

JULY 5, 2016

- 1<sup>st</sup> PUBLIC HEARING:** The 1<sup>st</sup> Public Hearing for the C.D.B.G. Program was held at 6:45 p.m.
- CALL TO ORDER** A re-scheduled Council worksession of the City of Saint Marys was called to order by Mayor Robert Howard on Tuesday, July 5, 2016 at 7:02 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 30, 2016, posted at City Hall, and published in the Daily Press.
- PLEDGE TO THE FLAG**
- ROLL CALL** Present: Mayor Robert Howard, Gregory Gebauer, Nedward Jacob, Gary Anderson, Lou Radkowski, Andrew Mohny, Bob Mohr, Manager Timothy Pearson and Solicitor Thomas Wagner.
- VISITORS** Visitors included: Warren Stewart, Amy Cherry, Tom Nicklas, Katie Weidenboerner, Lance Mohny and Richard Sadley. John Zelt did not sign in.
- APPROVAL OF MINUTES** Gary Anderson made a motion to approve the minutes of June 20, 2016, seconded by Lou Radkowski and all were in favor.  
June 20, 2016  
Motion Passed
- REPORT ON EXECUTIVE SESSION:** An Executive Session was held Tuesday, June 28<sup>th</sup>, 2016 at City Hall regarding personnel matters. No decisions were made.
- ADDITIONAL TOPICS FOR DISCUSSION:** There were no additional topics for discussion.
- CITIZEN COMMENTS ON AGENDA TOPICS** There were no citizen comments on agenda topics.
- LEGISLATIVE ACTION:** Manager Pearson explained a subdivision application was being presented tonight from Laramie/Waskal for property located on S. St. Marys Street. The Subdivision proposed to divide a 4.563 acre lot from a 10.922 acre parcel with an existing shopping center located on both parcels. The applicant received zoning variances for the building setback and parking spaces from the Zoning Hearing Board January 20, 2016; and the signage variance request was approved on February 10, 2016. The subdivision plat was not recorded within 90 days of approval due to some legal issues, so the application was re-submitted for new signatures. No changes were made to the subdivision plat; this action is to re-affirm the prior approval of March 7, 2016. The Planning Commission is re-affirming its prior approval at their meeting tonight.
- Motion Passed Nedward Jacob made a motion to re-approve the subdivision application for Laramie/Waskal contingent upon the Planning Commission recommendation, seconded by Gregory Gebauer and all were in favor.
- Land Development application: Triple D Development, Aviation Way Manager Pearson explained a land development application was being presented tonight from Triple D Development for property location on Aviation Way, Lot #9 in the Airport Industrial Park. The land development was proposing

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construction of a 4,000 square feet speculation building for sale with associated parking lot. The building will utilize public water and sewer. No stormwater management is required with this proposal. The Planning Commission is reviewing the land development application at their meeting tonight.

**Motion** Gary Anderson made a motion to approve the land development for Triple D Development, contingent upon the Planning Commission recommendation, seconded by Lou Radkowski.

**Discussion** Nedward Jacob questioned the building location stated 60 X 100 which was 6,000 square feet not 4,000 square feet which was listed.

Manager Pearson stated the location map dimensions may include the parking lot. The building was 50 X 80.

Manager Pearson will confirm with the Planning Commission that the maps should clarify the correct size of the building.

**Motion Passed** All were in favor to approve the Triple D Development land development application contingent upon the Planning Commission recommendation, except Andrew Mohny who opposed.

**Approval of Downtown Economic Development Project – Marienstadt Public House** Manager Pearson explained a request was being presented for approval of a Downtown Economic Development Project for Marienstadt Public House in the amount of \$4,000.00 for renovations to the former Mecca's Bar located on Depot Street. The funds will be transferred to the Redevelopment Authority for distribution.

**Motion Passed** Bob Mohr made a motion to approve the Marienstadt Public House project, seconded by Nedward Jacob and all were in favor, except Gregory Gebauer who opposed.

**TOPICS FOR DISCUSSION:** Manager Pearson explained additional information was being presented regarding an engine brake ordinance. He was requesting direction from Council on whether to draft an ordinance to restrict engine brakes, or to set limits on noise or set the matter aside.

**Engine Brake Ordinance**

Nedward Jacob was in favor of drafting an ordinance restricting the illegal or un-muffled engine brake.

Chief Nicklas explained he felt the issue could be best addressed under the current enforcement of the vehicle code.

Gregory Gebauer responded the enforcement would still be difficult and Chief Nicklas agreed.

Gary Anderson stated according to the information from Jacobs Vehicle Systems the un-muffled engine was 64 times as loud. He believed it would be very obvious which vehicles were un-muffled or improperly installed.

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Gregory Gebauer questioned if exceeding a certain noise limit would be enforceable and Chief Nicklas responded it would be very difficult and would require training, equipment and possibly additional manpower.

Manager Pearson stated courtesy signs will only be allowed on City roads.

Gary Anderson questioned if signage could be placed along roads as you enter the City stating vehicle noise laws are enforced in the city and Manager Pearson responded he would look into incorporating some language on the welcome to St. Marys signs that were already in place as you enter the city.

It was determined to have the Manager check with PennDOT and also confirm ownership of the welcome to St. Marys signs.

**CITIZEN COMMENTS ON  
NON-AGENDA TOPICS**

John Zelt, resident of S. St. Marys Street, commented on the engine brake issue.

Lance Mohny expressed his thanks for the recent clean-up of the Erie Avenue area.

**COUNCIL COMMENTS**

Councilman Mohr congratulated Laura Anderson on receiving an award and thanked Ashley O'Dell and the Chamber for the fireworks display.

Councilman Radkowski also thanked Ashley O'Dell and the Chamber for the fireworks display and the recent Clydesdale event.

**ANNOUNCEMENTS**

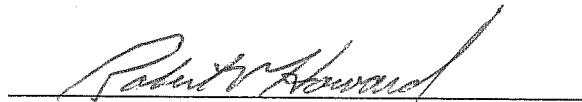
Mayor Howard made the following announcements:

- The next Council meeting will be Monday, July 18, 2016 at 7:00 p.m. at City Hall.
- An Executive Session regarding personnel matters will be held immediately following adjournment of tonight's meeting.

**ADJOURNMENT**

Gary Anderson made a motion to adjourn the meeting. Meeting adjourned at 7:33 p.m.

  
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Recording Secretary

  
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Mayor