

MINUTES
UNION CITY BOROUGH COUNCIL
RE-ORGANIZATIONAL MEETING
JANUARY 7TH, 2008

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 Re-Organizational 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 City Building.

Councillors present were Brumagin, Balog, Bowes, Hoban and Tubbs. Councillor Buell and Junior Council Carley Gilson were absent.

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

Visitors present were Leo Pfister, Charles Steadman, Suzanne Ball, George Ainsworth, Joanne Ainsworth, Alice Jane Ross and Dustin Kolaja.

MOTION ON MINUTES: It was moved by Councillor Tubbs and seconded by Councillor Balog that all Councillors having read the minutes of the Council Meeting held December 11th, 2007, Special Meeting held December 27th, 2007 and Work Session held December 27th, 2007, be approved. Motion carried.

MOTION ON SECRETARY'S REPORT: It was moved by Councillor Balog and seconded by Councillor Tubbs 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

Bowes that the unpaid bills be ordered paid and those paid be approved. Motion carried.

MAYOR SWEARS IN NEW COUNCILLORS: Mayor Paul Capela swears in Daniel Brumagin, Marvin Tubbs, Daniel Hoban and Charles Steadman as Councillors.

PRESIDENT BRUMAGIN VACATES CHAIR TO MAYOR: President Brumagin vacates his chair to Mayor Paul Capela.

NOMINATIONS FOR PRESIDENT: Mayor Paul Capela opens the floor for nominations for President of Council for a two-year term.

Councillor Tubbs nominates Daniel Brumagin as President of Borough Council.

MOTION TO CLOSE NOMINATIONS FOR PRESIDENT: It was moved by Councillor Balog and seconded by Councillor Tubbs that the nominations for President be closed. Motion carried.

MAYOR CALLS FOR A VOTE FOR THE OFFICE OF PRESIDENT: Mayor Paul Capela calls for a roll call vote on the nomination of Daniel Brumagin as President of Borough Council.

Councillor Balog, Bowes, Steadman, Hoban and Tubbs voted yea. Councillor Brumagin abstained.

Mayor Paul Capela said Daniel Brumagin is now President of Borough Council.

NOMINATIONS FOR VICE-PRESIDENT: Mayor Paul Capela opens the floor for nominations for Vice-President of Borough Council for a two-year term.

Councillor Tubbs nominates Greg Bowes as Vice-President of Borough Council.

MOTION TO CLOSE NOMINATIONS FOR VICE-PRESIDENT: It was moved by Councillor Tubbs and seconded by Councillor Balog that the nominations for Vice-President be closed. Motion carried.

MAYOR CALLS FOR A VOTE FOR THE OFFICE OF VICE-PRESIDENT: Mayor Paul Capela calls for a roll call vote on the nomination of Greg Bowes as Vice-President of Borough Council.

Councillor Balog, Steadman, Hoban, Tubbs and Brumagin voted yea. Councillor Bowes abstained.

Mayor Paul Capela said Greg Bowes is now Vice-President of Borough Council.

MAYOR RELINQUISHES CHAIR TO PRESIDENT OF BOROUGH COUNCIL:

Mayor Paul Capela relinquishes his chair to President Brumagin.

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

RESIDENT THANKS MEMBERS OF BOROUGH COUNCIL FOR NOT RAISING TAXES:

Alice Jane Ross said she would like to thank Council and the Borough Manager on a job well done for not raising taxes this year.

MAYOR: The Mayor said he would like to welcome the new members of Borough Council.

MOTION TO SUSPEND THE RULES: It was moved by Councillor Balog and

seconded by Councillor Hoban to suspend the rules. Motion carried.

COUNCIL TO ACCEPT CHRISTI SMITH'S RESIGNATION AS ZONING SECRETARY:

The Borough Manager said she received a letter from Christi Smith resigning her position as Zoning Secretary.

MOTION TO ACCEPT CHRISTI SMITH'S RESIGNATION AS ZONING SECRETARY:

It was moved by Councillor Balog and seconded by Councillor Steadman to accept Christi Smith's resignation as Zoning Secretary effective January 7th, 2008. Motion carried.

TAX ANITICIPATION NOTE: Solicitor Timothy Wachter said in November, Borough Council adopted a Resolution authorizing the Secretary/Treasurer to apply for a "Tax Anticipation Note".

He said this Resolution is not in compliance with DCED therefore, Borough Council has to adopt a new Resolution.

The Resolution authorizing the Secretary/Treasurer to apply for a "Tax Anticipation Note" was read by Solicitor Timothy Wachter.

MOTION TO APPROVE A RESOLUTION AUTHORIZING THE SECRETARY/TREASURER TO APPLY FOR A "TAX ANITICIPATION NOTE":

It was moved by Councillor Bowes and seconded by Councillor Hoban to approve a Resolution authorizing the Secretary/Treasurer to apply for a "Tax Anticipation Note". A roll call vote was taken. All Councillors voted yea. Motion carried.

EXECUTIVE SESSION: Solicitor Timothy Wachter said he needs to have an Executive Session after the Council Meeting to discuss litigation.

He said no action will be taken.

PRESIDENT TO APPOINT DIRECTORSHIPS: President Brumagin said the Directorships are as follows:

The President of Council is over Administration.

Director of Public Safety appointed to Councillor Tubbs.

Director of Public Works appointed to Councillor Steadman.

Director of Parks and Recreation appointed to Councillor Balog.

Director of Finance appointed to Councillor Hoban.

Director of Personnel and Planning appointed to Councillor Bowes.

MOTION TO APPROVE THE BOROUGH OFFICIALS' EXPENSES: It was moved by Councillor Tubbs and seconded by Councillor Hoban that the Borough officials expenses and/or employees be paid by the Borough when said officials and/or employees attend any function related to their duties or make any trips which are in the best interest of the Borough at the mileage rate of 50.5 cents per mile. All other expenses will require approval from Borough Council. Motion carried.

BOROUGH SECRETARY/TREASURER: It was moved by Councillor Hoban and seconded by Councillor Balog that Cheryl Capela be appointed Borough Secretary/Treasurer for the years 2008 and 2009. Motion carried.

EARNED INCOME TAX COLLECTOR: It was moved by Councillor Tubbs and seconded by Councillor Hoban that Cheryl Capela be appointed Earned Income Tax Collector for the years 2008 and 2009. Motion carried.

COUNCIL MEETINGS: It was moved by Councillor Bowes and seconded by Councillor Hoban that the regular Council Meetings be held on the second Tuesday of each month at the Union City Area High

School Large Group Instruction Room at 7:00 P.M. and the Work Sessions to be held on the fourth Tuesday of each month at the City Building at 7:00 P.M. Motion carried.

RECREATION COMMISSION: It was moved by Councillor Tubbs and seconded by Councillor Bowes that Jessica Reynolds be appointed to the Recreation Commission to serve until December 31st, 2012 and Staci Chapman be appointed to the Recreation Commission to serve until December 31st, 2009. Motion carried.

PART-TIME POLICE OFFICER: Councillor Tubbs said Chief Jones had informed him that the Borough's latest part-time hire has met all the requirements for certification and expects to receive the number by the end of next week.

Councillor Tubbs said two of the seven applicants showed up to take the Civil Service Test.

JOHN STREET: Councillor Steadman said Borough Council to discuss closing off John Street.

Solicitor Timothy Wachter said it is his understanding that John Street is the only public access to the three homes on this street and that there is private access that leads to these homes.

He said according to the Borough Code, Borough Council cannot close off the only public access to these homes.

President Brumagin said he would like to know if the Borough can get all of the bordering residents to consider vacating this street?

President Brumagin said this is a very hazardous street to our street department employees.

Councillor Tubbs said Warden Street is a public road and it does run up to the private drive, which he would consider as their driveway. He said if this is the case, then John Street can be closed off because there is another access.

President Brumagin said this would be correct if it wasn't for the fact that Morton's do not own all three properties.

President Brumagin said he would like to know if Borough Council can declare "no winter maintenance" on this street?

Solicitor Timothy Wachter said this would be very hard to do because the Borough over the years has continued to maintain this street. He said he will check into it.

COUNCIL TO DISCUSS PURCHASING A NEW DUMP TRUCK: Street Supervisor Paul Maynard said the streets department is running on two old trucks for snow plowing.

He said it has come to his attention that Borough Council is considering purchasing another new police cruiser.

He said he would like to take the monies that have been budgeted for the police cruiser and put towards purchasing a new dump truck. He said the police department can get along with one vehicle.

Councillor Tubbs said if we don't buy a new police cruiser this year, then Borough Council needs to look at doing something about the second car. He said the police vehicle is older than any of the Borough trucks.

The Borough Manager said Borough Council needs to know the cost

of purchasing a new dump truck.

President Brumagin said we can have Paul Maynard look into the cost of purchasing a new dump truck and bring this information to the next Work Session for further discussion.

Councillor Balog said Borough Council needs to take a look at the condition of the equipment at the Borough garage.

Councillor Tubbs said he would like to know the life span of a dump truck?

Councillor Balog said the life span depends a lot on how the vehicle is being driven.

President Brumagin said this issue can be discussed further at the next Work Session.

MOTION TO TABLE ADVERTISING THEIR INTENT TO ADOPT AN ORDINANCE ESTABLISHING REGULATIONS FOR OPERATION AND PARKING OF MOTOR VEHICLES DURING SNOW EMERGENCIES AS DEFINED HEREIN AND DESIGNATED BY THE MAYOR, DURING SNOW AND ICE STORMS AND DURING SNOW AND ICE REMOVAL FROM BOROUGH STREETS AND SETTING FORTH PENALTIES FOR VIOLATION OF THE SAME, REPEALING INCONSISTENT ORDINANCES, PROVIDING FOR PARTIAL INVALIDITY, AND ESTABLISHING AN EFFECTIVE DATE: It was moved

by Councillor Tubbs and seconded by Councillor Hoban to table advertising their intent to adopt an Ordinance establishing regulations for operation and parking of motor vehicles during snow emergencies as defined herein and designated by the Mayor, during snow and ice storms and during snow and ice removal from Borough Streets and setting forth penalties for violation of the same, repealing inconsistent ordinances, providing for partial invalidity, and establishing an effective date. Motion carried.

ERIE COUNTY PLANNING COMMISSION: Councillor Bowes said he would like to be removed as the Representative to the Erie County Planning Commission.

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

MOTION TO ACCEPT COUNCILLOR BOWES RESIGNATION AS THE REPRESENTATIVE TO THE ERIE COUNTY PLANNING COMMISSION: It was moved by Councillor Steadman and seconded by Councillor Hoban to accept Councillor Bowes resignation as the representative to the Erie County Planning Commission. Motion carried.

MOTION TO APPOINT DAN BRUMAGIN AS THE REPRESENTATIVE TO THE ERIE COUNTY PLANNING COMMISSION: It was moved by Councillor Bowes and seconded by Councillor Tubbs to appoint Dan Brumagin as the representative to the Erie County Planning Commission. Motion carried.

E-MAIL: Councillor Bowes said he would like to discuss at the next Work Session about obtaining email addresses for all Council members.

LIST OF ASSETS: Councillor Bowes said he would like all the department heads to provide to Borough Council a list of assets.

SNOW PLOWING: Councillor Tubbs said he would like to compliment Paul Maynard on his snow plowing. He said he is doing an excellent job.

MOTION TO SUSPEND THE RULES: It was moved by Councillor Bowes and seconded by Councillor Balog to suspend the rules. 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 Bowes and seconded by Councillor Hoban that the meeting be adjourned. Motion carried.

The meeting adjourned at 8:07 P.M.

ATTEST: _____

Borough Manager
Cheryl R. Capela