

**MINUTES**  
**UNION CITY BOROUGH COUNCIL MEETING**  
**FEBRUARY 9<sup>TH</sup>, 2010**

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 Vice-President Bowes. The meeting was held at the Union City Area High School Auditorium.

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

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

Visitors present were Roy Hanks, Alice Jane Ross, George Ainsworth, Terry Shrout Union City Water Authority Manager, Roy Coburn and Terry Crosby.

**APPROVAL OF AGENDA:** It was moved by Councillor Hoban and seconded by Councillor McCrillis that the agenda stands approved as presented. Motion carried.

**MOTION ON MINUTES:** It was moved by Councillor Tubbs and seconded by Councillor Hoban that all Councillors having read the Reorganizational Meeting held January 4<sup>th</sup>, 2010 and the Work Session held January 26<sup>th</sup>,2010, be approved. Motion carried.

**MOTION ON SECRETARY’S REPORT:** It was moved by Councillor Steadman and seconded by Councillor McCrillis 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 Hoban and seconded by Councillor Steadman that the unpaid bills be ordered paid and those paid be approved. Motion carried.

**UNION CITY WATER AUTHORITY:** Terry Shrout said he has been hired as the new Water Authority Manager and he is here this evening to introduce himself to Borough Council.

**TIME WARNER CABLE:** Mayor Bill Hinkle read a letter from Time Warner Cable in regards to increase in fees.

**COUNCIL TO CONSIDER APPROVING AN OFFER MADE TO THE ERIE COUNTY TAX CLAIM BUREAU TO PURCHASE THE PROPERTY KNOWN AS 5 CONCORD STREET:**

The Borough Manager said she needs a motion from Borough Council to approve an offer made by Union City Pride to purchase the property known as 5 Concord Street in the amount of \$250.00.

**MOTION TO APPROVE AN OFFER MADE TO THE ERIE COUNTY TAX CLAIM BUREAU TO PURCHASE THE PROPERTY KNOWN AS 5 CONCORD STREET:**

It was moved by Councillor Tubbs and seconded by Councillor McCrillis to approve the offer made by Union City Pride to purchase the property known as 5 Concord Street in the amount of \$250.00. Motion carried.

**ZONING ORDINANCE:** Solicitor Timothy Wachter said he was present at the Work Session to discuss the proposed amendment to the Zoning Ordinance.

He said discussion was held on the regulations of this ordinance due to concerns of the negative secondary affects caused by the operations of adult oriented business.

**COUNCIL TO ADVERTISE FOR A PUBLIC HEARING TO BE HELD PRIOR TO THE FEBRUARY WORK SESSION ON THE PUBLIC INDECENCY ORDINANCE:** Vice-

President Bowes said Borough Council needs to approve advertising for a Public Hearing to be held prior to the February Work Session on the Public Indecency Ordinance.

**MOTION TO APPROVE ADVERTISING FOR A PUBLIC HEARING TO BE HELD PRIOR TO THE FEBRUARY WORK SESSION ON THE PUBLIC INDECENCY ORDINANCE:** It

was moved by Councillor Tubbs and seconded by Councillor Hoban to approve advertising for a Public Hearing to be held on Tuesday, February 23<sup>rd</sup>, 2010 at 6:30 P.M. at the City Building on the Public Indecency Ordinance. Motion carried.

**MOTION TO ADVERTISE THEIR INTENT TO ADOPT AN ORDINANCE REPEALING ORDINANCE NUMBER 1018, ENTITLED PUBLIC INDECENCY OF THE BOROUGH OF UNION CITY:** It was moved by Councillor Steadman and seconded by Councillor

Hoban to advertise their intent to adopt an Ordinance repealing Ordinance Number 1018, entitled Public Indecency of the Borough of Union City, pertaining to the prohibition of certain conduct in public places, and substituting a new ordinance to be titled Public Indecency, prohibiting certain unlawful acts in public places, providing definitions relating thereto, and providing restrictions on the operation, conduct and location for adult entertainment or adult-oriented establishments operating within the Borough of Union City, Erie County, providing penalties for the violators thereof, including fines, imprisonment and declaration of public nuisance, as appropriate. Motion carried.

**MOTION TO TABLE APPOINTMENT TO THE ZONING HEARING BOARD:** It was moved by Councillor Hoban and seconded by Councillor Tubbs to table the appointment to the Zoning Hearing Board. Motion carried.

**PARKS AND RECREATION COMMISSION:** Councillor McCrillis said the Parks and Recreation Commission was very pleased on the number of people

who attended the sled riding event.

He said the Parks and Recreation Commission members are currently working on the Easter Egg Hunt to be held the end of March. He said they have scheduled a meeting for the 26<sup>th</sup> of February to discuss the details.

**PUBLIC SAFETY:** Councillor Tubbs said that Chief Jones was excused from attending the meeting this evening.

**PUBLIC WORKS:** Councillor Steadman said he would like to thank Street Supervisor Paul Maynard for being available during the sled riding event.

He said that the ford truck is down right now. He said the truck needs to have new springs.

**COUNCIL TO APPROVE ADVERTISING FOR A PUBLIC HEARING ON THE PROPOSED AMENDMENT TO THE ZONING ORDINANCE:** Vice-President Bowes said that Council needs to approve advertising for a Public Hearing to be held prior to the March Council Meeting on the proposed amendment to the Zoning Ordinance.

**MOTION TO APPROVE ADVERTISING FOR A PUBLIC HEARING ON THE PROPOSED AMENDMENT TO THE ZONING ORDINANCE:** It was moved by Councillor Hoban and seconded by Councillor Steadman to approve advertising for a Public Hearing to be held on Tuesday, March 9<sup>th</sup>, 2010 at 6:15 P.M. at the Union City Area High School Large Group Instruction Room on the proposed amendment to the Zoning Ordinance. Motion carried.

**UNION CITY PRIDE:** Vice-President Bowes said that Union City Pride is purchasing the small lot behind Fox Pizza.

He said that the Borough is working on obtaining bids to tear down the Foster property on Concord Street. He said that Union City Pride will be contacting the mortgage company to see if they will forego the balance of the mortgage.

He said that Union City Pride now owns the Metzger properties on Main Street. He said Union City Pride is currently working on grants to get these buildings torn down.

**FLOYD METZGER:** Councillor Steadman said he heard that Floyd Metzger has been in the hospital. He said he thinks it would be nice if Borough Council would send him a letter letting him know that we hope he gets well soon.

**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 Tubbs and seconded by Councillor Hoban that the meeting be adjourned. Motion carried.

The meeting adjourned at 7:18 P.M.

ATTEST: \_\_\_\_\_