

MINUTES
CITY COUNCIL MEETING
June 24, 2013

Council held a moment of silence in memory of William Chertok.

Call to Order

President Collins called the meeting to order at 7:40 pm p.m. and welcomed everyone to the meeting. Council members present were President David Collins, Vice President Joseph Hamrick, Mssrs, Jarrell Brazzle, Jeff LoPrinzi, Edward Simpson, Mrs. Arvilla C. Hunt and Mrs. Ingrid W. Jones. Staff members present included City Manager Kirby Hudson, City Solicitor John Carnes, Public Works Director Donald Wilkinson, Director of Planning and Codes Enforcement Damalier Molina, Police Chief John Laufer, Finance Director John Marcarelli, Acting Fire Chief James Lentz, and recording secretary Ruthann Mowday.

President Collins announced an Executive Session was held earlier this evening, June 24, 2013 to discuss personnel and legal matters.

Meeting Process Housekeeping Rules

President Collins asked everyone to put their phones on vibrate. He explained the sign in process for the citizens' hearings on regular action items and non-agenda items. He asked all individuals to stop talking while others are talking.

An Executive Session was held earlier this evening, June 24, 2013 to discuss personnel and legal matters.

Approval of Minutes:

Mr. LoPrinzi made a motion to approve the June 10, 2013 meeting minutes; Mr. Simpson seconded the motion. Motion passed 6-0-1. Mr. Brazzle abstained from the vote

Approval of Accounts Payable

Mr. LoPrinzi made a motion to approve the accounts payable; Mr. Brazzle seconded the motion. Motion passed 7-0.

Additions, Deletions or Modifications to the Agenda

Vice President Hamrick made a motion to add Action Item 10) Consider Resolution to approve \$5,000 rewards as matching funds to the County Funds; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

Vice President Hamrick made a motion to ad Action Item 11) Consider Resolution for adjusting costar agreement for Police Vehicles; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

Presentations (5 Minutes)

Citizens' Hearings – Regular Action Items Only (5 Minutes)

Paul Johnson – Resident

Mr. Johnson asked Council to vote yes for the drawdown from the trust. It is understood the money will be used to pay the Tax Anticipation Note. The withdrawal was budgeted for the year 2013.

Vice President Hamrick made a motion to close citizens' hearings on regular actions items only; Mr. Simpson seconded the motion.

Citizens' Hearings – *Non-Agenda Items Only* (5 Minutes)

John Pawlowski – Resident

Mr. Pawlowski announced the flags will be up in the downtown area from July 3, to July 7, 2013. He thanked everyone for their assistance in setting up the flag holders on the meters.

Pastor Harris – Resident

Pastor Harris announced the Minister's Alliance will be holding an event welcoming Lincoln University to the City of Coatesville on August 10, 2013. He asked for members of Council and staff to attend to show support. He explained that the money received from vendors renting spaces for the event will be used for a scholarship. Mr. Collins asked staff to order a banner welcoming Lincoln University to the City. Mrs. Hunt voiced her concerns on how City Staff should have spear headed an event welcoming Lincoln University, stating "The initial welcoming should have been done by the City." Pastor Harris thanked Mr. Hudson for his assistance in providing information as requested.

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

Regular Action Items

1. Consider Second Reading and Adoption an Ordinance amending Chapter 218 of the City Code governing parking to remove the no-parking restrictions of Chapter 218-11 on the south side only of Oak Street between Rosemont Avenue and Fourth Avenue South side as to allow extra parking for residents' public parking (and to provide no-parking on this area on Thursdays from 12:00 pm to 2:30 pm in Chapter 218-19 to permit street sweeping).

Mr. Simpson made a motion to approve a second reading and adoption an Ordinance amending Chapter 218 of the City Code governing parking to remove the no-parking restrictions of Chapter 218-11 on the south side only of Oak Street between Rosemont Avenue and Fourth Avenue South side as to allow extra parking for residents' public parking (and to provide no-parking on this area on Thursdays from 12:00 pm to 2:30 pm in Chapter 218-19 to permit street sweeping); Mr. LoPrinzi seconded the motion. Motion passed 7-0.

2. Consider Resolution authorizing Tax Relief from City of Coatesville taxes owed on Tax Parcels 16-2-230 and 16-2-231 from 1996 to 2001.

Mr. Carnes explained the County sent a letter stating the taxes are still showing up in their records. A Resolution was originally passed in 2005 to exonerate the taxes. Mr. Carnes asked for an updated Resolution to send to the County providing tax relief for the two properties.

Vice President Hamrick made a motion to approve a Resolution authorizing Tax Relief from City of Coatesville taxes owed on Tax Parcels 16-2-230 and 16-2-231 from 1996 to 2001; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

3. Consider an emergency Ordinance authorizing the withdrawal (borrowing) and use of principal of a City Reserve Trust Fund in an amount up to one million four hundred thirty-one thousand two hundred dollars for emergency needs.

Mr. Carnes explained a majority vote of Council is required for an Ordinance to pass. The last meeting the vote failed 2-3. Mr. Carnes explained the vote could be reopened by a member who voted no at the last meeting or was absent for the vote. Vice President Hamrick inquired about the interest on the loan. Mr. Marcarelli explained it is 2.25% a year. The withdrawal was budgeted in the 2013 annual budget. Mr. Hudson explained the three options provided during budget time to help cover expenses. Mr. LoPrinzi asked if the City could pay the TAN right now without withdrawing from the trust. Mr. Marcarelli stated the City has enough to fund the TAN but will not be able to cover expenses until the end of the year. Mr. Brazzle announced the City is continuously taking money out of the trust to cover expenses year after year. He stated "Where do we stop and so no more." Mr. Brazzle suggested taking all the money out of the account and putting it in the general fund. It is going to end up there anyway. Once the trust is gone, what will the City do then? Mr. Collins explained during the budget meeting on two members of Council voted against budgeting a withdrawal from the trust fund. He asked "Are we going to live up to an agreement we voted on earlier?"

Mr. Brazzle made a motion to approve an emergency Ordinance authorizing the withdrawal (borrowing) and use of principal of a City Reserve Trust Fund in an amount up to one million four hundred thirty-one thousand two hundred dollars for emergency needs; Mr. Collins seconded the motion. Motion passed 4-3. Mr. LoPrinzi, Mr. Simpson and Mrs. Jones were the dissenting votes.

4. Consider Second Reading and Adoption an Ordinance of the City of Coatesville, Chester County, Pennsylvania requiring developers of residential real property and/or real estate to display the final approved subdivision plan, to review this final subdivision plan with prospective purchasers of residential real estate, to secure a statement from those prospective purchasers that they have seen and reviewed the final approved subdivision plan, requiring the developers to present to prospective purchaser of residential real estate a plan for the lot being purchased, providing for submission to prospective purchaser of residential real estate of a "Disclosure Statement", prescribing penalties for violations, etc
Mr. Collins explained the developers will be required to show the final subdivision plans to the prospective purchasers of residential estate and provide proof from the prospective purchaser.

Mr. Simpson made a motion to approve Second Reading and Adoption an Ordinance of the City of Coatesville, Chester County, Pennsylvania requiring developers of residential real property and/or real estate to display the final approved subdivision plan, to review this final subdivision plan with prospective purchasers of residential real estate, to secure a statement from those prospective purchasers that they have seen and reviewed the final approved subdivision plan, requiring the developers to present to prospective purchaser of residential real estate a plan for the lot being purchased, providing for submission to prospective purchaser of residential real estate of a "Disclosure Statement", prescribing penalties for violations, etc; Mr. LoPrinzi seconded the motion. Motion passed 7-0.

Mr. Simpson excused himself from the meeting at 9:30 pm.

5. Consider AD-HOC Budget Review Commission appointments

Mr. LoPrinzi made a motion to appoint, Cynthia Quinn, Joseph Wilson, Kenneth Kramer and Jennifer Randisi to the AD-HOC Budget Review Commission; Vice President Hamrick seconded the motion. Motion passed 6-0.

6. Consider Advisory Fire Committee appointment for the term 2011-2013
Mr. LoPrinzi made a motion to appoint Scott Schafer to the Advisory Fire Committee for the term 2011-2013; Vice President Hamrick seconded the motion. Motion passed 6-0.
7. Consider authorization to pay the 2013 Tax Anticipation Note on its due date of June 28, 2013 in the amount of \$1,121,268.32
Mrs. Hunt made a motion to authorize payment of the Tax Anticipation Note on its due date June 28, 2013 in the amount of \$1,121,268.32; Vice President Hamrick seconded the motion. Motion passed 6-0.
8. Consider deferment of Principal and accrued interest payable from the RDA for the period of one year through December 2013.
Mr. Carnes explained the RDA has made this request for the past few years due to their finances. The RDA does not have the funds to pay the principal or interest at this time. Mr. LoPrinzi asked what would happen if the RDA could not pay the bill. Mr. Carnes explained the regulations regarding the City and the RDA. The authority has more rights to develop and sell properties than the City. The RDA is currently working on the Train Station with PennDot and the County. Mr. LoPrinzi asked if the City could provide the same service. Mr. Carnes stated he does not believe the City could provide the same service that a Redevelopment Authority can. Mrs. Hunt asked what other municipalities do when they sell properties to developers. Mr. Carnes explained other municipalities utilize their authority.

Vice President Hamrick made a motion to approve deferment of Principal and accrued interest payable from the RDA for the period of one year through December 2013; Mrs. Hunt seconded the motion. Motion failed 3-3. Mr. LoPrinzi, Mr. Brazzle and Mrs. Jones were the dissenting votes.
9. Consider First Reading an Ordinance amending Chapter 192 “Special Events” of the Code of the City of Coatesville, Chester County, Pennsylvania to identify that under section 192-7 C. (2) requests for private street closing/block parties require a “Special Events Application” (with fees paid and all conditions are satisfied before consideration by City Council); City events i.e. open to the public and sponsored by the City are not subject to the special permit application.
Mr. Carnes explained the changes in the Code regarding closing the streets for special events. The change includes a \$600.00 fee, 4 hour minimum/maximum, and approval of the community residents who are affected by the street closure

Mrs. Hunt made a motion to approve First Reading an Ordinance amending Chapter 192 “Special Events” of the Code of the City of Coatesville, Chester County, Pennsylvania to identify that under section 192-7 C. (2) requests for private street closing/block parties require a “Special Events Application” (with fees paid and all conditions are satisfied before consideration by City Council); City events i.e. open to the public and sponsored by the City are not subject to the special permit application; Mr. LoPrinzi seconded the motion. Motion passed 6-0.

10. Consider Resolution to approve reward money as matching funds to the County Funds
Mrs. Hunt made a motion to approve rewards funds to the County per Resolution 2008-20; Mr. LoPrinzi seconded the motion. Motion passed 6-0.
11. Consider a Resolution of the City of Coatesville, Chester County, Pennsylvania to borrow \$93,754.51 and adjust Costar Contract for Police Vehicles.
Vice President Hamrick made a motion to approve a Resolution of the City of Coatesville, Chester County, Pennsylvania to borrow \$93,754.51; Mr. LoPrinzi seconded the motion. Motion passed 6-0.

Mr. Brazzle excused himself from the meeting at 9:30 pm.

Solicitors Report

Mr. Carnes announced the City received the special occasion permit for on Beer Garden at Celebrate Coatesville.

City Manager's Report

Mr. Hudson announced the sale of the two properties is set for August 13, 2013 at 6:00 pm outside of City Hall. He announced there will be curb painting on July 6, 2013 from 1st Avenue to 4th Avenue.

Discussion Items (5 Minutes)

1. Discuss Ash Park and Abdala Park Banner Advertising
Mr. Carnes explained in Section 33-10 it states the Parks and Recreation may accept grants, gifts, bequests or donations of services, equipment, real estate or money to be used as specified by the owner or by the terms of acceptance. The signage issue will need further review.

Special Events

There were no special events at this time.

Council Comments

Mrs. Jones thanked everyone for attending the meeting. She quoted "Good things may come to those who wait, but only things left by those who hustle."

Mr. LoPrinzi thanked everyone for attending the meeting and wished everyone a good night.

Mrs. Hunt thanked everyone for attending the meeting. She stated the event for welcoming Lincoln University should have been done by the City. She inquired about a pothole on Colfax Street. Mr. Wilkinson stated he is aware of the pothole and it is being addressed.

Vice President Hamrick had no comment at this time.

President Collins explained City Council is working on their quarterly action items. They have agreed on a project to paint downtown.

Adjournment

Mrs. Hunt made a motion to adjourn the meeting at 10:10 pm; Vice President Hamrick seconded the motion. Motion passed 5-0.

Kirby Hudson
City Manager