



CITY OF TITUSVILLE

BIRTHPLACE OF THE OIL INDUSTRY



COUNCIL PROCEEDINGS
December 15, 2009

The regular meeting of Titusville City Council was called to order by Mayor Nystrom in the Conference Room at the Titusville Redevelopment Authority at 5:30 p.m. The Invocation was given by Reverend Wells. The Pledge of Allegiance was led by Mayor Nystrom. Present at the meeting were Mayor James Nystrom, Councilmen Patrick Cartney, John Frye, Jay Reese, Councilwoman Bonnie Hull, Pennie Maclean, City Manager, Richard Winkler, Solicitor. Mary Hill represented The Titusville Herald. It was moved by Mrs. Hull, seconded by Mr. Reese, and carried unanimously to adopt the meeting Agenda as prepared.

It was moved by Mrs. Hull, seconded by Mr. Cartney, and carried unanimously to accept the minutes of the regular meeting of November 17, 2009 and the minutes of the special meeting of November 24, 2009 as submitted and place on file.

PUBLIC PARTICIPATION - pertaining to agenda items - None.

PUBLIC HEARING - RE: Proposed 2010 Budget

Mayor Nystrom opened the public hearing regarding the proposed 2010 Budget. Mayor Nystrom stated there are only a few changes that have been made to the Budget. The Totals for Revenues and Expenses are remaining the same. Ms. Maclean stated that Council decided to modify the Budget within the bounds of the Third Class City Code as follows: reducing the General Fund Street Maintenance Contracted Services line from \$50,000 down to \$44,966; reducing the Contingency line from \$19,864 down to \$14,898 and increasing the transfer to the Capital Fund for Economic Development purposes from \$33,609 to \$43,609.

Mrs. Smith asked Ms. Maclean to explain the transfer to the Capital Fund. Ms. Maclean stated it is an additional \$10,000 for potential needs for economic development purposes. It is not identified specifically. Mrs. Smith stated she went over the budget and has a couple of concerns. First of all she thought Council's salaries were eliminated and given to the Library. Mrs. Smith stated she noticed there is money in that line item and she feels this should be corrected to reflect that all of Council was cut whether salary or a health benefit across the board. She also feels that the Budget was cut too deep and feels they will face that soon into the year. Mrs. Smith stated she hopes they are not over-inflating revenue.

Mrs. Smith stated she is asking all of Council to re-consider giving money to TRI and Titusville Leisure because it is an unwise financial decision at this time. If at any time during the year, they see finances are better than what is anticipated, she thinks at that time they should re-consider that. Mr. Frye asked Mrs. Smith if she thinks that is a wise decision to cut Leisure Services and have nothing for the children. Mrs. Smith stated we owe our children a safe community, stability. We want to teach our children to be self sufficient. Mrs. Smith stated we cannot keep giving when we don't have it to give. Mayor Nystrom stated this is a very critical year for us. We are trying to get our costs down and see exactly what we have money to spend on. If a pipe breaks we will find the money to fix it but that may cause another area that they are going to have to cut whether it is services or something else. That is the reason they decided not to raise taxes because they wanted to come up with what it takes to run this City. If they can only supply a certain level of service then people have to be aware that that is what we can afford. If that becomes an issue, the only way we are going to be able to do that is to raise taxes but we want to be able to prove to people, if you want the service, you are going to have to pay for it. Mrs. Smith stated they cannot continue to cut areas such as paving. Mrs. Smith stated they still need to have 3 mills of taxes put in there. Mrs. Smith stated she is very concerned about her town and this financial situation they are all facing. Mayor Nystrom stated they are all concerned.

Mrs. Hull commented that the numbers now are the best numbers they have ever had so they are moving in the right direction.

Mayor Nystrom closed the public hearing.

PUBLIC PARTICIPATION - pertaining to agenda items - None.

BILL LISTING - It was moved by Mr. Frye, seconded by Mrs. Hull, and carried unanimously to ratify the bill listing warrants dated 11/20/09, 12/4/09, and 12/11/09.

OLD BUSINESS

COUNCIL BILL NO. 5 OF 2009 - Proposed Ordinance #3184 - An Ordinance of the City Council of the City of Titusville, Crawford County, Pennsylvania, to prohibit parking on alternating sides of certain streets within the City of Titusville between the hours of 12:00 midnight and 7:00 p.m. during the period of November 1 through April 30 annually.

It was moved by Mrs. Hull, seconded by Mr. Frye, to adopt Council Bill No. 5 on second reading. Vote on the motion to adopt Council Bill No. 5 on second reading was: Mayor Nystrom, Mr. Frye, Mr. Cartney, Mrs. Hull, - yes; Mr. Reese - no.

COUNCIL BILL NO. 6 OF 2009 - Proposed Ordinance #3185 - An Ordinance of the City Council of the City of Titusville, Crawford County, Pennsylvania, amending Article 521, Parking Generally, of the Codified Ordinances of the City of Titusville, to prohibit parking at all times on the west side of South Perry Street from St. John Street South to the City limits; and to add a new Section 521.062 to prohibit parking during the period of November 1 through April 30 annually along the entire length of Bel Air Drive, Meadow Lane, Orchard Lane, White Oak Drive, Rockwood Drive, East Mount Vernon to Brook Street, West Mount Vernon Street to Church Run Road, the 900 block of East Spruce Street and Superior Street Extension.

It was moved by Mr. Frye, seconded by Mrs. Hull, to adopt Council Bill No. 6 on second reading. Mr. Reese commented that he understands trying to help out with the Streets Department but he is not comfortable with the vagueness of this.

Vote on the motion was: Mrs. Hull, Mr. Cartney, Mr. Frye, Mayor Nystrom yes; Mr. Reese - no.

COUNCIL BILL NO. 7 OF 2009 - Proposed Ordinance #3186 - An Ordinance of the City of Titusville, Crawford County, Pennsylvania, fixing the Real Property Tax Rate for all City purposes for the year 2010 at 20.713 mills on buildings and 71.25 mills on land; also delineating that portion of the Real Property Tax to be used for Recreational Purposes, for Pension Recovery Purposes, for Library Purposes, and for Shade Tree Purposes, for the calendar and fiscal year 2010.

It was moved by Mr. Reese, seconded by Mrs. Hull, and carried unanimously to adopt Council Bill No. 7 on second reading.

COUNCIL BILL NO. 8 OF 2009 - Proposed Ordinance #3187 - An Ordinance of the City of Titusville, Crawford County, Pennsylvania, appropriating specific sums estimated to be required for the specific purposes of the City government, City of Titusville, hereinafter set forth, during the year 2010 and for fixing the salaries of certain offices, officers, and employees of the City of Titusville for and during the term for which they are respectively elected or chosen for appointment.

It was moved by Mr. Frye, seconded by Mrs. Hull, and carried unanimously to adopt Council Bill No. 8 on second reading.

NEW BUSINESS

RESOLUTION NO. 17 OF 2009 - A Resolution of the City Council of the City of Titusville, Crawford County, Pennsylvania fixing the salary of the City Manager for calendar year 2010. Resolved that the salary for the City Manager of the City of Titusville for the calendar year 2010 shall be fixed at \$62,620 payable in increments less applicable withholding on the City's normal payroll schedule.

Mayor Nystrom commented that this is a 1% increase that was given to the City Manager. Mrs. Hull commented that she has been doing two jobs for a year as Finance Director and City Manager and doing a lot more than she is being compensated for. Mr. Cartney thanked Ms. Maclean for her help in explaining things to him. Mayor Nystrom stated he appreciates all the effort and time Pennie puts in and thinks she is doing a great job.

It was moved by Mrs. Hull, seconded by Mr. Reese, and carried unanimously to adopt Resolution No. 17 of 2009.

RESOLUTION NO. 18 OF 2009 - Ms. Maclean stated that they had the bid opening for the T.A.N. and the low bidder was PNC Bank at 2.2% and they will do all of the report filing at no charge on the City's behalf.

A Resolution of the City Council of the City of Titusville, Crawford County, Pennsylvania, authorizing the issuance of a Tax and Revenue Anticipation Note, Series 2010, in the amount of \$900,000, with the terms set forth in the foregoing and attached certificate and transmittal; approving a form of note; authorizing certain officers of the City of Titusville to execute and deliver the note; authorizing and directing the filing of proceedings with the Pennsylvania Department of Community and Economic Development; providing for the payment and security of the note; making certain federal income tax covenants in respect of the note; accepting the proposal of PNC Bank, National Association, for the purchase of the note; and repealing inconsistent resolutions.

It was moved by Mrs. Hull, seconded by Mr. Reese, and carried unanimously to adopt Resolution No. 18 of 2009.

RESOLUTION NO. 19 OF 2009 - A Resolution of the City Council of the City of Titusville, to set the time for regular meetings of the City Council of the City of Titusville. Council shall hold regular meetings on the third Tuesday of each month at 6:00 p.m. Council shall hold work sessions on the first and second Tuesday of each month at 6:00 p.m. All regular meetings and work sessions of Council shall be held in the Towne Square Building, Titusville Redevelopment Authority Conference Room, 4th. Floor, 110 W. Spring Street, Titusville, PA 16354.

It was moved by Mrs. Hull, seconded by Mr. Reese, and carried unanimously to adopt Resolution No. 19 of 2009.

RATIFY CONTRACT AGREEMENT BETWEEN THE CITY OF TITUSVILLE AND AFSCME LOCAL 2041 - It was moved by Mr. Frye, seconded by Mrs. Hull, and carried unanimously to ratify the contract agreement between the City of Titusville and AFSCME Local 2041.

Mr. Frye thanked those who negotiated the contract and stated it was a good contract for both. Mayor Nystrom commented that they certainly appreciate the contribution they have made on the City's behalf by working on the same contract as 2008.

Ms. Maclean advised Council that she has written a letter of support which was requested by TRI for a grant application in the amount of \$35,000 to the Northwest Commission for the purpose of designing a master plan for Titusville as a Trail Town.

PUBLIC PARTICIPATION - None.

COMMENTS BY MAYOR/OR COUNCIL

Mayor Nystrom commented that he was fortunate today to get a copy of the December 2009 issue of Ultra Running which is a national magazine that features the 100 mile race that was held here and is on the front page of the national publication. Mayor Nystrom feels it is a real plus for Titusville to be recognized. The article in the magazine is called "Running With the Ghost".

Mrs. Hull wished everyone a Merry Christmas and Happy New Year.

Mr. Reese commented that he enjoyed working with John and is sorry to see him go.

Mr. Cartney thanked Mr. Frye for his service to the community.

Mr. Frye, in a farewell to Council and residents, thanked the citizens of Titusville for giving him the opportunity; thanked his wife for her encouragement; thanked all the volunteers who served the community, those who brought questions to Council, those who made proposals, recommendations, worked on committees, worked for various events - the City could not survive without you. Sometimes you would bring things to us. We may not agree with you, but we did listen. Mr. Frye thanked those on Council - past and present, all of the employees of the City. They have been great. If he had a question, they answered it. They were courteous, respectful, and he appreciates it. The City Manager - Pennie and Mary Ann - both were great. Department Heads and Suzanne - without you, the City doesn't run. Mr. Frye offered advice to Council. He stated you hired Pennie to be the City Manager. Please listen to what she has to say. There have been a number of times she has given good sound advice, because it wasn't exactly what we wanted to hear, we may not have taken it. Mr. Frye stated he thinks they really need to listen and trust her. She is spread very thin. She needs your help and support. Without that, we may lose her.

Mayor Nystrom stated he appreciates the amount of time John has put in. He thinks a lot of people don't realize how much time it takes because they just see them at the meetings but there are a lot of things that go on. Mayor Nystrom wished John good luck and thanked him again.

It was moved by Mrs. Hull, seconded by Mr. Reese, and carried unanimously to adjourn the meeting to a legal session followed by adjournment. Meeting adjourned at 6:20 p.m.

Suzanne Birtciel
Recording Secretary