

CITY OF SAINT MARYS COUNCIL WORKSESSION

MARCH 6, 2017

CALL TO ORDER

A Council scheduled worksession of the City of Saint Marys was called to order by Mayor Robert Howard on Monday, March 6, 2017 at 7:00 p.m. The meeting was held in the Council Room of City Hall, 11 LaFayette Street. Notice of this meeting was sent to Council on March 2, 2017, posted at City Hall, and published in the Daily Press.

PLEDGE TO THE FLAG**ROLL CALL**

Present: Mayor Robert Howard, Gregory Gebauer, Nedward Jacob, Bob Mohr, Andrew Mohny, Manager Timothy Pearson and Solicitor Thomas Wagner. Lou Radkowski and Gary Anderson were excused.

VISITORS

Visitors included: Warren Stewart, Katie Weidenboerner, Amy Cherry, Bill Kraus, Richard Sadley, Todd Hanes and Denny Bauer.

Matthew Pfeufer, Code Enforcement Officer, did not sign in.

APPROVAL OF MINUTES
February 20, 2017
Motion Passed

Nedward Jacob made a motion to approve the minutes of February 20, 2017, seconded by Andrew Mohny and all were in favor.

SPECIAL PRESENTATION:
2016 Annual Report from the
Crystal Fire Department

Bill Kraus, Fire Chief of the Crystal Fire Department, presented the following information for their 2016 Annual Report.

- Responded to 294 incidents, an increase of 6 from the previous year
- Provided a breakdown of the incidents
- Responded to 23 mutual aid responses
- Received mutual aid 31 times
- Provided inspections and drills at 20 local schools and health care facilities
- Provided fire prevention programs to local schools and scout troops
- Provided the Prom Promise Program
- Incidents by days of the week and an alarm time analysis
- Response time averages
- Building and content values, losses and savings
- Amount of training for members
- Provided a listing of types of incidents

Chief Kraus stressed how very fortunate the City is that local employers release Fire Department members for the above listed programs and especially to answer calls for alarms during working hours.

Chief Kraus and Council expressed concerns with a decrease in recruitment of new members, possibly due to the hours of training required.

Chief Kraus thanked Council for their continued support.

Council thanked Chief Kraus for his presentation.

**ADDITIONAL TOPICS FOR
DISCUSSION:**

Andrew Mohny made a motion to add item B. Chamber Question, seconded by Nedward Jacob and all were in favor.

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CITIZEN COMMENTS ON AGENDA TOPICS

There were no citizen comments on agenda topics.

LEGISLATIVE ACTION:**Consider for adoption:**

Resolution No. 17-05 re: House Bill 400, Support of Emergency Medical Services, with letters of support.

Manager Pearson explained Resolution No. 17-05 was being presented for adoption in support of House Bill No. 400 which supports Emergency Medical Services in rural areas. Also included were two letters of support, as previously discussed by Council, to the local State Representative and Senator.

Motion

Gregory Gebauer made a motion to adopt Resolution No. 17-05 and to authorize the Mayor to sign and send the attached letters of support, seconded by Bob Mohr.

Comment

Gregory Gebauer stated if the bill passes the additional funding would not come from tax dollars but an increase in a moving violation fine to fifty dollars for EMS. He believed this would help offset the insufficient reimbursements from Medicare and Medicaid.

Motion Passed

All were in favor to adopt Resolution No. 17-05 and send the letters of support.

Subdivision Application:

Wasko/Laramie, South St. Marys Street

Manager Pearson explained this subdivision application from Wasko/Laramie for property located on South St. Marys Street had been previously presented to Council and was being brought back due to an adjusted lot line. The subdivision proposed to divide a 4.558 acre lot from a 10.922 acre parcel within an existing shopping center. Parcel 1 is accessible via a private 70 foot wide common driveway. There is also an access easement to the rear of the property. The applicant received zoning variances for the building setback and parking spaces from the Zoning Hearing Board on January 20, 2016; and the signage variance request was approved on February 10, 2016. After further negotiations between the property owners, the proposed lot line was moved 10 inches further to the south than in the previous subdivision proposals and no other changes were made. The southern block wall of the shopping plaza will be on the residual parcel. The Planning Commission will review the subdivision on March 7, 2017. Manager Pearson recommended Council approve the application contingent upon approval by the Planning Commission at their next meeting.

Motion Passed

Nedward Jacob made a motion to approve the Wasko/Laramie subdivision application contingent upon Planning Commission review, seconded by Andrew Mohny and all were in favor.

TOPICS FOR DISCUSSION:**Code Book revisions:**

- Chapter 7 Fire Prevention and Fire Protection
- Chapter 20 Solid Waste, Part 2 Recycling Regulations
- Chapter 21 Part 3, subsection 317

Manager Pearson explained the Code Book revisions were previously presented and discussed and were being brought back with recommended changes for Outdoor Fires and Sidewalk Maintenance.

Matthew Pfeufer, Code Enforcement Officer, explained the various proposed revisions to City Code.

The proposed changes were as follows:

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Maintenance of Sidewalks

- Chapter 21 Part 5, subsection 502 Removal of Ice and Snow

Chapter 7 – Fire Prevention and Fire Protection

Section 101: (Add) Enforceable by City Code Enforcement Officers or the Police Department.

Section 102: Definitions. Contained Fire – (Remove) designed for outdoor cooking – (Add) Fire ring made from fireproof materials, used for cooking, pleasure, ceremonial, warmth or recreation.

Section 103: 1. (Change) 20 to 15 feet – (Remove) building – (Add) property line.

Section 104: (Remove) Contained Fires – (Add) Outdoor Furnaces

2. (Remove) all language under A.

4 C. – (Add) Official and as may be amended or adopted

5 A. – (Remove) Code Enforcement and – (Add) Zoning

Section 105: 1: - (Add) Uncontained fires are restricted to the Rural Conservation (RC) District or equivalent of the Official City of St. Marys Zoning Ordinance, or a location approved by the City Manager.

Section 106: Contained Fires 1. – (Add) No contained fire shall be maintained unless constantly attended by at least one adult person.

Chapter 20 – Solid Waste Part 2

Section 202: Definitions – (Add) Not including debris from clearing, grubbing, or agricultural management operation in the RD Zoning District. – (Remove) trees trimmings but not including - (Remove) Yard Waste definition

Chapter 21: - (Remove) Section 317 Maintenance of Sidewalks 1 and 2.

Section 502 – (Change) 30 to 36

Section 502 A – (Add) or the owner if notified by the City to remove the snow or ice, whichever event shall first occur. Where the owner has failed, or refused to comply with the removal of snow, ice, stones or other debris as required above, the City Manager may proceed immediately to remove the snow, ice, stones or debris with the use of City personnel or contracted service, in such event the City shall have the right to collect the cost thereof, together with a municipal claim penalty imposed under this Part.

Council expressed their concerns with the notification for an outdoor fire and it was determined the Manager and City staff would obtain more information.

Council expressed their concerns with enforcement of the maintenance of sidewalks and Solicitor Wagner explained these proposed changes were to clarify the requirements not the enforcement, which will be addressed separately in the near future.

Gregory Gebauer made a motion to authorize the Solicitor to draft the above changes in ordinance form and present to Council for publication, seconded by Andrew Mohney and all were in favor.

Chamber Question (added to agenda)

Andrew Mohney stated he was a current a member on the Chamber of Commerce Board of Director's and requested Council allow him to be the City's representative. The City has not designated a representative in the past and the Solicitor advised the matter should be approved by Council.

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***** Correction*** by motion at Council's March 20th, 2017 meeting:**

Change to: "relevant "City" matters"

Add: Any Chamber matter can be voted on by Councilman Mohney at his discretion.

It was agreed Councilman Mohney would provide minutes of the board meetings and any pertinent information to Council. It was also clarified Councilman Mohney would present any ***relevant matters and get a consensus of Council before making decisions.

Gregory Gebauer made a motion to allow Andrew Mohney to be the City's representative while on the Chamber of Commerce Board of Directors, seconded by Andrew Mohney.

Motion

Solicitor Wagner explained Councilman Mohney could vote on the matter, since there was not a conflict of interest.

Roll Call Vote – Motion Passed

On a roll call vote all voted in the positive. Motion Passed.

CITIZEN COMMENTS ON NON-AGENDA TOPICS

There were no citizen comments on non-agenda topics.

COUNCIL COMMENTS

Mayor Howard commented Seneca Resources reported they will flare two wells beginning March 8th for approximately 17 days.

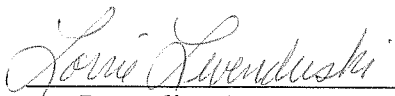
ANNOUNCEMENTS

Mayor Howard made the following announcements:

- The next Council meeting will be Monday, March 20, 2017 at 7:00 p.m. at City Hall.

ADJOURNMENT

Nedward Jacob made a motion to adjourn the meeting. Meeting adjourned at 8:28 p.m.


Recording Secretary


Mayor