



NANTICOKE CITY
WORK SESSION and COUNCIL MEETING MINUTES
CITY HALL

7:00PM Wednesday, May 17, 2017

Call to Order: President, William Brown
Pledge of Allegiance
Invocation: City Clerk, Mary Cheshinski

The following were present: Councilors William Brown, Kevin Coughlin, John Pietrzyk, and Nicole Mackiewicz, City Clerk, Mary Cheshinski, Interim City Manager Donna Wall, Finance Director, Jennifer Polito, and Solicitor, Attorney Shannon Lapsansky attending for our Solicitor, Lesley Butczynski, excused this evening.

WORK SESSION

Discussion of Council Meeting Action Items

Ordinance #2, 2017 amends the prior nuisance ordinance to include additional content, concerning high weeds/grass, for chronic offenders, be fined thru easier process.

Ordinance #4, 2017 prohibits painting of any City owned property without permission.

Ordinance #5, 2017 is an anti-clutter ordinance, to clean up junk and prescribing enforcement and penalty provisions for violators.

Ordinance #6 & #7, 2017, begins the process, for a Storm Water Mandate. The City will eventually need to follow MS4 requirements.

Motion to adjourn the work session made by Mrs. Mackiewicz, second by Mr. Pietrzyk, motion carried.

REGULAR MEETING Comments from the Public agenda items only.

Mr. Telencho questioned why there is never anything under old business. What is old business? Attorney Shannon Lapsansky, concerns of Council are for old business. Business addressed by who is appropriate.

Mr. J. John stated "Citizens deserve a reason why there was no motion on the Feral Cat Ordinance. Bill Brown answered no one on council wanted it. No vote. We cannot enforce with the man power we have. Nicole added she personally feels it cruel not to feed animals. Bill Brown stated, It's final, our Council decision.

Mike Marcella wanted clarified if the storm water management Ordinances are just a regional plan or the actual mandates adopted and for how many years? Attorney L answered," this is regionalization developing the plan with the WVSA. It is agreeing to work with WVSA. There are possibly 36 communities, I know over six have come aboard. Whether the 36 municipalities man date the same together or alone, it has to be done." It is cheaper to gather as one, Police Chief Tom Wall, as member of the

WVSA Board added. If any municipality doesn't opt in, they then just "bill" all by themselves.

Mr. Marcella questioned a body of water near Loomis Park & Middle Road. A group discussion determined it is mine water. Mr. Marks questioned if we would need separate lines for this (storm water). Ms. L mandates have to be followed and she does not know if this is in the mandates.

OLD BUSINESS (none)

NEW BUSINESS

A motion to approve the May 3, 2017 meeting minutes was made by Mr. Coughlin, second by Mrs. Mackiewicz. Motion carried.

Mrs. Mackiewicz made a motion to pay bills, second by, Mr. Pietrzyk, in the amount of \$422,277.23 (Payables \$301,437.08) (Payroll \$93,810.17) Motion carried.

A motion was made by Mrs. Mackiewicz, second by Mr. Coughlin to adopt Ordinance #2, 2017, amending the Nuisance Ordinance on the second reading. Motion carried.

.Mr. Pietrzyk made a motion, second by Mr. Coughlin to adopt proposed Ordinance #4, 2017, on the first reading, prohibiting the painting, or defacing of City property. Motion carried.

Mr. Pietrzyk made the motion, second by Mrs. Mackiewicz to adopt on the second reading Ordinance #5, 2017 an ordinance preventing clutter, its enforcement and penalty provisions. Motion carried.

Mr. Coughlin made the motion, second by Mrs. Mackiewicz to adopt on the second reading, Ordinance # 6, 2017 an ordinance approving the amendments to the articles of incorporation of the WVSA to further provide for the WVSA to provide for stormwater system planning, management and implementations, and to extend the term of existence said authority, authorizing said authority and proper officers thereof to execute, verify, and file appropriate articles of amendment and repealing all ordinances inconsistent herewith. Mr. Pietrzyk abstained. Motion carried.

Mr. Coughlin made the motion, second by Mrs. Mackiewicz to adopt proposed Ordinance #7, 2017, on the first reading, an ordinance approving an intergovernmental cooperation agreement with the WVSA for the creation and implementation of the Wyoming Valley Regional Stormwater Management Program. Mr. Pietrzyk abstained. Motion carried

COMMENTS FROM THE PUBLIC

John Telencho Where is the Mayor's presentation? It says each month the Mayor will have report. Bill Brown stated the Mayor would report June 7th. At this time the Mayor from the back of the Council Chambers stated there was no update from the last time he spoke at a meeting. Mayor Wiaterowski added the downtown project is on target.

Mr. Telencho questioned how the out of state and lords obtain Occupancy Permits.

Donna Wall stated an occupancy permit is given after a city inspection is done and approved. If a property is bought, it needs to be inspected and then a permit is issued.

What if a tenant change, questioned Mr. Telencho. That is different added Ms. Wall

That falls under landlord tenant ordinance. Property 397 E Grove was purchased; will it need occupancy permit before anyone moves in, asked Mr. Telencho. Yes, Donna Wall replied.

Mr. Hank Marks wants to know how the ordinance vote on the feral cats was brought up. Was it discussed by Council? Mr. Marks brought up the Sunshine Law, a possible quorum violation. (Related it to the Nanticoke School Board as an example), your work sessions are a joke Marks stated. When did you all discuss why you all disapprove? For the record Nicole Mackiewicz asked Mr. Marks if this was an accusation we are breaking the Sunshine Law. Mr. Marks made a statement that was muffled. For the record the City Clerk adds: *I am unable to summarize Mr. Marks for he was unclear and the subject matter changed from GNA School District back to City Council pertaining to meetings.*

Mr. Joe John summed up that meetings were held about ordinances several weeks ago and only two Council came to one of the two meetings. Neither Councilor stated their objections to the feral cat ordinance at those meetings. The cat population is growing. Mr. John doesn't feel safe to walk his pets due to the possibility of fleas or ticks.

Bill Brown stated the cats may reduce mice and rat population down by river.

Mr. Gianuzzi stated Solicitor Finnegan held meetings with residents and the feral cats were number one issue "he", the Solicitor addressed at both meetings. Getting input from residents spending time on this ordinance. It's an issue of trespassing down by the bridge. Does the gentleman feeding the cats get permission?

Nicole Mackiewicz stated we have made gains with the feral cats. We did neutering with the trap and release. I hope we will try to run another feral cat program.

Tom Figmic is concerned about 509 E. Grand Street with mold, rodents, and the grass is high. He did not receive an action from City code office. I want something in writing that this is being done.

Kevin Coughlin stated the grass will be cut next week. This is a top priority. The property was left to the owner's ex-wife and a bank is involved now. Attorney Shannon Lapsansky added the estate of this deceased gentleman is responsible, the person(s) on the house deed.

Mr. Bienkowski mentioned several issues he personally had with street workers. He added why was he fined by walking on City property in Lower Broadway and someone feeding cats was not fined.

Correspondence - none

Announcements-

Councilor Mackiewicz announced the Boys and Girls Basketball teams will be honored June 7th. There was a conflict with High School Volleyball schedule for tonight.

The City Wide Yard Sale rescheduled date, June 3rd rain or shine. The next Council meeting is Wednesday, June 7th, 2017.

Mr. Coughlin made the motion to adjourn, second by Mrs. Mackiewicz. Meeting adjourned at 7:49PM.

Mary Beth Cheshinski, City Clerk