

CITY OF SAINT MARYS REGULAR COUNCIL MEETING

JULY 15, 2013

CALL TO ORDER

The regular monthly Council meeting of the City of Saint Marys was called to order by Mayor Sally Geyer on Monday, July 15, 2013 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 July 11, 2013, posted at City Hall and published in the Daily Press.

PLEDGE TO THE FLAG**ROLL CALL**

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

VISITORS

Visitors included: Roseann Ranno, Amy Cherry, Bob Howard, Jerry Troha, Paul Jesberger, Grace Jesberger, Warren Stewart, Harry Brock, Richard Sadley, Mason Catalone, Margaret and Frank Denio, Denny Simons, Bill Werner and Katie Weidenboerner.

Don Schatz did not sign in.

APPROVAL OF MINUTES
July 1, 2013

Daniel Hepner made a motion to approve the minutes of July 1, 2013, seconded by Nedward Jacob and all were in favor.

REPORT ON EXECUTIVE

An Executive Session was held immediately following the July 1, 2013 Council meeting regarding real estate matters. No decisions were made.

CITIZEN COMMENTS ON AGENDA TOPICS

There were no citizen comments on agenda topics.

MANAGER'S REPORT

June 18- Manager attended the Ribbon Cutting Ceremony for the Grand Re-opening of KD Pipe Supply on Depot Street.

June 19- Manager attended a meeting with Janice Tata from BriMark Builders to listen to a presentation on Cobblestone Hotels.

June 24- Manager attended the Ribbon Cutting Ceremony for the expansion of the St. Marys Plaza PNC Bank location.

June 25-28- Councilman Hepner and Manager attended the PLM Conference in State College PA.

July 8- Manager met with Jeff Bucheit from "The River" 98.9 to discuss various issues pertaining to the City.

July 10- Manager met with representatives from North Central Regional Planning and Development Commission and a potential developer for the hotel in St. Marys to discuss the RACP grant.

SOLICITOR'S REPORT

Solicitor Wagner explained he had recently met with the Civil Service Commission regarding examination regulations for new police officers.

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APPROVAL OF EXPENDITURES

Motion

Gary Anderson made a motion to approve the Expenditures from June 16, 2013 until July 13, 2013, seconded by Richard Dornisch.

Questions

Mayor Geyer questioned a line item regarding an annual user fee for the police department and Manager Greene explained it was a software user fee.

Nedward Jacob questioned a line item for a pedestrian crosswalk signal and if it would be covered by the insurance company of the individual who damaged it.

Manager Greene responded the Insurance Company would be invoiced for the expense.

Nedward Jacob questioned if a line item regarding auto insurance included liability and collision and Manager Greene responded yes.

Motion Passed

All were in favor to approve the Expenditures.

TREASURER'S REPORT

Mayor Geyer gave the following Treasurer's Report as of June 30, 2013:

June is the half-way mark for the City. Total Revenue collected for the General Fund was \$4.2 million or 70 percent of budget. Last year at this time the City collected \$3.9 million or 65 percent of budget. Total Expenditures for the General Fund was at \$2.4 million or 40 percent of budget. Last year Expenditures were at \$2.5 million or 42 percent of budget. Total Real Estate Taxes collected was 95 percent of budget with 95.5 percent of budget for last year. Earned Income collected was 65 percent of budget and for last year the City collected 46 percent of budget. The EMS Tax or Local Service Tax 49 percent of budget was collected for this year and for 2012 at this time 51 percent of budget was collected. The market value of the Pension Plans has increased 10 percent since last year.

Nedward Jacob questioned if the settlement check from PNC Bank was put in the Capital Reserve Fund and Manager Greene responded as soon as the check is received it would be put in the Capital Reserve fund.

LEGISLATIVE ACTION:

Resolution No. 13-12, re: Authorizing the Manager to enter into a consent assessment of civil penalty with the DEP

Resolution 13-12 was presented for adoption authorizing the Manager to enter into a consent assessment of civil penalty with the Department of Environmental Protection.

Manager Greene explained a City truck carrying sludge to the landfill was fined for leakage. DEP required Council to approve a Resolution to pay the fine of \$750.00.

Motion

Richard Dornisch made a motion to approve Resolution 13-12, seconded by Bob Roberts.

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Questions

Gregory Gebauer questioned if this had occurred in the past and Manager Greene responded no, not for this particular occurrence.

Richard Dornisch questioned if there had been any "re-hab" on the truck and Manager Greene responded yes.

Motion Passed

All were in favor to approve Resolution 13-12.

Subdivision application:
Luke and Kathleen Wehler, South
Ridge Road

A subdivision application was presented from Luke and Kathleen Wehler for property located on South Ridge Road. The subdivision proposes to divide a 0.92acre lot from a 1.93acre parcel as a stand-alone lot. The residual parcel contains a single family dwelling with public water and sewer. The new lot contains an existing garage which is being renovated into a single family dwelling with public water and sewer. A right-of-way agreement is intended to be recorded with the new deeds for the sewer line for the new lot. It should be noted that the northern-most portion of the new single family dwelling is to be utilized as an attached garage. The zoning ordinance requires a setback of 10 feet for accessory structures. If another single family dwelling is proposed to be built on the new lot; the renovated garage cannot be utilized as a residential unit unless approved by the zoning hearing board.

The Planning Commission recommended approval of the subdivision with the following conditions:

1. Language for a right-of-way for the sanitary sewer line that is intended to be recorded with the deeds must be submitted to the City.
2. A Building Permit must be approved and issued by the City to convert the existing garage on Lot 2 into a single family dwelling.

The Planning Commission would also like to remind City Council that subdivision applications must be acted upon by City Council within ninety (90) days of the original filed date, which for this application is June 20, 2013.

Motion

Daniel Hepner made a motion to approve the subdivision subject to the conditions recommended by the Planning Commission, seconded by Gary Anderson.

Question

Nedward Jacob questioned why the 90 day reminder was mentioned and Manager Greene responded it needed clarified because of the date on the application.

Motion Passed

All were in favor to approve the subdivision with the above noted conditions.

Social Media Policy and Electronic
Communications Policy

Solicitor Wagner explained he had drafted a Social Media Policy and an Electronic Communications Policy. He stated the two policies go "hand in hand". The policies were drafted so the City had enforceable policies for its employees regarding how they can use

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social media and electronic communications such as voicemail and internet service. City staff had reviewed the policies and they were now ready for Council's approval.

Motion Passed

Daniel Hepner made a motion to approve both the Social Media Policy and Electronic Communications Policy, seconded by Richard Dornisch and all were in favor.

TOPICS FOR DISCUSSION:
Land Development Applications:
St. Marys/Benzinger Township
Historical Society, 99 Erie Avenue

A land development application was received from the St. Marys/Benzinger Township Historical Society for property located at 99 Erie Avenue

This land development proposes to construct a 3,648 square foot museum/historical society. Stormwater management is not required by City ordinance and the development complies with the zoning regulations. The Planning Commission had no comments on the development.

Motion Passed

Gary Anderson made a motion to approve the application, seconded by Daniel Hepner and all were in favor, except Richard Dornisch who abstained.

Gary Anderson questioned why Councilman Dornisch abstained and Councilman Dornisch stated, "for the record, he completely disapproves of the project".

Foster Wineland, 66 Grotzinger Road

A land development application was received from Foster Wineland for property located at 66 Grotzinger Road.

This land development proposes to construct a 10,500 square foot heavy equipment sales, storage and repair facility with the associated access drives and parking area. A stormwater management facility will also be constructed on-site to manage the additional stormwater created by the development. The Planning Commission had no comments on the development.

Motion Passed

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

Wastewater Treatment Plant
Information

Mayor Geyer requested the information recently received regarding the Wastewater Treatment Plant be placed on Council's next agenda.

**CITIZEN COMMENTS
ON NON-AGENDA TOPICS**

Harry Brock, of 614 Vermont Road and Jerry Troha, resident of Vermont Road, approached and gave a detailed description of the recent and prior flooding in their neighborhood due to heavy rains. They provided numerous suggestions to correct the situation.

COUNCIL COMMENTS
Councilman Gebauer
Stormwater Maintenance

Councilman Gebauer commented he had been contacted by homeowners on Lynch Road regarding water problems and they informed him the catch basin was almost full and the storm sewers were half closed. He suggested if flooding issues were a stormwater maintenance issue it should be rectified immediately.

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Councilman Dornisch
Windfall and Taft Road flooding

Councilman Dornisch commented the flooding in the Windfall and Taft Road area was a significant problem and believed the City should be able to do something about it.

Point of Order

Councilman Dornisch also commented as a point of order "in the United States of America nobody ever has to vote for anything, nor do they have to sign any paper".

Don Schatz

Don Schatz resident of the corner of Cardinal Road and Johnsonburg Road commented the recent flooding was a safety and health issue. He also thanked the City Manager and the City crew for their help and clean-up efforts.

Councilman Anderson
Sewer Rates

Councilman Anderson commented on the recent information received from the Finance Director regarding a possible increase in sewer rates. He believed cost savings should be implemented before any increase is considered. He provided Council with a history of wastewater treatment costs.

Councilman Jacob commented during previous discussions regarding the problem with I & I he had proposed a loan to help pay for repair to the sewer lines.

Council discussed the issues and Mayor Geyer confirmed it would be placed on the next agenda for discussion.

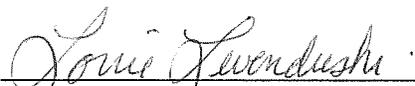
ANNOUNCEMENTS

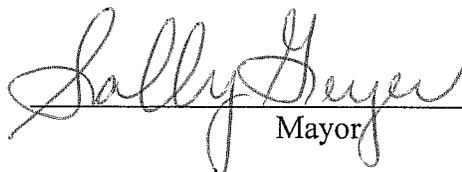
Mayor Geyer made the following announcements:

- The next Council worksession will be held Monday, August 5, 2013 at 7:00 p.m. at City Hall.

ADJOURNMENT

Gary Anderson made a motion to adjourn the meeting. Meeting adjourned at 7:55 p.m.


Recording Secretary


Mayor