

## CITY OF SAINT MARYS REGULAR COUNCIL MEETING

NOVEMBER 18, 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, November 18, 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 November 14, 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, Nedward Jacob, Gregory Gebauer, Bob Roberts, Manager David Greene and Solicitor Thomas Wagner.

**VISITORS**

Visitors included: Todd "Booka" Hanes, Bob Howard, Grace Jesberger, Hope Weichman, Bob Mecca, Warren Stewart, Tim Ruffner, Bob Mohr, Richard Sadley and Paul Jesberger.

**APPROVAL OF MINUTES  
November 4, 2013**

Daniel Hepner made a motion to approve the minutes of November 4, 2013, seconded by Bob Roberts and all were in favor, except Nedward Jacob who abstained.

**CITIZEN COMMENTS ON  
AGENDA TOPICS**

There were no citizen comments on agenda topics.

**SPECIAL PRESENTATION:  
L.I.F.T. Ramp Project**

Hope Weichman from Life and Independence for Today (L.I.F.T) provided details of their "Ramp Project". It was a fundraising project for individuals needing temporary or permanent ramp access to their homes. She requested permission to place a fundraising sign for approximately two months in the Diamond/Boulevard Area.

**Motion**

Daniel Hepner made a motion to approve the request with the stipulation they work with the City Manager for the best placement of the sign, seconded by Gregory Gebauer.

**Motion Passed**

Gregory Gebauer requested consideration be made for public safety.

All were in favor to approve the request to place the sign in the best determined location.

**MANAGER'S REPORT**

October 18- Manager attended the General Edward Meyer plaque ceremony held on the Boulevard.

October 23- Manager attended the North Central Regional Planning and Development Board of Directors meeting held in Ridgway.

October 23- Manager attended the North Central Enterprise Board of Directors meeting held in Ridgway.

October 24- The pension committee met with Jeff Davidek from C.S. McKee for the quarterly pension update on how the plans were performing.

October 25- Manager met with Mark Adams from Senator Joe Scarnati's office to discuss various issues

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pertaining to the City.

November 7- The Chief and the Manager met with Joe Collins from the St. Marys Area School District to review a potential grant program available to the District.

Nedward Jacob requested an update on the school grant and Manager Greene responded he was waiting on a response from the School Board.

**SOLICITOR'S REPORT**

Solicitor Wagner stated he did not have anything specific to discuss.

Gary Anderson asked if the Solicitor had received any correspondence from D.E.P regarding Stormwater Management and Solicitor Wagner responded no.

**APPROVAL OF EXPENDITURES**

Motion

Gary Anderson made a motion to approve the Expenditures from October 13, 2013 until November 13, 2013, seconded by Richard Dornisch.

Questions

Gregory Gebauer questioned a line item regarding Taylor Glass and Manager Greene responded it was for the replacement of a broken panel of glass at City Hall.

Nedward Jacob questioned a line item regarding Tech Services and Manager Greene responded the Ambulatory Surgery Center requested the traffic light at the Bucktail Plaza entrance be repaired due to safety concerns.

Nedward Jacob questioned a line item regarding Catalone Pipe and Supply for the purchase of tanks for new brine units for City trucks before a cost comparison was done and Manager Greene responded a comparison was performed regarding efficiency.

Nedward Jacob questioned a line item regarding center line painting of City streets and Manager Greene responded he would provide Council with a list of those streets.

Gregory Gebauer requested the Chief of Police comment on the matter.

Nedward Jacob questioned why asbestos removal was taken from the Capital Reserve Fund and Manager Greene responded he would check with the Finance Director.

Motion Passed

All were in favor to approve the Expenditures.

**TREASURER'S REPORT**

Mayor Geyer gave the following Treasurer's Report as of October 31, 2013:

The General Fund has collected 93 percent of its budgeted revenue and spent 70 percent of the budgeted amount. Last year at this time Revenue collected was at 84 percent and Expenditures were at 75 percent of budget. In 2011 budgeted Revenue collected was 87

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percent and expenses were at 75 percent of budget. Benchmark figures would be at 83 percent. Market value in pension funds increased in October as well as year to date figures. Earned Income was at 99 percent of budget and for 2012 was at 75 percent of budget at the end of October.

**LEGISLATIVE ACTION:**

**Consider for adoption:**

Resolution No. 13-19, re: Changing the Sanitary Sewer Rates

Resolution No. 13-19 was presented for adoption regarding changing the sanitary sewer base rate and consumption rate as follows:

1. The base rate established under Chapter 18, Part 3, Section 302, of the St. Marys City Code, is changed to \$22.50 per month for each water meter connected to the sanitary sewer system.
2. The consumption rate, as established by Chapter 18, Part 3, Section 302, of the St. Marys City Code is changed to the following:

Level	Metered Water	Rate for Gallons in Each Level
1	First 10,000 gallons	\$4.30 per thousand per month
2	10,001 to 50,000 gallons	\$4.25 per thousand per month
3	50,001 to 1,000,000 gallons	\$4.20 per thousand per month
4	Over 1,000,000 gallons	\$4.10 per thousand per month

3. The above rates will apply effective January 1, 2014, and shall remain in effect until changed by further Resolution.

From the charges collected for each water meter, the City shall set aside the sum of \$4.00 per month per meter to be deposited to a separate fund, known as the "I & I Fund". The monies from the I & I Fund will be dedicated solely to the purpose of repair, construction and maintenance of the sanitary sewer lines to control infiltration and inflow. Monies will be transferred from the I & I Fund to the Sewer Fund as needed for such purpose.

Motion

Bob Roberts made a motion to approve Resolution No. 13-19, seconded by Nedward Jacob.

Discussion

Mayor Geyer commented the reason for the increase came after a lengthy discussion regarding the Wastewater Treatment Plant.

Nedward Jacob explained the base rate increase would only provide funds for the Cast In Place (CIP) repairs, repair of manholes and broken sewer lines.

Richard Dornisch commented Council spent a great amount of time discussing the issue and even at this rate it would still be difficult to keep ahead of the deterioration of the lines.

Mayor Geyer commented the last increase was in 2005.

Nedward Jacob commented there is also a compliance issue and suggested using some of the funds for this issue.

Mayor Geyer questioned when the monies would be

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transferred from the I & I fund into the sewer fund and Manager Greene explained the sewer line projects would be a bid process and would come before Council for their approval.

Gary Anderson commented half of the I & I problem is instantaneous load. He suggested discounts for compliance and a surcharge for non-compliance. He believed that 20 percent of the customers were causing 50 percent of the problem. He also suggested a revenue neutral budget with a 4 tenths of a mil cut in the total millage to offset costs from the I & I program costs.

Mayor Geyer commented some of the discussed issues were not part of the Resolution and asked for a vote on Resolution No. 13-19.

Motion Passed

All were in favor to approve Resolution No. 13-19 as written.

Resolution No. 13-20, re: Changing the Sanitary Sewer Rates

Resolution No. 13-20 was not needed due to the passing of the previous Resolution No. 13-19.

Consider for publication:  
Ordinance No. 285, re: 2014 Levy and Assessment of taxes

Ordinance No. 285 was presented for publication providing for the Levy and Assessment of taxes for the City of St. Marys for the fiscal year 2014 with the following millage rates:

12.5482 - General Revenue  
1.908 - Debt Service  
.80 - Street Lights  
1.2 - Fire Department  
.30 - Fire Hydrants  
.58 - Library  
.10 - Ambulance Service  
.90 - Parks and Recreation  
Total millage of 18.3362

Motion

Gary Anderson made a motion to accept Ordinance No. 285 with the exception of the General Fund 12.5482 millage be reduced to 12.1482.

Motion Died

The motion died for lack of a second.

Motion

Daniel Hepner made a motion to publish Ordinance No. 285, seconded by Richard Dornisch.

Roll Call Vote - Motion Passed

On a roll call vote all were in favor to publish Ordinance No. 285, except Councilman Anderson who opposed. Motion Passed.

Resolution No. 13-21, re: 2014 Preliminary Budget

Resolution No. 13-21 was presented for publication to accept the "2014 Preliminary Budget" the budget for various funds for the City of St. Marys.

Motion Passed

Daniel Hepner made a motion to publish Resolution No. 13-21, seconded by Nedward Jacob and all were in favor.

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- Award of Bid, re: Contract 2013-03: CIPP Sanitary Sewer Rehabilitation Project
- Manger Greene stated on Wednesday, November 13, 2013 at 2:00 p.m. the following bid was opened at a public meeting for the CIPP Sanitary Sewer Rehabilitation Project. The sole bidder was Insight Pipe Contracting, LP of Harmony, PA in the amount of \$66,717.50.
- All bid requirements were met and Travis Skrzypek, GIS Coordinator, recommended the bid for the CIPP Sanitary Sewer Rehabilitation Project be awarded to Insight Pipe Contracting, LP in the amount of \$66,717.50
- Motion
- Richard Dornisch made a motion to award the bid as recommended, seconded by Gary Anderson.
- Discussion
- Gregory Gebauer questioned if the amount was part of the 2013 budget and Manager Greene responded yes.
- Nedward Jacob was concerned the amount was part of the deficit for the Sewage Treatment Plant.
- Motion Passed
- All were in favor to award the bid as recommended, except Nedward Jacob who opposed.
- Cooperation Agreement, re: Creekside Investments, LLC
- A Cooperation Agreement was presented for Council's approval between North Central, the City of St. Marys, and Creekside Investment, LLC and Creekside Hospitality, LP regarding the downtown hotel project.
- Solicitor Wagner explained a draft of the agreement was received but suggested modifications were still needed.
- Council had concerns with the City being responsible for any ineligible expenses, no termination date, and the need for oversight by the City.
- Motion
- Bob Roberts made a motion to authorize the Mayor and the City Manager to sign the agreement when it is in its final form, seconded by Daniel Hepner.
- Discussion
- Council expressed their concerns with the agreement not being presented at a Council meeting for their consideration.
- Motion Withdrawn
- Bob Roberts withdrew his motion and Daniel Hepner withdrew his second. Motion Withdrawn.
- Motion Passed
- Bob Roberts made a motion to hold a Special Council Meeting on Friday, November 22<sup>nd</sup>, 2013 at 5:00 p.m. at City Hall to consider a revised cooperation agreement, seconded by Gary Anderson and all were in favor.
- LERTA Application, re: Metco Industries, 1241 Bruxelles Street
- Metco Industries had submitted an application to the City of St. Marys in regards to the Local Economic Revitalization Tax Assistance Act (LERTA) Program for a 2,760 square foot addition to an existing building at 1241 Bruxelles Street. The projected cost of the improvement was \$130,000. The request was approved

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by the other taxing bodies and the County Assessment Office.

Motion

Bob Roberts made a motion to approve the LERTA application for Metco Industries, seconded by Gary Anderson.

Bob Roberts thanked Metco for their investment in the community.

Motion Passed

All were in favor to approve the LERTA application for Metco Industries.

Subdivision Applications:  
David Nicklas etal, Wilson Road

A subdivision application was submitted by David Nicklas etal, for property located on Wilson Road. This subdivision proposed to divide an 18.67 acre lot from a 42.26 acre parcel as a sidelot addition to an existing parcel with a single family dwelling and private sewage disposal. The residual parcel is 23.59 acres and remains vacant. The Planning Commission recommended approval of the subdivision with no comments.

Motion Passed

Nedward Jacob made a motion to approve the David Nicklas subdivision application, seconded by Richard Dornisch and all were in favor.

Wilhelm Estate, Windfall Road

A subdivision application was submitted by the Wilhelm Estate for property on Windfall Road. The subdivision proposed to divide four buildings lots from a 29.954 acre parcel. The residual parcel is 5.554 acres and is to be legally combined with an adjoining parcel to the south. The lots are to be served with public water and private sewage disposal and accessed via a private existing right-of-way. Lot 1 is 1.921 acres. Lot 2 is 7.474 acres Lot 3 is 7.473 acres and Lot 4 is 7.473 acres. The Planning Commission recommended approval of the subdivision with the Planning Module with no comments.

Motion Passed

Daniel Hepner made a motion to approve the Wilhelm Estate subdivision application, seconded by Nedward Jacob and all were in favor.

Ryan Vollmer, Trout Run Road

A subdivision application was submitted by Ryan Vollmer for property located on Trout Run Road. The subdivision proposed to divide a 3.92 acre lot from a 8.67 acre parcel. Lot 2 is 3.92 acres and contains an existing single family dwelling with public water and public sewer. The residual is 4.75 acres and contains several steel buildings with public water and public sewer. The zoning district boundary between the industrial and rural conservation districts passes through both parcels. The Planning Commission recommended approval of the subdivision with no comments.

Motion Passed

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

**TOPICS FOR DISCUSSION:**

There were no topics for discussion.

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**CITIZEN COMMENTS ON NON-AGENDA TOPICS**

There were no citizen comments on non-agenda topics.

**COUNCIL COMMENTS**

Councilman Gebauer

Councilman Gebauer commented he was in favor of the reduction of millage as suggested by Councilman Anderson.

Councilman Gebauer commented he wanted the hotel project to move forward as soon as possible.

Councilman Dornisch

Councilman Dornisch agreed with Councilman Gebauer but believed policy should come first.

Councilman Anderson

Councilman Anderson agreed with Councilman Dornisch.

Councilman Roberts  
George Street

Councilman Roberts commended the City Engineer and all involved for a marvelous job done on the George Street reconstruction project.

Councilman Jacob

Councilman Jacob thanked the residents on George Street for being patient during the reconstruction process.

Councilman Jacob requested current reports from the Elk County Golf Association and to erect the signage for George Street as soon as possible.

Councilman Hepner

Councilman Hepner commented Friday night was Light-Up Night.

**ANNOUNCEMENTS**

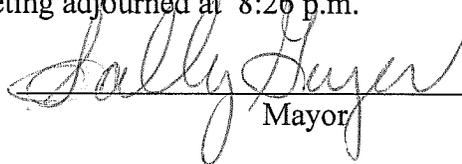
Mayor Geyer made the following announcements:

- Council will hold a Special Meeting on Friday, November 22, 2013 at 5:00 p.m. at City Hall
- The next Council worksession will be held Monday, December 2, 2013 at 7:00 p.m. at City Hall.

**ADJOURNMENT**

Gary Anderson made a motion to adjourn the meeting. Meeting adjourned at 8:26 p.m.

  
Recording Secretary

  
Mayor