

**MINUTES  
COUNCIL MEETING  
Monday July 9, 2012**

Salute to the Flag

**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 Simpson, Vice President Joseph Hamrick, Msrs., 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 Public Works Donald Wilkinson, Finance Director John Marcarelli, Acting Fire Chief James Lentz, Sergeant James Audette, and Recording Secretary Ruthann Mowday.

President Simpson announced an Executive Session was held earlier this evening, July 9, 2012 to discuss personnel and legal matters.

**Approval of Minutes:**

Vice President Hamrick made a motion to approve the June 25, 2012 meeting minutes with corrections; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

**Approval of Accounts Payable**

Vice President Hamrick made a motion to approve the accounts payable dated July 5, 2012; Mr. Brazzle seconded the motion. Motion passed 7-0.

**Additions, Deletions or Modifications to the Agenda**

Vice President Hamrick made a motion to add a Presentation by Mildred Dixon on “My Brother’s Keeper”; Mr. Brazzle seconded the motion. Motion passed 7-0.

**Presentations**

**1. My Brother’s Keeper – Mildred Dixon**

Ms. Dixon explained the vision of the program is to empower through education, development of entrepreneurial spirit in reentry participants in the Downingtown, Coatesville, and Chester County areas as well as the entire United States. The mission is to become the most effective reentry program developing the entire man/woman to discover their purpose before returning home after incarceration, doing more than decreasing recidivism, by being a part of the solution, rebuilding the community with skill development first and then eventual entrepreneurial spirit. Through development of the whole man, the graduates will minister their success to the potential future criminal minded. Mr. Smith explained they have stepped up and received the support of Coatesville. Mr. James Jackson presented Council with signed petitions. Mr. Jackson stated that they are trying to bring crime down in the City. Council asked Mr. Hudson to follow through with Ms. Dixon and Mr. Smith. Ms. Dixon asked for a letter of support to help with funding.

**Citizens’ Hearings – Regular Action Items Only**

**Darren Williams – Resident**

Mr. Williams stated that Changing Harmony Street to one way would be an advantage to the City.

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

### **Citizens' Hearings – Non-Agenda Items Only**

#### Patti Burgess – Resident

Ms. Burgess thanked Mr. Brazzle for his assistance in getting additional days at the Marriott for the Coates Street fire victims. She asked if the City was going to do anything to purchase the home damaged by the fire. Mr. Hudson explained the City purchased the homes on Fleetwood Street due to a redevelopment project for the Train Station. Mr. Molina explained the process for demolishing properties. The building requires being deemed uninhabitable.

#### Everton White – Resident

Mr. White stated he was there to represent his Jamaican Restaurant on Lincoln Highway. He asked for permission to have a café outside his restaurant. Council asked Mr. White to work with the Codes Department for permits and approvals.

#### Darren Williams – Resident

Mr. Williams inquired about the legal issues within the Police Department. He explained there was a girl fight and the Police never showed up after being called. He stated Mr. Lopp even called the Police and there was no response. Mr. Collins asked for a copy of the log of the phone call from 911.

#### Joe Carroll – Non Resident

Mr. Carroll stated that he would like to be a part of Coatesville. He explained he has dropped off an application to City Council with a proposal for City Manager (Interim or as long as needed) and Chief of Public Safety for less than the previous City Manager. The City could also save money on legal fees. Mr. Carroll explained there are people in the City and outside of the City that are willing to help. The Celebrate Coatesville event was a wonderful event. Mr. Brazzle question Mr. Carroll on Section 8. Mr. Carroll and Mr. Hudson explained the process.

#### Marie Hess - Resident

Ms. Hess announced that Mr. Williams needs adults to come out and help out during the hours of summer league. They need more adult supervision.

Mr. Brazzle made a motion to close citizens' hearings on non-agenda items only; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

### **Special Events**

Vice President Hamrick made a motion to add Special Event #1; A special event application was submitted by AD Baxter Memorial Cogic for a Church Service on July 23 to 25 and August 27 to 29, 2012 from 6:00 pm to 9:30 pm; Mrs. Hunt seconded the motion. Motion passed 7-0.

1. A special event application was submitted by AD Baxter Memorial Cogic for a Church Service on July 23 to 25 and August 27 to 29, 2012 from 6:00 pm to 9:30 pm. A request was made to close the street at North 5<sup>th</sup> Avenue between Chestnut and Lumber Alley.

Mr. Brazzle made a motion to approve the special event application submitted by AD Baxter Memorial Cogic for a Church Service on July 23 to 25 and August 27 to 29, 2012 from 6:00 pm to 9:30 pm closing the street at North 5<sup>th</sup> Avenue between Chestnut and Lumber Alley with a flat rate fee of \$50.00; Vice President Hamrick seconded the motion. Motion passed 7-0.

## Discussion Items

1. Discuss Trash Ordinance – regarding trash bags/containers

Mr. Wilkinson recommended Trash Enclosures and Trash Containers to be added to the Solid Waste Ordinance. The Trash Enclosures would include all dumpsters to be on private property and enclosed by fencing and screening to a height at least one foot higher than the dumpster. The screening shall be constructed of metal, wood or such other material as to completely hide the dumpster(s) from view and shall be further constructed to prevent access to the dumpster(s) by animals. The fencing and screening shall at all times be maintained in good repair.

The trash containers (residential) Cans designed for residential use shall be constructed of plastic, metal, or fiberglass with tight fitting lids and suitable handles. The lids on these containers shall be windproof, rat proof and fly proof. The lid shall not, however, be roped, chained or permanently affixed to the container unless hinged by the factory.

All containers must contain street addresses of the owner in clear, legible and conspicuous writing on the outside of the container. Polyethylene bags specifically designed for residential use for refuse storage and collection; shall be protected against animal damage and overloading so as to prevent littering or attraction of insects or rodents and have a holding strength capable of withstanding normal stress until collected and shall have metal ties or other suitable sealing devices. If use of bags designed for refuse is not effective the use of cans may be required.

Mr. Wilkinson suggested phasing them in by wards. Mr. Wilkinson explained it improves the quality of life and other municipalities are moving toward doing it. Chief Lentz explained the fire issues. Council asked for further discussion and for staff to provide them with the cost of the cans.

## Regular Action Items

1. Receive and consider Second Reading and Adoption an Ordinance amending Chapter 218 of the City Code governing parking to delete a portion of Chapter 218-22.A to remove the two-hour parking limit on the north side of Lincoln Highway West between the Brandywine Railroad to the Western property line of property identified as the G.O. Carlson Tract and to amend Section 218-19 governing prohibitions of parking at certain times so as to prohibit parking from 8:00 pm to 8:00 am at this same location (and permit free parking at this location from 8:00 am to 8:00 pm)

The City has recently opened its River Walk located on the west of the Brandywine Creek and requiring the need of free parking in the adjacent area on the north side of Lincoln Highway during the hours of 8:00 a.m. to 8:00 p.m. but which should be restricted against parking from 8:00 p.m. to 8:00 a.m.; and Chapter 218-22 of the City Code previously regulated this portion of the North side of Lincoln Highway and restricted it to two (2) hour parking and this restriction needs to be removed and the aforementioned provisions put in place under Section 218-19 of the City Code

Mr. Collins made a motion to approve Second Reading and Adoption an Ordinance amending Chapter 218 of the City Code governing parking to delete a portion of Chapter 218-22.A to remove the two-hour parking limit on the north side of Lincoln Highway West between the Brandywine Railroad to the Western property line of property identified as the G.O. Carlson Tract and to amend Section 218-19 governing prohibitions of parking at certain times so as to prohibit parking from 8:00 pm to 8:00 am at this same location (and permit free parking at this location from 8:00 am to 8:00 pm); Mr. Brazzle seconded the motion. Motion passed 7-0.

2. Receive and consider First Reading and Adoption an Ordinance amending Section 218 entitled Vehicles and Traffic of the City of Coatesville's code, Section 218.46 "Schedule of one-way streets) to amend same to add Harmony Street as a one way street East Bound from First Avenue to Third Avenue

The City of Coatesville always has a need for additional parking and has recently been advised that Lincoln University has proposed a new facility in the City which will require additional parking which can be provided if Harmony Street is made one-way; and

The City is aware, that even without the likely development proposed by Lincoln University, other downtown business growth will create the need for more parking on Harmony Street between First and Third Avenues; and in order to alleviate this parking problem and to benefit the traffic patterns of the City, it is believed that additional parking can be provided on Harmony Street if the portion from First Avenue to Third Avenue is made one-way going East - the predominant direction of traffic on this street providing both a benefit to traffic flow and additional parking for the downtown area.

Mrs. Jones asked why the City needs more spaces when Mr. Skiadas donated 80. Mr. Hudson explained there will be a need for three hundred or more. Mr. Simpson asked about the downside. Vice President Hamrick stated it will limit the development in Downtown. Mrs. Jones stated she is worried about tearing up the Historical District for unneeded parking. Mr. Simpson asked for Council to move forward with the fees for the Third Avenue Parking before he cast his vote. Mrs. Hunt stated we are the brink of not only bringing in additional parking but also additional revenue and we are just sitting on it. Council agreed to add an actin item to discuss the fees for the Third Avenue parking lot. Mr. Brazzle explained that the street will not be torn up, but will be improved by the plan/

Mr. Brazzle made a motion to approve First Reading and Adoption an Ordinance amending Section 218 entitled Vehicles and Traffic of the City of Coatesville's code, Section 218.46 "Schedule of one-way streets) to amend same to add Harmony Street as a one way street East Bound from First Avenue to Third Avenue; Vice President Hamrick seconded the motion. Motion passed 4-3. Mr. LoPrinzi, Mrs. Jones and Vice President Hamrick were the dissenting votes.

3. Receive and consider Second Reading and Adoption an Ordinance authorizing and approving the execution of a Franchise Agreement with Comcast of Southeastern Pennsylvania, LLC under which the City will receive a five (5%) percent franchise fee for a term of fifteen (15) 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 for which the City will receive a grant in the amount of \$19,290.00.

The City's 2001 Franchise with Comcast Cablevision of Southeast Pennsylvania, Inc. dated October 21, 2001 has terminated requiring the execution of another franchise agreement; and, The City has negotiated a new Franchise Agreement with Comcast of Southeastern Pennsylvania, LLC providing a five (5%) franchise fee based upon annual Gross Revenues received from the operation of the Cable System to provide Cable Service in the Franchise Area and containing a Fifteen (15) year term subject to an automatic five (5) year extension 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 and other terms identified in the Franchise Agreement attached hereto as Exhibit "A" ; and, Comcast of Southeastern Pennsylvania, LLC has

provided a grant in the amount of Nineteen Thousand Two Hundred and Ninety (\$19,290) Dollars to the City as a benefit for entering into the Franchise Agreement

Mr. Collins made a motion to approve Receive and consider Second Reading and Adoption an Ordinance authorizing and approving the execution of a Franchise Agreement with Comcast of Southeastern Pennsylvania, LLC under which the City will receive a five (5%) percent franchise fee for a term of fifteen (15) 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 for which the City will receive a grant in the amount of \$19,290.00; Mr. Brazzle seconded the motion. Motion passed 7-0.

Vice President Hamrick made a motion to add Regular Action Item #4; Resolution to set parking fee for Third Avenue Parking Lot located at 300 East Lincoln Highway; Mr., Loprinzi seconded the motion. Motion passed 7-0.

President Simpson opened the floor for citizens' comments on Action Item #4. There were no comments.

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

4. Receive and consider a Resolution to set parking fee for Third Avenue Parking Lot located at 300 East Lincoln Highway

Mrs. Hunt inquired about a rate for the senior citizens. Mr. Collins stated an age limit should be set for senior citizens. Council agreed to \$5 per month for senior citizens 62 and older, \$20 for residents. The person must provide proof of residency for permit.

Mr. Brazzle made a motion to approve a Resolution to set the parking fee at \$5.00 per month for senior citizens 62 and older and \$20.00 per month for a resident of the City for the Third Avenue Parking Lot located at 300 East Lincoln Highway; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

### **Solicitors Report**

Mr. Carnes asked if there were any questions on the Solicitors report. He explained the City will be receiving an additional \$10,000 from Comcast to upgrade the current equipment.

### **City Manager's Report**

Mr. Hudson asked if Council had any questions on the letters presented in the packet.

### **Council Comments**

Mr. Brazzle thanked Mr. Lopp for what he does for the City. He is dedicated to the community. He thanked everyone for attending the meeting. He explained the PECO truck on 6<sup>th</sup> Avenue makes it hard to see to make the turn.

Mr. LoPrinzi thanked everyone for attending the meeting. It is nice to see the crowd getting bigger.

Vice President Hamrick explained that Police Presence would not have stopped the two killings. Parents, Grandparents and/or Guardians should search for weapons. If you know something is going down, let people know. If we don't make a stand we will never prevent crime.

Mrs. Hunt thanked everyone for attending the meeting. She liked the presentation by Ms. Dixon on My Brother's keeper. She asked for residents to bear with Council, we are doing the best we can do. She asked to continue to keep the City in your prayers.

Mr. Collins thanked everyone for attending the meeting. It does not take long to become endearing the City. We need to get the negative perception away from Coatesville, first amongst ourselves and then our family and friends. There is a lot of negative press out the regarding the Coatesville.

Mrs. Jones thanked everyone for attending the meeting. She thanked Joseph Carroll for his generous offers. The City has lost two good families in the City, Mr. Baker and Mr. Bruton. She quoted "Knowledge is knowing a tomato is a fruit; Wisdom is not putting it in a fruit salad".

President Simpson thanked everyone for attending the meeting. Council was elected to voice their opinion. Council should look at the issues and vote from the heart in what they believe is good for the City.

#### **Adjournment**

Vice President Hamrick made a motion to adjourn the meeting at 9:55 pm; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

Submitted by:  
Kirby Hudson  
Acting City Manager