

MINUTES
UNION CITY BOROUGH COUNCIL
MAY 12TH, 2009

Vision Statement: “ The Union City area is a thriving rural community of families, businesses and organizations dedicated to encouraging growth while maintaining small town values.”

The meeting of the Union City Borough Council was called to order at 7:00 P.M. by President Brumagin. The meeting was held at the Union City Area High School Large Group Instruction Room.

Councillors present were Brumagin, Bowes, Hinkle, Steadman and Tubbs. Councillor Hoban was absent.

Officials present were Borough Manager Cheryl Capela, Mayor Paul Capela, Street Supervisor Paul Maynard and Solicitor Timothy Wachter.

Visitors present were Alice Jane Ross, Leo Pfister, Brian Maynard, Dave Pfister, Blain Combs and Roy Hanks.

APPROVAL OF AGENDA: It was moved by Councillor Bowes and seconded by Councillor Steadman to adopt the agenda as amended. Motion carried.

MOTION ON MINUTES: It was moved by Councillor Tubbs and seconded by Councillor Bowes that all Councillors having read the Special Meeting held March 24th, 2009, Work Session held March 24th, 2009, Council Meeting held April 14th, 2009 and the Work Session held April 30th, 2009, be approved. Motion carried.

MOTION ON SECRETARY’S REPORT: It was moved by Councillor Bowes and seconded by Councillor Steadman that the Secretary’s Report be accepted and made a part of the minutes of this meeting. Motion carried.

MOTION ON BILLS: It was moved by Councillor Steadman and seconded by Councillor Tubbs that the unpaid bills be ordered paid and those paid be approved. Motion carried

MAYOR READS LETTER FROM TIME WARNER CABLE: Mayor Paul Capela read a letter from Time Warner Cable in regards to channel changes.

COUNCIL TO APPROVE A RESOLUTION ON THE DISPLAYING OF A BANNER ACROSS A STATE HIGHWAY IN ACCORDANCE WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION REQUIREMENTS: The Resolution displaying of a banner across a State Highway in accordance with the Pennsylvania Department of Transportation requirements was read by the Borough Manager.

MOTION TO APPROVE A RESOLUTION ON THE DISPLAYING OF A BANNER ACROSS A STATE HIGHWAY IN ACCORDANCE WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION REQUIREMENTS: It was moved by Councillor Bowes and seconded by Councillor Tubbs to approve the Resolution displaying of a banner across a State Highway in accordance with the Pennsylvania Department of Transportation requirements. A roll call vote was taken. All Councillors voted yea. Motion carried.

COUNCIL TO APPROVE A RESOLUTION ON THE DISPOSITION OF BOROUGH RECORDS: The Resolution on the disposition of Borough records was read by the Borough Manager.

MOTION TO APPROVE A RESOLUTION ON THE DISPOSITION OF BOROUGH RECORDS: It was moved by Councillor Tubbs and seconded by Councillor Hinkle to approve the Resolution on the disposition of Borough records. A roll call vote was taken. All Councillors voted yea. Motion carried.

COUNCIL TO CONSIDER APPROVING SNAP-TITE HOSE SUBDIVISION: The

Borough Manager said she received a subdivision from Snap-Tite Hose Company that Borough Council needs to consider approving.

Solicitor Timothy Wachter said he noticed that the Union Area Planning Commission has not yet approved the plans.

The Borough Manager said that Borough Council cannot approve the subdivision until it has been approved by the Union Area Planning Commission.

PARKS AND RECREATION: Councillor Hinkle said that the Parks and Recreation Commission members are getting ready for the Summer Recreation Program.

CIVIL SERVICE TESTING: Councillor Tubbs said he would like to know how the Civil Service exam is going.

The Borough Manager said the last day for applications is Friday.

She said that Chief Jones is going to hold the Civil Service Exam sometime in June.

MOTION TO ADVERTISE THEIR INTENT TO ADOPT AN ORDINANCE AMENDING ORDINANCE NUMBER 832 PROHIBITING THE USE OF CERTAIN BOROUGH STREETS BY MOTOR VEHICLES WHOSE WEIGHT EXCEEDS ESTABLISHED LIMITS:

It was moved by Councillor Tubbs and seconded by Councillor Steadman to advertise their intent to adopt an Ordinance amending Ordinance Number 832 prohibiting the use of certain Borough streets by motor vehicles whose weight exceeds established limits. Motion carried.

PUBLIC WORKS: Councillor Steadman said that the Street Supervisor has been working with the Engineer on the Pleasant Street project.

Street Supervisor Paul Maynard said he has left a message with the Engineer on setting up a date and time to meet to discuss the water problems on Waterford Street.

COUNCIL TO APPROVE A RESOLUTION PETITIONING THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA TO AMEND ACT 32 OF 2008 AND ALLOW EACH GOVERNMENTAL UNIT, BASED ON THEIR RESEARCH AND ANALYSIS TO “OPT IN” OR “OPT OUT” OF PARTICIPATION IN THE TAX COLLECTION DISTRICT AND MAINTAIN THEIR OWN SYSTEM FOR THE COLLECTION OF ALL TAXES UNDER THE LOCAL TAX ENABLING ACT (Act 511):

The Resolution petitioning the General Assembly of the Commonwealth of Pennsylvania to amend Act 32 of 2008 and allow each governmental unit, based on their research and analysis to “opt in” or “opt out” of participation in the tax collection district and maintain their own system for the collection of all taxes under the Local Tax Enabling Act (Act 511) was read by the Borough Manager.

MOTION TO APPROVE A RESOLUTION PETITIONING THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA TO AMEND ACT 32 OF 2008 AND ALLOW EACH GOVERNMENTAL UNIT, BASED ON THEIR RESEARCH AND ANALYSIS TO “OPT IN” OR “OPT OUT” OF PARTICIPATION IN THE TAX COLLECTION DISTRICT AND MAINTAIN THEIR OWN SYSTEM FOR THE COLLECTION OF ALL TAXES UNDER THE LOCAL TAX ENABLING ACT (ACT 511):

It was moved by Councillor Bowes and seconded by Councillor Steadman to approve a Resolution petitioning the General Assembly of the Commonwealth of Pennsylvania to amend Act 32 of 2008 and allow each governmental unit, based on their research and analysis to “opt in” or “opt out” of participation in the tax collection district and maintain their own system for the collection of all taxes under the Local Tax Enabling Act (Act 511). A roll call vote was taken. All Councillors voted yea. Motion carried.

MOTION TO ADVERTISE THEIR INTENT TO ADOPT AN ORDINANCE OF THE BOROUGH OF UNION CITY, ERIE COUNTY, PENNSYLVANIA ESTABLISHING FEES FOR FILING APPLICATIONS FOR ZONING CERTIFICATES, FEE FOR AN APPEAL TO THE ZONING HEARING BOARD, FEE FOR FILING PETITIONS WITH THE UNION AREA PLANNING COMMISSION AND SETTING FORTH THE AMOUNT OF DEPOSIT FOR ADVERTISING TO ACCOMPANY A PETITION TO THE UNION AREA PLANNING COMMISSION: It was moved by Councillor Bowes and seconded by Councillor

Tubbs to advertise their intent to adopt an Ordinance of the Borough of Union City, Erie County, Pennsylvania establishing fees for filing applications for zoning certificates, fee for an appeal to the Zoning Hearing Board, fee for filing petitions with the Union Area Planning Commission and setting forth the amount of deposit for advertising to accompany a petition to the Union Area Planning Commission. Motion carried.

MOTION TO APPROVE HIRING TROY POST AS THE CODE ENFORCEMENT OFFICER FOR THE BOROUGH OF UNION CITY: It was moved by Councillor Bowes and seconded by Councillor Steadman to approve hiring Troy Post as the Code Enforcement Officer for the Borough of Union City. Motion carried.

MOTION TO SUSPEND THE RULES: It was moved by Councillor Bowes and seconded by Councillor Steadman to suspend the rules. Motion carried.

MOTION TO GRANT A WAIVER TO SHOOT OFF THE CANNON AND FIREWORKS IN THE BOROUGH OF UNION CITY DURING THE “GATHERING OF FRENCH CREEK” JULY 10TH THROUGH JULY 12TH, 2009: It was moved by Councillor Bowes and seconded by Councillor Steadman to grant a waiver to shoot off the cannon and fireworks in the Borough of Union City during the “Gathering of French Creek” July 10th through July 12th, 2009. Motion carried.

TOUR OF THE BOROUGH: Councillor Bowes said the members of Borough Council did the drive around the town and he ended up with three

pages of notes.

EXECUTIVE SESSION: President Brumagin said an Executive Session will be held after the meeting to discuss personnel issues. He said no action will be taken.

INFORMATIONAL SUMMARY: There being no objection, the Informational Summary will stand approved and be made a part of the minutes of this meeting.

ADJOURNMENT: It was moved by Councillor Steadman and seconded by Councillor Bowes that the meeting be adjourned. Motion carried.

The meeting adjourned at 7:23 P.M.

ATTEST: _____
Borough Manager