

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

JUNE 15, 2015

CALL TO ORDER

The regular monthly Council meeting of the City of Saint Marys was called to order by Mayor Robert Howard on Monday, June 15, 2015 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 June 11, 2015, posted at City Hall and published in the Daily Press.

PLEDGE TO THE FLAG**ROLL CALL**

Present: Mayor Robert Howard, Gary Anderson, Sally Geyer, Nedward Jacob, Gregory Gebauer, Lou Radkowski, Bob Mohr, Solicitor Thomas Wagner, Acting Managers, Todd Caltagarone and Tim Brennan.

VISITORS

Visitors included: Amy Cherry, Richard Sadley, Katie Weidenboerner, Colin Deppen, Denny Bauer, Andrew Kneidel, Mason Catalone and Warren Stewart.

APPROVAL OF MINUTES

June 1, 2015
Motion Passed

Sally Geyer made a motion to approve the minutes of June 1, 2015, seconded by Gary Anderson and all were in favor.

REPORT ON EXECUTIVE SESSION

Mayor Howard stated an Executive Session was held on Monday, June 1, 2015 following the Council meeting regarding personnel matters. No decisions were made.

CITIZEN COMMENTS ON AGENDA TOPICS

There were no citizen comments on agenda topics.

MAYOR'S REPORT

Mayor Howard provided the following report:

- Attended the Mayor's Association meeting
- Attended the 103rd birthday celebration for Richard Schauer

SOLICITOR'S REPORT

Solicitor Wagner reported he was still working on scheduling a meeting with Zito Media.

Sally Geyer questioned the status of the Oil & Gas ordinance and Solicitor Wagner responded because of the lack of active development, it was not a "front burner" item.

Solicitor Wagner stated he intends to take the original draft of the ordinance and incorporate the comments received from both the citizens and the industry. He would also provide his thoughts on any additional needed language and then present the revised draft to Council. Council could choose to forward the revision to the Planning Commission for their review.

Council briefly discussed the matter and it was determined to have the Solicitor present the revised draft at Council's July regular meeting.

APPROVAL OF EXPENDITURES

Motion Passed

Gary Anderson made a motion to approve the Expenditures from May 18, 2015 until June 15, 2015, seconded by Bob Mohr and all were in favor.

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

JUNE 15, 2015

TREASURER'S REPORT

Mayor Howard gave the following Treasurer's Report for May 31, 2015:

Total revenue collected for the General fund was \$3.8 million or 46 percent of budget. Tax revenue collected as of May 31, 2015 was \$3.17 million or 68 percent of budget. Total Expenditures for the General Fund as of May 31, 2015 were \$2.4 million or 32 percent of budget. Last year's Expenditures were 33.5 percent of budget and in 2013 were 30 percent and for 2012 were 32 percent of budget. Revenue in 2014 as of May 31, was \$3.4 million or 56.5 percent of budget and tax revenue was at 3.1 million or 67.5 percent of budget. In 2013 total revenue in the General Fund was \$3.6 million or 60 percent of budget and tax revenue was \$3.3 million or 74 percent of budget. Sewage Treatment Fund cash on hand as of May 31, 2015 was \$1.075 million, 2014 was \$743,261, 2013 was \$759,140 and in 2012 was \$1.1 million. Sewage Treatment Fund balance as of May 31, 2015 was \$2,928,474, 2014 was \$1,925,536, 2013 was \$1,851,232 and 2012 was \$2,151,848.

LEGISLATIVE ACTION:**Consider for publication:**

An Ordinance approving and authorizing a 2015 Guaranty Agreement and refinance of bonds – Municipal Authority

An Ordinance was presented for publication approving and authorizing a 2015 Guaranty Agreement between the City and the St. Marys Municipal Authority for the refinance of bonds.

Sally Geyer made a motion to publish the ordinance, seconded by Bob Mohr.

Motion

Discussion

Nedward Jacob was concerned with the attached Schedule "A" which stated a "not to exceed" parameter of 5 percent which was more than then the agreed 2.3 percent with the Municipal Authority.

Tim Brennan responded he believed the "not to exceed parameter" was simply a safe number to use so the ordinance would not need to be re-advertised.

Gary Anderson stated if it (the interest rate) comes in at 3 percent it would cost the City money.

Tim Brennan stated if the rate comes in high Council is not obligated to go through with the transaction.

Solicitor Wagner commented the rate will be determined as of the date of sale, which is unknown until that date.

Roll call vote – Motion Passed

On a roll call vote all were in favor to publish the ordinance.

Audit Engagement Letter

An Audit Engagement letter was presented authorizing Geci & Associates, P.C. to perform the audit of the City's financial statements and governmental activities for the year ending December 31, 2015.

Motion

Gary Anderson made a motion to approve the audit engagement letter with Geci & Associates, seconded by Nedward Jacob.

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

JUNE 15, 2015

- Roll Call Vote – Motion Passed On a roll call vote, all were in favor to approve the audit engagement letter with Geci & Associates, P.C.
- Creation of an Operating Parking Authority The creation of an operating Parking Authority was presented for Council's consideration.
- Nedward Jacob explained since the last Council meeting the Solicitor had sent an email explaining how an operating Parking Authority for a third class city had certain limitations and Councilman Jacob questioned if the Home Rule Charter would override those limitations.
- Solicitor Wagner explained the parking authority law allows the authority to be created. He further explained when creating an authority all municipalities, regardless if a Home Rule Charter municipality, must abide by the Municipality Authorities Act and other laws that only allow certain duties be assigned to an authority.
- Council discussed the limitations of the laws and the option of creating an advisory board with a defined structure of members to best represent the community.
- Solicitor Wagner explained no matter how Council structures the parking authority or board the responsibility of setting rates, fines and other parking issues will come back to Council as their responsibility and for their consideration. If an advisory Board was created a change to the City Code by ordinance would be necessary and the Solicitor would prepare the necessary paperwork including the bylaws for the board.
- Motion to Table Passed Nedward Jacob made a motion to table the creation of an operating Parking Authority, seconded by Gary Anderson and all were in favor.
- Subdivision Application: M. Lynn Miller, Taft Road A subdivision application was presented from M. Lynn Miller for property located on Taft Road. The subdivision proposed to divide a 3.159 acre lot from a 4.159 acre parcel as a side lot addition to an adjoining parcel. Both the receiving parcel and the residual parcel contain a single family dwelling with on-lot sewage disposal and public water. No new building lots will result from the subdivision. The Planning Commission recommended approval of the subdivision with no comments.
- Motion Passed Sally Geyer made a motion to approve the M. Lynn Miller subdivision application, seconded by Gary Anderson and all were in favor.
- TOPICS FOR DISCUSSION:**
Shade Tree Commission Appeal Process Solicitor Wagner explained he had provided information regarding the complaint/appeal process for the Shade Tree Commission. Currently, a resident can appeal the decision of the Shade Tree Commission to a committee consisting of the City Manager, the Chairperson of the Shade Tree Commission and a Community Forester.
- Acting Manager Caltagarone explained once a forester was located the appeal committee could be approved by Council.

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

JUNE 15, 2015

Solicitor Wagner explained if the complaint was not resolved by the appeals committee then the matter would come before Council.

Novak Group Study

Gary Anderson explained the Early Intervention Committee had reviewed the recommendations from the Novak Group study and had prepared a prioritized list of items. The list was sent to Council and the committee has received Council member's feedback. The list was now being sent to the City administration for their review and comment.

Council discussed the recommendations that were already being implemented, recommendations that City staff could move forward with before a new City Manager was found, and the funding sources available for implementing the recommendations.

**CITIZEN COMMENTS ON
NON-AGENDA TOPICS**

Andrew Kneidel commented on roadway line painting on Hall Avenue and the parking along both sides of the Post Office.

COUNCIL COMMENTS
Councilwoman Geyer
State Champions

Councilwoman Geyer congratulated the Elk County Catholic High Girls Softball team for winning the State Championship.

Councilman Anderson
Road condition around Diamond

Councilman Anderson commented he received numerous comments regarding the condition of the road in front of the Boys and Girls Club.

Council and Acting Manager Tim Brennan discussed the issue.

Councilman Mohr
Roadway resurfacing bids

Councilman Mohr questioned the status of the roadway resurfacing bids and Acting Manager Brennan responded they were waiting on the PIB loan.

Councilman Radkowski
Congratulations and thank you

Councilman Radkowski also congratulated the ECC girls' softball team and also thanked April's School of Dance for their recent show held at the high school.

ANNOUNCEMENTS

Mayor Howard made the following announcements:

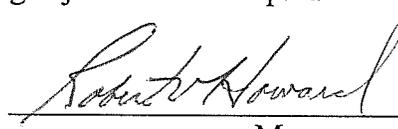
- The next Council worksession will be held Monday, July 6, 2015 at 7:00 p.m. at City Hall.
- An Executive Session will be held following adjournment of this meeting regarding personnel matters.
- Thank you to In-Town Gardeners, St. Marys Heritage Preservation Group and Tom Heindl for the beautiful flowers throughout the downtown.

ADJOURNMENT

Gary Anderson made a motion to adjourn the meeting. Meeting adjourned at 7:48 p.m.



Recording Secretary



Mayor