

MINUTES
UNION CITY BOROUGH COUNCIL MEETING
APRIL 13TH, 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 President Brumagin. The meeting was held at the Union City Area High School Large Group Instruction Room.

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

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

Visitors present were Dustin Kolaja, Terry Shrout, George Ainsworth, Joanne Ainsworth, Gloria Still and Alice Jane Ross.

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

MOTION ON MINUTES: It was moved by Councillor Tubbs and seconded by Councillor McCrillis that all Councillors having read the Public Hearing held March 9th, Council Meeting held March 9th and the Work Session held March 23rd, 2010, be approved. Motion carried.

MOTION ON SECRETARY'S REPORT: It was moved by Councillor Hoban 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 Tubbs that the unpaid bills be ordered paid and those paid be approved. Motion carried.

UNION CITY MUNICIPAL AUTHORITY: Terry Shroust Union City Municipal Authority Manager, said he is here this evening to discuss the possibility of obtaining an easement from Borough Council to run a sewer line across Caflisch Park due to the Bridge Project on Bridge Street.

He said there is a sewer line that runs under the Bridge that we thought was a water line.

He said that the State is requiring that this sewer line be moved. He said in order to get the elevation that is needed, we need to run the sewer line across Caflisch Park to be able to connect to the sewer line on Willow Street.

He said the project looks like it is going to cost around \$250,000.00. He said that the State will pay fifty percent of the cost and we would be required to pay the other fifty percent.

He said at this time, the Bridge Project is at a complete stand still.

Councillor Bowes said he has some concerns on whether this project is going to interfere with the Park rentals and the Summer Recreation Program. He said he would like to have a set of drawings to see where the sewer line is going to run.

The Borough Manager said she has already spoken with Terry about these concerns.

MAYOR'S REPORT: Mayor Bill Hinkle read a letter from Time Warner Cable in regards to channel changes.

Mayor Bill Hinkle said he needs some help from Borough Council on reasons why would anyone want to live in Union City.

Solicitor Timothy Wachter said cheap Real Estate, available infrastructure.

Councillor Bowes said there is a Redevelopment Authority that offers low interest loans and the Borough also has a low tax base.

Mayor Bill Hinkle asked "how does he go about doing a Proclamation?"

The Borough Manager said if the Mayor provides me with the details, I will write the Proclamation.

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 on the 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 Hoban to approve the Resolution on the displaying of a banner across a State Highway in accordance with the Pennsylvania Department of Transportation. A roll call vote was taken. All Councillors voted yea. Motion carried.

SOLICITOR'S REPORT: Solicitor Timothy Wachter said he has drafted an ordinance that he would like to pass out this evening for Borough Council to discuss at their Work Session.

He said the ordinance pertains to the unlawful discharge of storm water, surface drainage, ground drainage, roof runoff, subsurface drainage or unpolluted industrial process water into the Borough's Public Sanitary Sewer System.

WATERFORD STREET: Gloria Still said she lives at 36 Waterford Street and in front of her house is a huge pot hole that needs to be taken care of.

She said the snow plows have taken out about six feet of her curb.

Street Supervisor Paul Maynard said he will take a look at this. He said this is a State road and sometimes the State plows do plow these roads. He said they have the wings on their trucks which could take out the curb.

MOTION TO ACCEPT MARVIN TUBBS RESIGNATION FROM THE UNION CITY MUNICIPAL AUTHORITY BOARD: It was moved by Councillor McCrillis and seconded by Councillor Hoban to accept Marvin Tubbs resignation from the Union City Municipal Authority Board effective May 10th, 2010. Motion carried.

MOTION TO APPOINT DUSTIN KOLAJA TO THE UNION CITY MUNICIPAL AUTHORITY BOARD: It was moved by Councillor Hoban and seconded by Councillor McCrillis to appoint Dustin Kolaja to the Union City Municipal Authority Board to serve until December 31st, 2012. Councillor McCrillis, Tubbs, Steadman, Hoban and Bowes voted yea. Councillor Brumagin abstained. Motion carried.

COUNCIL TO CHANGE DATE OF THE APRIL WORK SESSION: The April Work Session was changed to the 29th of April at 7: 00 P.M. at the City Building.

MOTION TO APPOINT FRANK BALOG TO THE ZONING HEARING BOARD: It was moved by Councillor Bowes and seconded by Councillor Tubbs to appoint Frank Balog to the Zoning Hearing Board to serve until December 31st, 2012. Motion carried.

PARKS AND RECREATION COMMISSION: Councillor McCrillis said the Parks and Recreation Commission had their Easter Egg Hunt. He said they had fewer kids this year due to the weather.

He said they have set a date for Play Camp. He said it will be held the week of July 19th.

He said they are currently working on movie night in the Park. He said they are looking to have four movie nights.

PARKING TICKET REPORT: Councillor Tubbs said the Parking Ticket Report that everyone has received, addresses all of his concerns.

CIVIL SERVICE TEST: Councillor Tubbs asked “where are we with the Civil Service Test?”

The Borough Manager said that Chief Jones wanted her to wait to advertise until he has a confirmed testing date.

PUBLIC WORKS DEPARTMENT: Councillor Steadman said with the asphalt plant opening up this Thursday, the streets department will be patching potholes.

He said the new tires for the road grader have been giving them

a lot of trouble.

Street Supervisor Paul Maynard asked “when does the banner need to be put up?”

The Borough Manager said the banner can be put up once we have received approval from the State.

Street Supervisor Paul Maynard said the Street Sweeper has been out.

He said they will be ditching O’Dell Street tomorrow.

Councillor Steadman asked “are we going to set up a date to tour the Borough?”

President Brumagin said we can discuss this at our Work Session.

MOTION TO ADOPT AN ORDINANCE AMENDING THE BOROUGH OF UNION CITY ZONING ORDINANCE NUMBER 910, OF THE BOROUGH OF UNION CITY, ERIE COUNTY, PENNSYLVANIA, BY PROVIDING FOR DEFINITIONS OF ADULT BOOKSTORE, ADULT DRIVE-IN MOVIE THEATER, ADULT ENTERTAINMENT, ADULT MINI-MOTION PICTURE THEATER, ADULT MOTION-PICTURE THEATER, ADULT-ORIENTED ESTABLISHMENT, ADULT-ORIENTED MERCHANDISE, ADULT RETAIL USE ESTABLISHMENT, SPECIFIED ANATOMICAL AREAS, AND SPECIFIED SEXUAL ACTIVITIES, AND PROVIDING FOR A PERMITTED PRINCIPLE USE IN THE

B-2 BUSINESS DISTRICT: It was moved by Councillor Bowes and seconded by Councillor Steadman to approve the adoption of an Ordinance amending the Borough of Union City Zoning Ordinance Number 910, of the Borough of Union City, Erie County, Pennsylvania, by providing for definitions of adult bookstore, adult drive-in movie theater, adult entertainment, adult mini-motion picture theater, adult motion-picture theater, adult-oriented establishment, adult-oriented merchandise, adult retail use establishment, specified anatomical

areas, and specified sexual activities; and providing for a permitted principle use in the B-2 Business District. A roll call vote was taken. All Councillors voted yea. Motion carried.

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 McCrillis that the meeting be adjourned. Motion carried.

The meeting adjourned at 7:33 P.M.

ATTEST: _____
Borough Manager