

**MINUTES
COUNCIL MEETING
Monday June 11, 2012**

Call to Order President Simpson called the meeting to order at 7:50 p.m. and welcomed everyone to the meeting. Council members present were President Edward Simpson, Vice President Joseph Hamrick, Mssrs., Jarrell Brazzle, David Collins, Jeff LoPrinzi, Mrs. C. Villa Hunt and Mrs. Ingrid Jones. Staff members present included Acting City Kirby Hudson, City Solicitor John Carnes, Director of Codes Enforcement Damalier Molina, Director of Public Works Donald Wilkinson, Acting Fire Chief James Lentz, Sergeant James Audette, and Recording Secretary Ruthann Mowday.

President Simpson announced an Executive Session was held earlier this evening, June 11, 2012 to discuss personnel and legal matters.

Mr. Simpson announced Mr. Brazzle would be late for the meeting.

Approval of Minutes:

1. May 29, 2012
Mr. Collins made a motion to approve the May 29, 2012 meeting minutes; Mr. LoPrinzi seconded the motion. Motion passed 6-0.
2. June 4, 2012
Mr. Collins made a motion to approve the June 4, 2012 meeting minutes; Mrs. Hunt seconded the motion. Motion passed 6-0.

Approval of Accounts Payable

Vice President Hamrick made a motion to approve accounts payable listing dated June 7, 2012; Mr. LoPrinzi seconded the motion. Motion passed 6-0.

Additions, Deletions or Modifications to the Agenda

Vice President Hamrick made a motion to remove regular action time 9.4; Receive and consider city transfer tax parcel No. 38-3-41.1 (“eyebrow property”) to the Redevelopment Authority for the Coatesville Hotel and Office Project and 9.5 Receive and consider contract with Chief Julius Canale and move up 9.6; Receive and consider contract with Lieutenant Rita Shesko to regular action item 9.4; Mr. LoPrinzi seconded the motion. Motion passed 6-0.

Vice President Hamrick to add regular action item 9.5; Resolution 2012-13, remove Gary Rawlings as City Manager; Mr. Collins seconded the motion. Motion passed 6-0.

Vice President Hamrick made a motion to add a presentation from the Elite Motorcycle Club; Mr. LoPrinzi seconded the motion. Motion passed 6-0.

Vice President Hamrick made a motion to add an amended letter of agreement for John Marcarelli, Finance Director; Mr. Collins seconded the motion. Motion passed 5-1. Mr. LoPrinzi was the dissenting vote.

Vice President Hamrick made a motion to add regular action item 9.7; Resolution 2012-14, appoint Kirby Hudson as Acting City Manager; Mr. Collins seconded the motion. Motion passed 6-0.

Mr. Brazzle entered the meeting at 8:00 pm.

Presentations:

1. Elite Motorcycle Club - Lamb Cheung, President

Mr. Cheung presented the City with a \$1,050 check and food vouchers for the Coates Street Fire victims.

Citizens' Hearings – Regular Action Items Only

There were no citizens hearing on regular action items only.

Vice President Hamrick made a motion to close citizens' hearings on regular action items only; Mrs. Hunt seconded the motion. Motion passed 7-0.

Citizens' Hearings – Non-Agenda Items Only

Darren Williams – Resident

Mr. Williams voiced his concerns on the early retirement and police officers under investigation. He commended City Council for removing Mr. Rawlings from office. The City Manager should not exclude Council from issues and he never moved into the City.

Tom Daniels – Resident

Mr. Daniels asked if the City would be purchasing the burned out houses. He voiced his concerns regarding homeowners and insurance. Mr. Hudson explained that he has spoken to the County about possible funding. He asked if there was air quality testing.

Amanda Winkey – Resident

Ms. Winkey asked Council to consider the appointment of Officer Ollis as Chief of Police. There is no reason to go outside of the department, look within the department. Officer Ollis has the respect of the community.

Patti Burgess - Resident

Ms. Burgess inquired about the requirement of homeowners insurance. She announced the resident of the Coates Street fire have been staying at the Marriott, but the Marriott has no rooms available for the following weekend. Council asked staff to contact the Marriott regarding the rooms.

Mr. Brazzle made a motion to close citizens' hearing on non-agenda items; Vice President Hamrick seconded the motion. Motion passed 7-0.

Special Events

There were no special events at this time.

Discussion Items

1. Discuss 2012 Sixer's Summer Hoops Tour Online

Mr. Hudson explained the summer hoops tour is a series of basketball clinics led by former 76'ers player World B. Free. The hoops tour reaches out to thousands of kids each summer. The clinic is a high energy, basketball clinic stressing the fundamentals of the game and is hosted by Sixers Ambassador of Basketball World B. Free. The staff along with World B Free will outline basic skill development in: shooting, passing, dribbling,

defense, rebounding and conditioning. The event will be held on Tuesday, July 19, 2012 at 10:00 am to 1:00 pm at the Gordon Elementary School. Mr. Brazzle asked staff to provide them with his information, so he can help with the event.

Mrs. Hunt made a motion to approve payment of the \$600 fee for the 2012 Sixers Summer Hoops Tour; Mr. Collins seconded the motion. Motion passed 7-0.

2. Receive and consider sale of 1976 American LaFrance Ladder Truck
Acting Chief Lentz explained the City cannot get a State inspection for the ladder truck. He asked to put the 1976 American LaFrance Ladder Truck out to bid. Mr. Collins asked if the City could sell or dispose of the truck. Mr. Brazzle inquired about scrapping the truck. Mr. LoPrinzi suggested selling the truck for parts. Acting Chief Lentz explained there are legalities with getting rid for parts. Mr. Carnes stated the staff will put the ladder truck out to bid and then bring the bids before Council for approval.
3. Discuss Part-Time Civil Service changes
Mr. Carnes explained the Chief is working to implement the process for hiring part-time officers. He will be working with the Chief on a Resolution for the hiring. Mr. Collins asked when the last meeting of Civil Service. Sergeant Audette replied there was a meeting on June 12, 2012 and believed the previous meeting to that was in 2009. Mr. Brazzle asked the Civil Service Commission to look into promotions. Mr. Collins asked if there have been any promotions. Sergeant Audette explained there have been acting but not permanent promotions.
4. Discuss 600 Block of Coates Street
Mr. Molina explained he has provided Council with a letter that was sent to the homeowners of Coates Street properties affected by the fire. All buildings were found to be structurally sound but the rehabilitation is subject to availability of adequate insurance and options pursued by each owner. Mr. Collins asked if the Codes Department checks the air quality before allowing residents to move back in. This should be checked for health and liability.

Regular Action Items

1. Receive and consider Second Reading and Adoption an Ordinance amending Chapter 218-54 of the City of Coatesville's parking code to add new subsection "F" to provide for and regulate permit parking at two lots: one lot located at Third Avenue and Lincoln Highway (300 East Lincoln Highway (Tax Parcel No. 16-5-258)) and a second lot consisting of three separate tax parcels located generally at Seventh Avenue and Lincoln Highway and leased from the RDA (707 East Lincoln Highway (Tax Parcel No. 16-6-280); 2) 706 East Diamond Street (Tax Parcel No. 16-6-280.1) and 3) 701 East Lincoln Highway (Tax Parcel No. 16-6-281.1) and also including what was previously identified as the North Seventh Avenue parking lot at 701-711 East Lincoln Highway)
Mrs. Hunt inquired about senior parking at the sites. Mr. Brazzle explained the ordinance is to approve the parking. Mr. LoPrinzi suggested getting grants for a parking garage. Mr. Carnes explained Council can set the rates by resolution for the property. Mrs. Hurdle explained the parking issues in the vicinity of 200 East Lincoln Highway.

Vice President Hamrick made a motion to approve Second Reading and Adoption an Ordinance amending Chapter 218-54 of the City of Coatesville's parking code to add

new subsection “F” to provide for and regulate permit parking at two lots: one lot located at Third Avenue and Lincoln Highway (300 East Lincoln Highway (Tax Parcel No. 16-5-258)) and a second lot consisting of three separate tax parcels located generally at Seventh Avenue and Lincoln Highway and leased from the RDA (707 East Lincoln Highway (Tax Parcel No. 16-6-280); 2) 706 East Diamond Street (Tax Parcel No. 16-6-280.1) and 3) 701 East Lincoln Highway (Tax Parcel No. 16-6-281.1) and also including what was previously identified as the North Seventh Avenue parking lot at 701-711 East Lincoln Highway); Mr. LoPrinzi seconded the motion. Motion passed 5-2. Mr. LoPrinzi and Mrs. Jones were the dissenting votes.

2. Receive and consider Second Reading and Adoption an Ordinance of the Council of the City of Coatesville, Chester County, Pennsylvania, (“City”), amending Chapter 38 (“Pensions”) Article I (“Police Pension Fund”) of the General Laws of the City of Coatesville Section 38-8.3 (Providing an Early Retirement Window from May 1, 2012 to May 31, 2012) by adding at subsection 38-8-3.a a new subsection “iii” identifying “Pensionable Earnings” for purposes of calculating the final average earnings of a participants accrued benefits under the Early Retirement Window to be greater of the participants current base wage or the five (50 year consecutive average of the participants base rate of pay times the number of actual; hours worked in each calendar year (divided by five (5))

President Simpson stated the Ordinance better identifies the pension. Mr. Carnes explained the current Ordinance does not set precedent for other retirees. It is for the current retirees. It identifies the pensionable earnings.

Vice President Hamrick made a motion to approve Second Reading and Adoption an Ordinance of the Council of the City of Coatesville, Chester County, Pennsylvania, (“City”), amending Chapter 38 (“Pensions”) Article I (“Police Pension Fund”) of the General Laws of the City of Coatesville Section 38-8.3 (Providing an Early Retirement Window from May 1, 2012 to May 31, 2012) by adding at subsection 38-8-3.a a new subsection “iii” identifying “Pensionable Earnings” for purposes of calculating the final average earnings of a participants accrued benefits under the Early Retirement Window to be greater of the participants current base wage or the five (50 year consecutive average of the participants base rate of pay times the number of actual; hours worked in each calendar year (divided by five (5)); Mr. Brazzle seconded the motion. Motion passed 7-0.

3. Receive and consider Comcast Franchise Agreement with Comcast of Southeast Pennsylvania

Mr. Carnes explained a Ordinance accepting the agreement will need to be approved and will be presented at the next meeting for first reading.

Mr. Brazzle made a motion to approve the First Reading an Ordinance authorizing and approving the execution of a Franchise Agreement with Comcast of Southeast Pennsylvania, LLC under which the City will receive a five (5%) percent franchise fee for a term of fifteen (15) years subject to an automatic renewal of five (5) years (unless either party notifies the other in writing of its desire to enter renewal negotiations under the cable act at least three (3) years before the expiration of the initial term of the agreement) and containing other conditions in the form attached hereto as exhibit “A”

and or which the City will receive a grant in the amount of \$19,290.00; Mr. Collins seconded the motion. Motion passed 6-1. Mrs. Jones was the dissenting vote.

4. Receive and consider contract with Lieutenant Rita Shesko

Mr. Simpson announced Council would be adjourning to executive session at 9:15 pm.

Mr. Simpson called the meeting to order after executive session at 9:40 pm.

Vice President Hamrick made a motion to approve the month to month contract for Lieutenant Rita Shesko; Mr. LoPrinzi seconded the motion. Motion passed 6-1. Mr. Brazzle was the dissenting vote.

5. Receive and consider Resolution 2012-13 removing Gary Rawlings as City Manager

Mr. Collins made a motion to approve Resolution 2012-13, a Resolution of the Council of the City of Coatesville, Chester County, Pennsylvania, removing Gary Rawlings from office as City Manager of the City of Coatesville, effective immediately; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

6. Receive and consider amended letter of Agreement, John Marcarelli, Finance Director

Mr. Carnes explained there are some language changes to the original agreement. Mr. Brazzle and Mrs. Hunt explained that they will not approve anything that is submitted on the same night. They need appropriate time to read over the agreement. Mr. Marcarelli question how he would be paid. Council explained to Mr. Marcarelli that the original letter of agreement was approved and he is an employee of the City at the pay rate indicated on the letter of agreement.

Vice President Hamrick made a motion to approve and amended letter of agreement for John Marcarelli as Finance Director for the City of Coatesville; Mr. Collins seconded the motion. Motion failed 3-4. Mr. Brazzle, Mr. LoPrinzi, Mrs. Hunt and Mr. Collins were the dissenting votes.

7. Receive and consider Resolution 2012-14 appoint Kirby Hudson as Acting City Manager

Mr. Brazzle made a motion to approve Resolution 2012-14; a Resolution of the Council of the City of Coatesville, Chester County, Pennsylvania, appointing Kirby Hudson as Acting City Manager; Mr. Collins seconded the motion. Motion passed 7-0.

Solicitors Report

Mr. Carnes asked if there were any questions on his report. There were no questions.

City Manager's Report

Mr. Hudson announced the Farmers Market opening. The City has applied for a CDBG grant for an Electronic sign at Gateway park and changing Harmony Street to One way and providing parking spaces. An account for the fire victims will be set up at the Citadel Bank.

Council Comments

Mrs. Jones thanked everyone for attending the meeting. She wished everyone a good night.

Mr. Collins thanked everyone for attending the meeting. He announced the Farmers Market is a good thing for Coatesville. There are plenty of good things in Coatesville.

Mrs. Hunt thanked everyone for attending the meeting.

Vice President Hamrick thanked fellow Council members for their assistance with the fires. Everyone did a great job. He stated the Farmers Market is great and will be there every Saturday.

Mr. LoPrinzi thanked everyone for attending the meeting. He thanked Council for pitching in after the fire. He wished everyone a good night.

Mr. Brazzle thanked everyone for attending the meeting. He explained how Sergeant Audette helped him when he was younger and gave him a second chance. He truly appreciates the help he was provided. He announced Kirby needs help; he is dealing with a lot. He offered assistance to the fire victims. He asked where the \$10,000 from Walgreens for recreation went. He suggested using the monies for a scoreboard. He explained Council should receive emails regarding situations. He knows Kirby will do a good job.

President Simpson thanked everyone for attending the meeting.

Adjournment

Mr. Collins made the motion to adjourn to executive session at 10:00 pm; Mr. Brazzle seconded the motion. Motion passed 7-0.

Kirby Hudson
Acting City Manager