

REGULAR COUNCIL MEETING
November 10, 2014

Members Present: Douglas Baker, Mayor
Donna Fletcher, Deputy Mayor
Samuel Lyons
James Marshall
Jennifer Morris
Garnet Wood

Members Excused: Ryan Rudegeair

In Attendance: E. William Gabrys, City Manager
Tracy Jamieson, Deputy Manager
Brian Spaid, Esq., City Solicitor
Anthony Ditka, Esq., Dinsmore & Shoal
Darla Hawke, Recording Secretary
Alice M. Castonguay, 806 Elk Street
Toby Saltarelli, 522 - 15th Street
Abe Hobson
Lynn Cochran, Franklin Area Chamber of Commerce
Russ Campbell, Franklin General Authority
Bob Finch, Franklin General Authority
Robert Heller, 834 Elk Street
Jim Williams, Applefest® Core Committee
Adam Guthrie, 362 Beatty Run Road
Deac Mong, 13th Street
David R. Lord, 407 Forest Lane
Sheila Boughner, Venango Newspapers, Inc.

Mayor Baker called the meeting to order at 7:02 PM.

ADOPTION OF AGENDA - Resolution No. 133

Mrs. Fletcher moved to approve the agenda, once Items #7 & #8 were reversed, as amended. Mr. Wood seconded the motion, which passed unanimously.

APPROVAL OF MINUTES

Resolution No. 134 - Mr. Lyons moved to approve the minutes of the regular meeting of October 6, 2014, as presented, and the minutes of the special meeting of October 27, 2014, as presented. Mrs. Fletcher seconded the motion, which passed unanimously.

PAY THE BILLS - Resolution No. 135

Mrs. Fletcher, noting that she liked the new format of the bills list, moved to pay the bills as presented. Mr. Wood seconded the motion, which passed unanimously.

CITIZENS' INQUIRIES

Mr. Williams, from the Applefest® Core Committee, presented the City with a check to help defray its costs during Applefest®. He also thanked the City, on behalf of the Chamber of Commerce, for the level of cooperation they were given by all the City departments.

Ms. Castonguay was in attendance to complain about the renovations being done to 808 Elk Street. She stated it was being renovated for apartments and wanted to know if the property was zoned for such and if there was any way to alleviate the parking problems. Mr. Gabrys will check with the Code Enforcement Officer concerning the zoning issue.

CERTIFICATE OF APPROPRIATENESS - none.

Resolution No. 136 - Mrs. Fletcher moved and Mr. Lyons seconded a motion to issue a Certificate of Appropriateness for a sign at 1501 Liberty Street, as presented. Motion passed unanimously.

Resolution No. 137 - Mrs. Fletcher moved and Ms. Morris seconded a motion to issue a Certificate of Appropriateness for siding, paint and awning removal at 1441 Liberty Street, as presented. Motion passed unanimously.

Resolution No. 138 - Mrs. Fletcher moved and Mr. Wood seconded a motion to issue a Certificate of Appropriateness for signs at 323 Thirteenth Street, as presented. Motion passed unanimously.

Resolution No. 139 - Mrs. Fletcher moved and Mr. Lyons seconded a motion to issue a Certificate of Appropriateness for paint at 1044 Elk Street, as presented. Motion passed unanimously.

Resolution No. 140 - Mr. Lyons moved and Mrs. Fletcher seconded a motion to issue a Certificate of Appropriateness for a hand railing/s at 522 Fifteenth Street, as presented. Motion passed unanimously.

FIRST READING - BILL NO. 10 - DEBT ORDINANCE - Resolution No. 141

Mr. Spaid read Bill No. 10, "Debt Ordinance," in its entirety, into the record. Mrs. Fletcher moved to adopt on First Reading, Bill No. 10, "Debt Ordinance." Ms. Morris seconded the motion, which passed unanimously.

UPDATE OF RESTAURI AGREEMENT

Mr. Wodzianski reported that he had met with Mr. Restauri, who plans to do the final paving on Hilltop Drive, make stormwater and road base improvements to Evergreen Drive, a final topcoat and some streetlights. However, in order to finish, the weather must remain at 40 degrees or above. According to Mr. Wodzianski, Mr. Restauri advised that the second storm water detention pond will be constructed per HRG original design and the catch basins and

storm sewer pipe are on-site. Mr. Wodzianski noted that the project is behind schedule and he does not foresee it being completed before next summer. It was decided that Mr. Spaid and Mrs. Jamieson will meet with Mr. Restauri again, and that Council will reassess the project in the spring.

INTERNET PROJECT UPDATE

Mr. Hobson reported that the County has approved a contract with Zito Media of Emporium for the 911 Statewide-funded project to connect PSAPs (Public Safety Answering Points). This project would create a fiber optic line, which would run from the County buildings located in Franklin, to Oil City, to the 911 Center in Cornplanter Township, and from there to Pleasantville. He explained that this would improve emergency communications within the County by improving reliability and providing system redundancy. Once complete, the line will also connect the County to two regional efforts undertaking upgrades to 911 and other related public safety services, which will connect those multi-County efforts to each other.

Mr. Hobson advised that the end of the line in Pleasantville will be about 200 yards away from the KINBER network, which was built and operated by the Keystone Initiative for Network-based Education and Research, a non-profit coalition. He explained that the more networks the City can connect with, the more valuable our center will become.

He noted the fiber optic line will be the backbone for distribution rings. The first ring could connect Franklin City Hall to the POP (point-of-presence) at the Professional Building and loop down Buffalo Street and back over to the County jail on Elk Street. Spurs off of that ring could go into individual buildings along the way to connect the businesses. Cost estimates would be approximately \$10,000 to connect City Hall and \$23-24,000 to do the ring.

Mr. Hobson advised that he plans to meet with Darren Roy, of Mansfield, who has built a similar network in the Mansfield/Troy area, and inspect his operation. He also informed the Council that he plans to make a presentation to the Franklin Area Chamber of Commerce to discuss the Franklin City WAN. Commissioner Tim Brooks proposes to have the County pay for that build and hopes the Chamber will be willing to share in the cost.

His recommendations are:

1. Continue to seek data storage business
 - a. Philadelphia Community College opportunity
 - b. Smart e-mail storage with Schools and Municipal Governments
2. Interconnect as many networks as possible
3. Develop outside marketing strategy
4. Seek outside funding sources
 - a. COPA
 - b. County
 - c. Google

FINAL APPROVAL 2014 CDBG APPLICATION

Resolution No. 142 - Mrs. Jamieson requested final approval of the FY-2014 CDBG allotment, which would be used as follows: \$236,416 - 1300 block Myrtle Street Infrastructure Improvements and \$51,895 for Administration, totaling \$288,311. Mrs. Fletcher moved and Mr. Lyons seconded a motion to approve submission of the 2014 CDBG Application as recommended by City personnel. Motion passed unanimously. (Resolution attached to original minutes.)

2012 CDBG MODIFICATIONS - Resolution No. 143

Mrs. Jamieson requested City Council approve the elimination of the FY-2012 CDBG Street Improvements for the 1300 Block of Myrtle Street, and instead create the Myrtle Street Infrastructure Improvements Project, which will dovetail the FY-2014 CDBG Project. Mr. Lyons so moved. Mr. Wood seconded the motion, which passed unanimously.

APPROVAL OF CDBG RESOLUTIONS

Mrs. Jamieson explained that, as part of the 2014 CDBG Program application process, the PA Department of Community & Economic Development is now requiring the municipal adoption of various policies, resolutions and plans. Therefore, she asked the Council to approve the adoption of the following:

Resolution No. 144 - "*Residential Anti-Displacement and Relocation Assistance Plan*" - Mrs. Fletcher moved and Ms. Morris seconded a motion to adopt the Residential Anti-Displacement and Relocation Assistance Plan. Motion passed unanimously.

Resolution No. 145 - "*Fair Housing Resolution*" - Mrs. Fletcher moved and Ms. Morris seconded a motion to adopt the Fair Housing Resolution. Motion passed unanimously.

Resolution No. 146 - "*Citizen Participation Plan*" - Mrs. Fletcher moved to adopt the Citizen Participation Plan. Mr. Lyons seconded the motion, which passed unanimously.

AWARD BID - 2015 TAX ANTICIPATION NOTE - Resolution No. 147

Mrs. Fletcher moved to award the bid for a 6-month Note, in the amount of \$450,000 to First National Bank, the low bidder, at 1.11% interest. Mr. Wood seconded the motion, which passed unanimously.

FIRST READING - BILL NO. 11 - BUDGET - Resolution No. 148

Mr. Spaid read Bill No. 11, "Budget," in its entirety, into the record. Mr. Gabrys reported the proposed 2015 budget depicts a 1-mill increase in the City's real estate tax and a \$2/month increase on sewer rates, along with a corresponding percentage increase on the metered customers. Concerning the proposed tax increase, he explained it is mainly due to the annual payment on the fire department's aerial ladder truck, which previously was made with CDBG funds, and pension costs. [2015 Budget Message attached to original minutes.]

Mayor Baker moved and Mrs. Fletcher seconded a motion to approve, on First Reading, Bill No. 11, "Budget." Motion passed unanimously. However, Mr. Marshall noted he would like to discuss the following prior to Final Reading at the December meeting: the elimination of the Oil Region Alliance allotment of \$5,000 and the reduction of the Shade Tree Commission line item to \$1,000; thereby, adding an additional \$10,000 to the Capital Fund. He also requested a report on the possibility of not having to replace a cruiser in 2015.

FIRST READING - BILL NO. 12 - REAL ESTATE TAX - Resolution No. 149

Mr. Spaid read Bill No. 12, "Real Estate Tax," in its entirety. Mr. Marshall moved and Mrs. Fletcher seconded a motion to approve on First Reading, Bill No. 12, "Real Estate Tax." Motion passed unanimously.

FIRST READING - BILL NO. 13 - EARNED INCOME TAX - Resolution No. 150

Mr. Spaid read Bill No. 13, "Earned Income Tax," in its entirety. Mrs. Fletcher moved and Mr. Lyons seconded a motion to approve on First Reading, Bill No. 13, "Earned Income Tax." Motion passed unanimously.

ESTABLISH BUDGET PUBLIC HEARING - Resolution No. 151

Mr. Marshall moved and Mrs. Fletcher seconded a motion to establish a Public Hearing to discuss the budget prior to the next regular Council Meeting, scheduled for 7:00 PM on December 8, 2014. Motion passed unanimously.

PARADE & PARK REQUESTS - Resolution No. 152

Mrs. Fletcher moved and Ms. Morris seconded a motion to approve the request for a wedding rehearsal and ceremony in Bandstand Park on July 10 & 11, 2015. Motion passed unanimously.

REPORTS

Manager

- Requested permission to allow Mr. Ruditis to use his discretion in disposing of the old street sweeper. When put out for a minimum bid of \$5,000, the only bid received was for \$1,550, which was rejected. Other possibilities would be to try to sell the parts individually; look into its scrap value; or to re-bid.
- Resolution No. 153 - Reported the low bidder for anti-skid was Cooperstown Sand & Gravel, in the amount of \$10.50/ton, delivered. Mrs. Fletcher moved and Mr. Lyons seconded a motion to award the bid to Cooperstown Sand & Gravel, the low bidder. Motion passed unanimously.
- Will need an executive session to discuss litigation and personnel.

Solicitor

- Reported a UCC Appeals Board meeting would be held Thursday evening, at 6 PM, at Northwest Savings Bank, regarding a sprinkler system Lona's Restaurant is required to have, should they enclose their patio.
- Reported he was preparing a draft license agreement, between the City of Franklin and a fiber optic company, to run a line along Waterworks Road, within the City's right-of-way.
- Reported that on November 5, 2014, he received a petition of referendum to appeal the August 18, 2014 & September 16, 2014 ordinances concerning the General Authority. He advised there were sufficient signatures to issue a Certificate of Sufficiency, which the City plans to do this week. Once the City issues the certificate, the Council will have 30 days to reconsider and repeal the ordinances. If the Council fails to do so, the issue will be placed on the Spring ballot. Mr. Marshall asked, should the referendum pass, what would be the next step. Mr. Spaid advised, it could be repealed by a three-fourths vote of Council. Should that happen, the two ordinances would need to be re-enacted.
- Will need an executive session to discuss personnel and litigation.

COUNCIL REPORTS

Mrs. Fletcher

- Reported she had been approached by an elderly gentleman concerned with all the mud covering the sidewalk behind Rite Aid as a safety issue. He advised her that it was being created by their delivery trucks. Someone from the City will contact Rite Aid to discuss the matter.

EXECUTIVE SESSION - Resolution No. 154

Mayor Baker moved to enter into executive session at 9:53 PM to discuss personnel, and litigation. Mrs. Fletcher seconded the motion, which passed unanimously. The executive session ended at 10:41 PM.

ANY OTHER BUSINESS

Resolution No. 155 - Mayor Baker moved to appoint Mrs. Jamieson as City Clerk and Right-to-Know Officer of the City of Franklin, effective immediately. Mrs. Fletcher seconded the motion, which passed unanimously.

ADJOURNMENT - Resolution No. 156

There being no further business to come before the Council at this time, Mr. Marshall moved to adjourn the meeting at 10:43 PM. Mr. Wood seconded the motion which passed unanimously.

Respectfully submitted,

Darla Hawke, Recording Secretary