker on the lights so Council could determine which light had been retro fitted with the new LED lights.

Councilman Gebauer
Parking Garage Funds

Councilman Gebauer commented the City's taxpayers were informed before the parking garage project started that there would be no cost to the local taxpayer. He

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believed that residents had the right to question the Parking Garage Fund and to receive answers to their questions.

Gary Anderson
Centax

Gary Anderson questioned the status of Centax and Manager Greene responded Berkheimer had been submitting monies, but the City was still behind in the total collection of last year's local wage tax.

Mayor Geyer
170 years of the founding of
St. Marys

Mayor Geyer stated December 8, 2012 will mark the 170 years of the founding of St. Marys.

ANNOUNCEMENTS

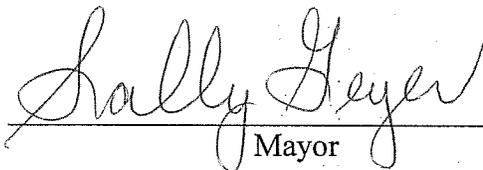
Mayor Geyer made the following announcements:

- The next Council meeting will be Monday, December 17, 2012 at 7:00 p.m. at City Hall.

ADJOURNMENT

Gary Anderson made a motion to adjourn the meeting.


Recording Secretary


Mayor