

**City Council
Minutes
Monday October 24, 2011**

Regular Session

President Joseph Hamrick called the meeting to order at 7:40 p.m. and welcomed everyone to the meeting. Council members present were Council President Joseph Hamrick, Mssrs., Jarrell Brazzle, David Collins, Edward Simpson, Mrs. Ingrid Jones and Ms. Karen Jorgenson. Staff members present included City Solicitor John Carnes, Assistant City Manager Kirby Hudson, Lieutenant Rita Shesko, Acting Fire Chief Jim Lentz, Director of Planning and Codes Enforcement Damalier Molina, Director of Public Works Donald Wilkinson, and Recording Secretary Ruthann Mowday.

President Hamrick announced an executive session was held on October 19, 2011 and earlier this evening, October 26, 2011 to discuss personnel and legal matters.

President Hamrick announced Mr. Eggleston would not be in attendance.

Approval of Minutes: *October 10, 2011*

Mr. Simpson made a motion to approve the minutes for the October 10, 2011 meeting; Mr. Collins seconded the motion. Motion passed 5-0-1. Mrs. Jones abstained from the vote.

Approval of Accounts Payable

Ms. Jorgenson made a motion to approve the accounts payable dated October 21, 2011; Mr. Simpson seconded the motion. Motion passed 6-0.

Additions, Deletions or Modifications to the Agenda

There were no additions, deletions, modifications, to the agenda at this time.

Presentation

1. Quarterly Redevelopment Department Report by Rob Barry

Mr. Barry announced the current projects and open grants in the City of Coatesville. The projects are the Riverwalk/Brandywine Creek Trail Fence and Wood Barrier; Street Repaving and Storm Sewers; Coatesville Train Station Redevelopment; National Veledrome Center; Courtyard Marriott; and City Owned Property Inventory.

The current open grants are Riverwalk/Brandywine Creek Trail Fence and Wood Barrier; Coatesville Train Station Redevelopment Early Intervention Program Phase III and Street Repaving.

2. Anti-Graffiti presentation by Officer Ollis

Officer Ollis presented Council with a power point showing the efforts of Anti-Graffiti. The Community Policing Committee tackled the initiative. Approximately 150 locations and approximately 400 tags covered/removed from various locations throughout the City in the past year. The work was done by Officer Ollis and volunteers at very little cost to the City. The reason for the initiative

The PAYS survey, given to CASD students, indicated that "neighborhood disorganization" was a contributing factor lack of educational success. Studies show real estate values reduced by 20%

when graffiti is present, lower community pride, reduced business revenue, contributes to additional quality of life issues and increased crime. Other

In addition to anti-graffiti work, the CP Committee has conducted area clean ups and has removed all shoes from wires throughout the city. The graffiti removal spray was given to the committee by Public Works. The paint was acquired by donations to a CAPP account at Hatts Hardware. The City is now approximately 99% graffiti-free. The riverwalk needs attention but that is a large scale project that may require City involvement since the graffiti is on the high bridge.

Citizens' Hearings – Regular Action Items Only

John Pawlowski – Resident

Mr. Pawlowski asked Council to favor the nominees for the respected position listed as regular action item number 1. The appointees would be an asset to the City. He asked for Council to approve.

Ms. Jorgenson made a motion to close citizens' hearings on regular action items only; Mr. Collins seconded the motion. Motion passed 6-0.

Citizens' Hearings – Non-Agenda Items Only

Marie Hess – Resident

Ms. Hess announced the Halloween Parade will be held on October 28, 2011. There event will be huge. Participants are meeting at 5th Avenue and walking to Abdala Park.

Ms. Jorgenson made a motion to close citizens' hearings on non-agenda items only; Mrs. Jones seconded the motion. Motion passed 6-0.

Special Events

1. A special event application was received from Elite Riders for a Fund Raiser on November 12, 2011 from 10 am to 4pm at 8th Avenue and Lincoln Highway.
2. A special event application was received from the Coatesville Christmas Parade, Inc. for a parade on December 3, 2011 from 9 am to 2 pm on Lincoln Highway from Glencrest Road to 13th Avenue. A street closing has been requested from Strode Avenue (highway to Valley Road); 1st Avenue to Maple Avenue; and Glencrest Road to 13th Avenue.

Mr. Simpson asked if the Coatesville Parade has received authorization from Penn Dot to close Lincoln Highway. President Hamrick replied yes.

Ms. Jorgenson made a motion to approve special event applications from Elite Riders for a Fund Raiser on November 12, 2011 from 10 am to 4pm at 8th Avenue and Lincoln Highway and from the Coatesville Christmas Parade, Inc. for a parade on December 3, 2011 from 9 am to 2 pm on Lincoln Highway from Glencrest Road to 13th Avenue closing the streets from Strode Avenue (highway to Valley Road); 1st Avenue to Maple Avenue; and Glencrest Road to 13th Avenue; Mr. Brazzle seconded the motion. Motion passed 6-0.

Items for Discussion

1. Discuss Yard Sales

Mr. Rawlings provided council with three alternatives for yard sales within the City of Coatesville limits. The first to leave the Chapter 224 Section 224-B (3)(b) as is; the second to amend Chapter 224 Section 224-B restricting yard sales to two consecutive days no more than

twice in a calendar year and no off premises signage; and the third being amend Chapter 224 Section 224-B and allow for 2 community wide yard sales that would be organized and promoted throughout the community for 1 Saturday in the spring and 1 Saturday in the Fall and include the restricting of yard sales to two consecutive days no more than twice in a calendar year and no off premises signage.

President Hamrick stated he was in favor of the community yard sale twice a year. It will promote community involvement. Mr. Brazzle asked why the topic has come before Council. Ms. Jorgenson explained that there are some resident who use the yard sales as a business. The residents leave tables out all week and weekend. Mr. Collins explained that if a fee/penalty/citation is included in the permit, it may deter residents from having the yard sales consistently.

Council asked for the item to be placed on the next meeting agenda for further discussion.

2. Discuss 2012 Proposed Budget

President Hamrick announced a Budget Workshop for 2012 has been scheduled on October 26, 2010 at 6:30 pm.

3. Discuss sidewalks at Third Avenue and Lincoln Highway

Since accepting the position in May, the City Manager has received numerous complaints about the lack of a sidewalk at the intersection of 3rd Avenue and E. Lincoln Highway. It remains an unsafe condition for pedestrians in the downtown area. This summer barricades were installed closing off the area from pedestrian traffic trying to minimize our liability exposure. Those barricades cost \$980.00.month.

In late August, the City Manager and the City Engineer issued bids to install a temporary sidewalk in the area so the barricades could be taken away. The cost for an asphalt sidewalk is \$4,995.00. The property owner has been put on notice that the sidewalk will be constructed ASAP before the asphalt plants close for the winter months. The City Manager wanted Council to be aware of the situation and the efforts he and the City Solicitor and staff are making to correct this unsafe condition with a temporary sidewalk that eventually will be replaced by a permanent sidewalk that will be built to PENNDOT Specifications.

Regular Action Items

1. Consideration of appointment of Joseph Kandler to the Redevelopment Authority for the remainder of the term 2007-2011 and appointment of Michael Zuratt to the Civil Service Commission for the remainder of the term 2010-2013

Mr. Simpson made a motion to appoint Joseph Kandler to the Redevelopment Authority for the remainder of the term 2007-2011; Mr. Collins seconded the motion. Motion passed 6-0.

Mr. Collins made a motion to appoint Michael Zuratt to the Civil Service Commission for the remainder of the term 2010-2013; Mr. Simpson seconded the motion. Motion passed 6-0.

2. Consider of Resolution for signatures for the City of Coatesville Bank Accounts

Ms. Jorgenson made a motion to approve a Resolution for signatures for the City of Coatesville Bank Accounts; Mr. Simpson seconded the motion. Motion passed 6-0.

3. Consideration of Resolution of the Council of the City of Coatesville, Chester County, Pennsylvania, removing the moratorium on payment of Coatesville and rescinding Resolution 2009-08 which established said moratorium

On March 9, 2009 Council adopted Resolution 2009-08 to establish a moratorium on the payment of registration fees for vacant premises located in Coatesville. The annual fee of \$250.00 helps cover the cost of monitoring and tracking vacant premises throughout the City. At present count there are over 100 vacant houses in Coatesville that need to be tracked.

Mr. Simpson made a motion to approve a Resolution of the Council of the City of Coatesville, Chester County, Pennsylvania, removing the moratorium on payment of Coatesville and rescinding Resolution 2009-08 which established said moratorium; Ms. Jorgenson seconded the motion. Motion passed 6-0.

4. Consideration to ratify the decision to discharge Sergeant Pinto regarding finding and decision of City Council dated August 17, 2009

On August 17, 2009 Council approved a discharge of Sergeant James Pinto after conducting the appropriate hearing as provided for in the Third Class City Code and the Local Police Agency Law. A record of the public vote is not noted in the minutes. Labor Counsel, has recommended the City Council ratify the Pinto decision to be compliant with the Sunshine Law.

Ms. Jorgenson made a motion to approve to ratify a decision to discharge Sergeant Pinto regarding finding and decisions of City Council dated August 17, 2009; Mr. Simpson seconded the motion. Motion passed 4-0-2. Mrs. Jones and Mr. Brazzle abstained from the vote.

5. Consideration of deferring the Redevelopment Authority's 2010 and 2011 interest payment to the City of Coatesville.

The RDA has carefully reviewed its current financial position. The RDA's current cash position does not afford the ability to fulfill the current obligations due to the City, for prior interest deferred in 2010 or the current interest due for the 2011 year end payment to the City.

The RDA current projects are pending; however the downturn in economy has hampered the RDA's projects from coming full circle, to the point of completion. Once the RDA's projects are finalized, they will receive TIF Funding from the County and be in better position to fulfill the commitment to the City.

Mr. Simpson made a motion to approve deferring the Redevelopment Authority's 2010 and 2011 interest payment to the City of Coatesville; Mr. Collins seconded the motion. Motion passed 5-1-0. Mr. Brazzle was the dissenting vote.

6. Consideration of proposed sales agreement from the Redevelopment Authority regarding RDA properties

The RDA has enlisted services of Brite Realty to market RDA properties. Mr. Joseph Disciullo, RDA chairman, is requesting Councils concurrence for the RDA to use Brite Realty Services, Inc. to market their properties. Mr. Simpson asked if the RDA put the management services out to bid. Mr. Disciullo and Mr. Barry explained the RDA placed a bid at the beginning of the year for property management services. Brite Realty was awarded the bid.

Mr. Collins made a motion to approve a proposed sales agreement from the Redevelopment Authority regarding RDA properties; Mrs. Jones seconded the motion. Motion passed 6-0.

7. Consideration of the Forensic Auditor Engagement letter from Reinsel, Kuntz, Leshner, Inc.
Ms. Jorgenson made a motion to approve a Forensic audit engagement letter from Reinsel, Kuntz, Leshner, Inc. and authorized Daniel Becker to sign the letter; Mr. Collins seconded the motion. Motion passed 6-0.

8. Consideration of an Ordinance amending Chapter 108 of the City of Coatesville's cod governing "fees" to remove certain "Zoning Fees" at section 108-1.R. by deleting an unnecessary reference to \$50.00 at subsection (e), deleting subsection in its entirety subsections (e)[5] and 9f0 and adding to "Housing Standards" fees to provide for follow-up inspections at section 108-1.V.(3),(4) and (6) at \$40.00 per inspection and adding a new section 108-1-V.(8) governing fees for after hours inspections at \$60.00 per hour or part of hour
Mr. Simpson made a motion to approve and Ordinance on First Reading amending Chapter 108 of the City of Coatesville's cod governing "fees" to remove certain "Zoning Fees" at section 108-1.R. by deleting an unnecessary reference to \$50.00 at subsection (e), deleting subsection in its entirety subsections (e)[5] and 9f0 and adding to "Housing Standards" fees to provide for follow-up inspections at section 108-1.V.(3),(4) and (6) at \$40.00 per inspection and adding a new section 108-1-V.(8) governing fees for after-hours inspections at \$60.00 per hour or part of hour; Ms. Jorgenson seconded the motion. Motion passed 5-1-0. Mrs. Jones was the dissenting vote.

Solicitors Report

Mr. Carnes explained the Chetty Millview litigation is moving forward. The development agreement has undergone further revisions and is awaiting approval from CHA for finalization.

City Manager's Report

Mr. Rawlings asked if Council had any questions on his TCFYI items. Mr. Rawlings explained he is working on the budget to be presented Council on October 26, 2011.

Mr. Hudson announced the First Suburbs Projects id holding a Building one Pennsylvania Statewide Public meeting on October 27, 2011 from 11:30 am to 1:30 pm. Free Transportation is available leaving from City Hall at 9:15 am.

Council Comments

Mr. Collins thanked everyone for attending the meeting. He congratulated the new member to the RDA. He is looking forward to more coming from the RDA.

Mrs. Jones thanked everyone for attending the meeting and their continued confidence and support.

Ms. Jorgenson stated it is great to have the volunteers for the RDA and the Civil Service Commission. She thanked everyone for attending the meeting.

Mr. Simpson thanked everyone for attending the meeting. He is appreciative of the support. Mr. Simpson asked everyone to be aware and careful for Halloween.

Mr. Brazzle thanked everyone for attending the meeting. He is very excited for the Halloween Parade. He wished everyone a good night.

President Hamrick explained that RDA is very vital to the City. They are so close, yet so far. It is great to see everyone volunteering. He is looking forward to the Halloween Parade. President Hamrick thanked Mr. Marking for bringing forward the Halloween Parade. The Great Pumpkin is coming!

Adjournment

Ms. Jorgenson made a motion to adjourn the meeting at 8:45 pm; Mr. Simpson seconded the motion.
Motion passed 6-0.

Agenda Submitted by:
Gary Rawlings
City Manager