

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

February 19, 2007

CALL TO ORDER

The regular monthly Council meeting of the City of Saint Marys was called to order by Mayor Sally Geyer on Monday, February 19, 2007 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 February 15, 2007, posted at City Hall, and published in the Daily Press.

ROLL CALL

Present: Mayor Sally Geyer, Dennis Nero, Steven Skok, Mark Kopp, Thomas Farley, Richard Dornisch, Sean Gabler, City Manager David Greene, and Solicitor Stephen French

VISITORS

Visitors included: Carrie Stewart, Dan Hepner, Warren Stewart, Wayne Greenthaner, Richard Sadley, Michael Mullaney, Dan Greenthaner, Tina Gnan, Bob Roberts, and Curt Brennen

APPROVAL OF MINUTES
February 5, 2007

Richard Dornisch made a motion to approve the minutes of February 5, 2007, seconded by Steven Skok, and all were in favor, except Thomas Farley who abstained.

CITIZEN COMMENTS
ON AGENDA TOPICS
Carrie Stewart,
Hughes Engineering

Carrie Stewart, Hughes Engineering, inquired about the Meadows Frozen Custard parlor. Ms. Stewart thought this item was on Council's agenda. Nothing has been received, as of this date, from the Planning Commission.

MANAGER'S REPORT

Manager Greene presented the following report:

- On January 15th, Bob Yoder, Greg Patryna, and I met with the Parking Authority to discuss plans for the Depot Street Parking Lot. Mr. Yoder would like to begin development of the permitted parking section before the garage is built. He would like to begin construction this summer on multi-use retail/office and market rate apartments. The Parking Authority previously turned down this request but will reconsider.
- Bob Yoder, Greg Patryna, Tom Harley, and I met with the Area Transportation Authority and KTH Architects to discuss plans for the inter-modal transportation center planned for Depot Street.
- On January 15th, Bob Yoder, Greg Patryna, Tom Harley, and I met with Allegheny Power to discuss the feasibility of burying the electric lines on a portion of Depot St. in front of the proposed parking garage.

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- On January 16th, Bob Yoder, Gregg Patryna, and I met with Howard and Dale Lepovetsky to discuss their new building and to review cost estimates. All parties were in agreement on the size and price of the new building.
- Attended a Parking Authority meeting on January 16, 2007 to discuss the possibility of building in the parking lot prior to the construction of the parking garage.
- On January 24th, attended the full board meeting of NCRPDC in Ridgway.
- On January 28th, attended a meeting of the Hometown Festival at the CEC bldg.
- Attended the Zoning Hearing Board meeting on January 31st.
- February 8th, attended the Regional LTAP Advisory Committee meeting at the North Central offices in Ridgway to review upcoming training opportunities for public works employees.
- On February 9th, attended the Recycling Task Force meeting to discuss the City's Recycling Program with Guy McCumber, DEP.
- Attended a meeting at the CEC Building on February 12th to discuss plans for a feasibility study to develop plans for Tech-Ed opportunities for Elk/Cameron students.

APPROVAL OF EXPENDITURES

Dennis Nero made a motion to approve the Expenditures for the period January 13, 2007 thru February 14, 2007, seconded by Mark Kopp, and all were in favor.

TREASURER'S REPORT

Mayor Geyer presented the Treasurer's Report as of January 31, 2007. Revenue for the General Fund is at 2.23% of the budget and expenditures are at 5.16% of the budget. Revenue will be low for the first few months of the year because the real estate bills are not mailed until March 1st of each year. The Pension Plans' market values continue to climb.

**LEGISLATIVE ACTION
Award of Bids**

Sign Posts and
Signs & Supplies

Manager Greene stated the following four bids were opened for sign posts and signs & supplies during a public meeting held on Monday, February, 12, 2007 at 2:00 p.m. at City Hall:

Bradco Supply, Townada, PA	
Sign Posts, U-channel.....	\$ 2,985.00
Signs.....	10,104.96
Total.....	<u>\$13,089.96</u>

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Chemung Supply, Elmira, NY
 Sign Posts, U-channel.....\$ 3,394.00
 Signs..... 8,460.49
 Total.....\$11,854.49

also

Sign Posts, Square Channel...\$ 2,794.00
 Signs..... 8,460.49
 Total.....\$11,254.49

Seigworth Road Supply, Knox, PA
 Sign Posts, U-channel.....\$ 2,695.00
 Signs..... 10,637.59
 Total.....\$13,332.59

Hall Signs, Bloomington, IN
 Sign Posts, U-channel.....\$ 2,793.00
 Signs..... 6,665.46
 Total.....\$ 9,458.46

Michael Mullaney, Public Works Director, recommended that the bid for sign posts be awarded to Seigworth Road Supply for the total bid price of \$2,695.00 and that signs & supplies be awarded to Hall Signs for the total bid price of \$6,665.46.

Thomas Farley made a motion to approve the bids for signs and posts according to the recommendation of the Public Works Director, seconded by Richard Dornisch, and all were in favor.

Tina Gnan, Community and Economic Development Coordinator, stated the St. Marys Public Library Asbestos Tile Replacement project was approved under the 2006 CDBG application. \$30,000. was allotted for this project. The following bid was opened during a public meeting held on Thursday, February 8, 2007 at 2:00 p.m. at City Hall:

Wehler Construction, St. Marys, PA
 Total bid.....\$23,972.60

Mark Kopp made a motion to award the bid to Wehler Construction for the Public Library Asbestos Tile Replacement project, seconded by Dennis Nero, and all were in favor.

St. Marys Public Library Asbestos Tile Replacement Project

Consider for Publication
 Ordinance No. 228 re:
 Deferred Retirement
 Option Plan (DROP)

Ordinance No. 228 was presented amending and updating the St. Marys Police Pension Plan to include a Deferred Retirement Option Plan (DROP) provision. Richard Dornisch made a motion to publish Ordinance No. 228, seconded by Thomas Farley, and all were in favor.

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Subdivision Applications
Martha Greenthaner,
278 West Theresia Rd.
(resubmitted)

A Subdivision Application was resubmitted for the Martha Greenthaner Estate lands which are located approximately 300 feet south of the intersection of Theresia Road and Thunder Road. This subdivision divides the lands of the Martha Greenthaner Estate into four parcels for family members. Parcel 5 will be conveyed to the present owner of Parcel 1.

This subdivision was sent back to the St. Marys Planning Commission for corrections noted at Council's January 15th meeting. At the February 6, 2007 Planning Commission meeting, the revisions to the deed descriptions for the subdivision application were reviewed.

Dennis Nero made a motion to accept the Martha Greenthaner Estate Subdivision. The motion was seconded by Mark Kopp.

Thomas Farley stated the discrepancies that he found at the previous Council meeting have been corrected.

All were in favor of the motion to approve the Martha Greenthaner Estate Subdivision.

Kaul & Hall Oil & Gas
Company and Andrew Kaul
IV, Eschbach Road

A Subdivision Application was presented for Kaul & Hall Oil & Gas Company and Andrew Kaul IV, for lands at the end of Eschbach Road. This subdivision is to facilitate a land trade.

Sean Gabler made a motion to approve the Kaul & Hall Oil & Gas Co. and Andrew Kaul IV subdivision seconded by Thomas Farley, and all were in favor.

TOPICS FOR DISCUSSION

Halloween re:
Trick or Treat to
be held Oct. 27,
2007

After a brief discussion, Dennis Nero made a motion that the 2007 "trick or treat" be held on Saturday, October 27th from 6:00 to 9:00 p.m., seconded by Sean Gabler, and all were in favor, except Thomas Farley and Richard Dornisch who opposed. The motion passed by majority vote.

Crestview Road

A discussion was held regarding the City taking over Crestview Road. Attorney Thomas Wagner requested, on behalf of John Grotzinger, that this issue be placed on the agenda. Mr. Wagner was not present.

Michael Mullaney, Public Works Director, noted as of this date, John Grotzinger did not comply with all the City's requirements.

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Dennis Nero noted it was stated the City made promises. This City Council made no promises to anyone and if staff made those promises, they are not authorized because Council makes the final decision not City staff.

Solicitor French was told by Mr. Grotzinger's Attorney, the City had been out inspecting the road at various stages. Public Works Director Michael Mullaney stated the City had only inspected the sewer line extension not the road. Mr. Mullaney stated the City never had an inspector on site because there were no road plans to compare the inspection with.

Steven Skok noted that even if the road meets the City's requirements, this does not mean the City has to take the road over.

**CITIZEN COMMENTS ON
NON-AGENDA TOPICS**
Bob Roberts

Bob Roberts, representing the St. Marys Youth Center, asked the status of a letter he wrote requesting a donation to the center in the amount of \$950.00 which is the equivalent of the transfer tax.

Solicitor French stated he advises all the municipalities that he represents against making charitable donations because as a collector of tax dollars, it is not proper for government to levy taxes and then donate the tax dollars. Mr. French strongly recommended that Council not make donations to organizations by using tax dollars.

Curt Brennen

Curt Brennen, of Allegheny Electric, expressed his disapproval of the LERTA application which Council approved for Sheetz.

Dennis Nero explained that the School District and the County also have to approve the LERTA application for Sheetz before the tax exemption goes into effect.

COUNCIL COMMENTS

Dennis Nero stated there was no study approved for the Municipal Authority.

Steven Skok noted the Crystal Fire Department would like to meet with Council at 6:30 p.m. on Thursday, February 22nd instead of 7:00 p.m to view the new aerial truck.

Richard Dornisch questioned if Council has a policy to readdress issues that have been tabled or postponed? Mr. Dornisch also stated he did receive seven phone calls from small businesses regarding the recent LERTA application approved for Sheetz.

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Dennis Nero wished to clarify a misunderstanding with the Hometown Festival Committee. Mr. Nero noted Council's statement to the committee was, "the City cannot guarantee ownership of the lot, the only one that can do this is the Parking Authority". Mr. Nero repeated, "contrary to what other individuals are saying, Council cannot guarantee ownership only the Parking Authority can do this". Council can authorize the "use" of the parking lot, but the Hometown Festival Committee wanted to be guaranteed that the City owns the lot.

Mayor Geyer commended the City crew on the good job they did during the recent snow storm.

ANNOUNCEMENTS

Mayor Geyer made the following announcements:

- Next Council meeting will be held on Monday, March 5, 2007 at 7:00 p.m.
- Council will be holding an Executive Session on Monday, March 5, 2007 at 6:00 p.m. regarding legal issues.

ADJOURNMENT

Richard Dornisch made a motion to adjourn the meeting.

Mayor

Shirley Dicklas
Recording Secretary