



**CITY OF TITUSVILLE**

City Council Proceedings - October 19, 2010

**CALL TO ORDER**

The regular meeting of Titusville City Council was called to order by Mayor Nystrom in the Conference Room at the Titusville Redevelopment Authority at 5:33 p.m.

**INVOCATION**

Given by Father Davis.

**PLEDGE OF ALLEGIANCE**

Led by Mayor Nystrom.

**ROLL CALL**

*Members Present:* Mayor James Nystrom, Deputy Mayor Esther Smith, Councilwoman Bonnie Hull, Councilman Pat Cartney, Councilman Jay Reese.

City Manager Pennie Maclean, Solicitor Richard Winkler. Mary Hill represented The Titusville Herald. GBS Television taped the proceedings.

**ADOPTION OF AGENDA**

It was *moved* by Mrs. Smith, *seconded* by Mr. Reese, and *carried unanimously* to adopt the meeting Agenda as prepared.

**APPROVAL OF MINUTES**

It was *moved* by Mrs. Hull, *seconded* by Mr. Reese, and *carried unanimously* to accept the minutes of the regular meeting of September 21, 2010 as submitted and place on file.

**PUBLIC PARTICIPATION  
PERTAINING TO  
AGENDA ITEMS**

None

**REPORTS**

It was *moved* by Mr. Cartney, *seconded* by Mrs. Smith, and *carried unanimously* to accept the Operational Reports; Building Inspector, Fire, Police, Public Works, and Treasurer for the month of September, 2010 and place on file.

*Fire Department*

Mr. Reese questioned the 10 false alarm calls for the month and what the cost is to the City. Fire Chief Crotty stated there is 2 hour minimum call out. Mr. Reese requested cost information. Chief Crotty explained the fee assessments have been changed to more accurately reflect the service. Mrs. Smith questioned if there was a charge if the Department responds to a structure fire. Chief Crotty stated there is a charge and referenced an Ordinance that spells out the charge.

*Police Department*

Mr. Reese congratulated the Police Department on the grant they received for the CPR dummies and also commented that it was a nice gesture for Giant Eagle to present the Department with a check at their grand opening.

*Public Works Department*

Mrs. Hull questioned 800 meters being read for the month and when the others would be read. Public Works Director Randy Nebel explained the process of the readings being split in to districts/books with meters being read once per quarter split up amongst four water works personnel. Mrs. Hull stated her meter had not been read since May. Mr. Nebel stated there was an issue with getting readings completed in a district last quarter.

**MINUTES OF  
BOARDS & COMMITTEES**

Housing Authority - It was *moved* by Mrs. Smith, *seconded* by Mr. Reese, and *carried unanimously* to accept the minutes of the Housing Authority dated 9/21/10 and place on file.

**BILL LISTING**

It was *moved* by Mrs. Smith, *seconded* by Mr. Cartney, and *carried unanimously* to ratify the bill listing warrants dated 9/23/2010, 9/30/2010, 10/07/2010, & 10/13/2010.

Mr. Reese questioned the warrant dated 9/30/2010; truck cab replacement. Mr. Nebel explained this was for Truck #3 the old large dump truck. Mr. Nystrom questioned the warrant dated 9/30/2010; Ferri's contracting. Ms. Maclean stated this was for repair of the old stuff not for the new bid that was done.

**OLD BUSINESS**

*Council Bill 3 of 2010*

It was *moved* by Mrs. Hull, *seconded* by Mr. Cartney, and *carried unanimously* to adopt Council Bill No. 3 of 2010 on second reading.

COUNCIL BILL NO. 3 OF 2010 - AMENDING ARTICLE 521 - PARKING GENERALLY, OF THE CODIFIED ORDINANCES OF THE CITY OF TITUSVILLE AND TO ADD A NO PARKING ZONE ON WEST CENTRAL AVENUE NEAR AN UNAMED ALLEY WEST OF NORTH FRANKLIN STREET, AND TO ADD A MAXIMUM FIFTEEN MINUTE PARKING AREA NEAR AN UNANMED ALLEY WEST OF NORTH FRANKLIN STREET.

*Resolution 19 of 2010*

It was *moved* by Mr. Reese, *seconded* by Mrs. Smith, and *carried unanimously* to adopt Resolution No. 19 of 2010 authorizing the City Manager to issue RFQs for an Energy Performance Contract.

**NEW BUSINESS**

*Special Event Approval*

It was *moved* by Mr. Cartney, *seconded* by Mrs. Hull, and *carried unanimously* to approve the Annual Santa Parade application for Friday, November 26<sup>th</sup> - 6:00 p.m.

*Special Event Ratification*

It was *moved* by Mrs. Hull, *seconded* by Mr. Reese, and *carried unanimously* to ratify the Annual Homecoming Fireworks application for Friday, October 8<sup>th</sup>, 2010 - 7:30 - 9:30 p.m.

*YMCA Wellness Plan  
Approval*

It was *moved* by Mrs. Smith, *seconded* by Mr. Cartney, and *carried unanimously* to accept the YMCA Wellness Center Plan. Mr. Reese commented that he has no problem with Phase 1, but not having all three phases come before the Planning Commission concerns him.

*DEP Consent Order &  
Agreement*

It was *moved* by Mrs. Hull, *seconded* by Mrs. Smith, and *carried unanimously* to accept the revised DEP Consent Order Agreement.

Ms. Maclean stated this was discussed in the October 5, 2010 Work Session and was a result of discussion and efforts on the part of the Solicitor and Public Works Director to modify dates and some text.

Mr. Reese questioned if this is an updated or new version. Ms. Maclean stated this is a modified version of the original.

*Resolution 18 of 2010*

It was *moved* by Mrs. Smith, *seconded* by Mrs. Hull, and *carried unanimously* to adopt Resolution No. 18 of 2010 naming Northwest Savings Bank as interim financing for the WWTP Phase 3.

Ms. Maclean stated this is a housekeeping activity. A follow up requirement resolution for future grant possibilities.

*Resignation from Zoning Hearing Board*

It was *moved* by Mrs. Smith, *seconded* by Mr. Cartney, and *carried unanimously* to accept the resignation of William Lupher, 147 White Oak Dr., Titusville PA 16354 from the Zoning Hearing Board.

Mr. Nystrom requested follow up to Mrs. Hull's comment to send a letter of appreciation.

*Resignation from Municipal Authority*

It was *moved* by Mr. Cartney, *seconded* by Mrs. Smith, and *carried unanimously* to accept the resignation of William Lupher, 147 White Oak Dr., Titusville PA 16354 from the Municipal Authority.

Mr. Reese stated Mr. Lupher has really helped him out as a neighbor and is sad to see him go not only from one board but three.

Mrs. Hull would like to thank Mr. Lupher for all of his years of service as well.

*Resignation from Wellhead Protection*

It was *moved* by Mrs. Smith, *seconded* by Mr. Cartney, and *carried unanimously* to accept the resignation of William Lupher, 147 White Oak Dr., Titusville PA 16354 from the Wellhead Protection Committee.

*Oil Region Alliance Membership*

It was *moved* by Mr. Reese, *seconded* by Mrs. Hull to approve the \$2,000 2010 membership payment to ORA.

Mrs. Hull, Mr. Reese, Mr. Nystrom - yes

Mrs. Smith, Mr. Cartney - no

Mrs. Hull passed out information from Titusville Renaissance. She highlighted ORA projects on the last page of the document that TRI collaborated on. Mrs. Hull stated if we are going to contribute to ORA we need to contribute to our own establishment. Mrs. Hull stated she would not be in favor of giving to one organization and not the other.

Mrs. Smith stated she is not for giving any money out. Mrs. Smith stated she does agree with Mrs. Hull that if we give to ORA we should give to TRI. Mrs. Smith went on to say she doesn't believe we can afford to give anybody anything. The City is looking at a budget that is almost a \$300,000 deficit and it is unwise to spend the tax payer dollars for something like this at this time.

Mrs. Hull stated if we buy a back hoe that's great we can do the work we need, if we spend \$2,000 we are able to multiply that by thousands because TRI is capable to get grants that the City is not capable of getting on their own.

Mrs. Smith stated she is in favor of getting grants but they are still from taxpayer dollars. She went on to say she can't stand to see our dollars spent on frivolous things.

Mrs. Hull stated we have to keep a balance.

Mr. Reese stated \$10,000 was set aside for these types of things last year to be spent when we saw the money be available. This town needs things like the train station, the bike trail, and the Tarbell House and these things that ORA and TRI overlap on to attract people like him to move here. What this town needs is more people that are paying taxes. In a 3 million dollar budget a couple thousand dollars can better the City. This is a small payment and this is not what is wrong with the City.

Mr. Cartney stated he does agree with Mrs. Smith. He has been down to the City garage and they need new vehicles but we haven't spent the money because we don't have it.

Mr. Nystrom stated he believes that there is a service provided from this type of organization.

Mrs. Smith stated grants come in and we forget who is responsible to maintain all of this stuff.

Mr. Cartney stated if the City is responsible for it and we have a hard time mowing the grass how can the City take care of the derricks.

Mr. Nystrom stated he can respect that nothing comes for free. When TRA put the siding on the building by the football field it showed people that things are happening here in town. It helps for people to physically see that things are going on. \$2,000 is not going to guarantee that things are going to happen, but it puts the City in a position where it could.

Ms. Maclean advised that Truck #2 a 1995 Ford dump truck is no longer able to be inspected. They need to replace that truck or we will not be able to pick up leaves.

Mr. Nebel discussed issues with equipment and pending TRI and CDBG money being set aside.

Mrs. Hull stated according to Robert's Rules the meeting is getting a little out of hand. She stated there is a motion on the floor and there needs to be a vote.

Mr. Nystrom stated there is a deficiency of \$300,000. We need to sit down and go through the expenses and find out where Council wants to cut to balance the budget. There is a session next Tuesday evening.

Mr. Reese stated he believes we have to hold the line on contracts.

Mr. Reese went on to say we need two fire fighters at the station but we can no longer afford to pay two. Mr. Reese stated we are paying these guys \$5.00 per hour to do a \$4.00 per hour job.

Ms. Maclean stated Mr. Reese's proposal is to not increase the police and fire budget beyond last year amounts but this will cover only half of the deficit.

Mrs. Smith stated 85% of the budget is salary and fringes. She stated she went through the budget and thinks there are a few things we can cut back a little; contingency and Leisure Services.

Mr. Cartney stated he supports Mr. Reese's position.

Mrs. Smith stated she wants Council to be paid this year. She puts a lot of hard hours in for \$1,200 per year.

Mr. Reese stated he doesn't necessarily want to cut staff but wants to see salaries cut.

Mr. Nystrom asked the City Manager to start there. Next Tuesday is a Special Meeting.

**PUBLIC PARTICIPATION**

Reverend Hardy from the Wesleyan Methodist Church questioned Mrs. Hull's comment that she was not in favor of the \$2,000 to ORA but her vote did not reflect that comment.

Mrs. Hull stated she has been pushing for these funds to go to ORA since last budget and she will still push for Renaissance.

Chief Crotty stated the PA Department of Labor and Industry recertification application has been accepted and our Safety Committee is certified. This will translate into a 5% reduction in Worker's Compensation rates.

**COMMENTS BY  
MAYOR/COUNCIL**

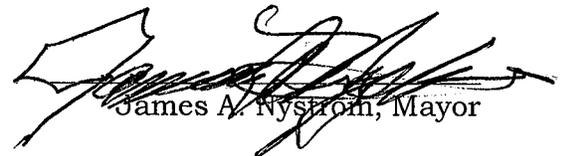
None

**ADJOURNMENT**

It was *moved* by Mrs. Smith, *seconded* by Mr. Reese, and *carried unanimously* to adjourn the meeting at 6:40 p.m. to an executive session followed by adjournment.

**APPROVED BY COUNCIL**

THIS 16 DAY OF  
November, 2010

  
James A. Nystrom, Mayor

I hereby certify the foregoing to be a true and correct copy of the minutes of the Council Meeting of October 19, 2010.

  
Diana A. Durstine  
Recording Secretary