

City of Utica
Regular Council Meeting
September 10, 2013

The City Council meeting was called to order by Mayor Noonan at 6:40 p.m.

Members present: Sikora, Osladil, Montag, Cuddington (6:45), Noonan

Absent: Barthelmeh, Terenzi

Executive Session

Motion by Osladil, seconded by Sikora, to recess to executive session to discuss litigation and personnel matters. Voting by roll, all ayes, motion **CARRIED**.

Minutes of 8/13/13

Motion by Sikora, seconded by Montag, to approve the minutes of 8/13/13, as amended. Voting all ayes, motion **CARRIED**.

Unfinished Business

None

Consent Business

Motion by Sikora, seconded by Montag, to approve the following consent business: Knights of Columbus, Tootsie Roll Drive 10/11-13/13 and Kiwanis Peanut Drive 9/20-22, 9/27-29 and 10/4-6/13. Voting all ayes, motion **CARRIED**.

Public Hearing

11335 Hall Rd.- Sunoco Setback Variance

Motion by Sikora, seconded by Cuddington, to open the public hearing. Voting all ayes, motion **CARRIED**. Public hearing opened at 7:45 p.m.

Mark Lennon, owner, was present to request a variance of 8ft. from the required 15 ft side yard setback and 10ft from the required 30ft. rear yard setback. They are remodeling the building in a retro-style and need more space for products. The addition cannot be on the west side as the fuel tanks are located there. The City Planner recommends approval and Planning Commission tabled this as the petitioner was not present. As there were no other comments from the public, motion by Sikora, seconded by Montag, to close the public hearing. Voting all ayes, motion **CARRIED**. Public hearing closed at 7:52 p.m. Motion by Sikora, seconded by Osladil, to table this request until Planning Commission reviews the site plan. Voting all ayes, motion **CARRIED**.

7636 Auburn Rd.- Temporary Tent

Motion by Montag, seconded by Osladil, to open the public hearing. Voting all ayes, motion **CARRIED**. Public hearing opened at 7:55 p.m.

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Norm Heinrich, owner, was present to request permission to install a temporary tent over the existing patio for multiple events from 9/27 until 10/13/13. The City Planner and Planning Commission recommended approval.

As there were no public comments, motion by Montag, seconded by Sikora, to close the public hearing. Public hearing closed at 7:57 p.m. Motion by Sikora, seconded by Osladil, to approve the 20x40 temporary tent over the existing patio from 9/27-10/13/13, as presented. Voting by roll, all ayes, motion **CARRIED**.

Correspondence

Motion by Montag, seconded by Sikora, to receive and file the correspondence from: Pam Wildman, thank you. Voting all ayes, motion **CARRIED**.

New Business

Department Reports

Mayor Noonan

Zombie Fest- Temporary Use

Motion by Noonan, seconded by Sikora, to approve the request to place small canopies in the library parking lot for the Zombie Fest of 10/5/13. There will be a Blood Drive at the Fire Hall along with a Zombie run on the Hike/Bike Trail that day also. Voting all ayes, motion **CARRIED**.

National Recovery Month

Motion by Sikora, seconded by Montag, to endorse the Proclamation regarding National Recovery Month this September. Voting all ayes, motion **CARRIED**. Deborah Garrett, thanked Council for their support as she is a recovered addict herself.

Planning Commission Appointment

Motion by Sikora, seconded by Cuddington, to approve the appointment of Beth Ricketts to the Planning Commission. Voting all ayes, motion **CARRIED**.

Mayor Noonan thanked all who participated in the Labor Day Bridge Walk and the DPW for their set up help.

Council Reports

No report.

Assessing- Nancy Strehl, Assessor

Motion by Cuddington, seconded by Sikora, to approve the settlement of the C&H Land Tax Tribunal, as presented at executive session. Voting all ayes, motion **CARRIED**.

Building-

No report.

Fire- Kevin Wilseck, Chief

Kevin Wilseck, Chief, reminded all of the upcoming fire department open house on Sunday October 6, 2013 from 11:00 am to 2:00 pm.

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Police- Dave Faber, Chief

Traffic Control Order 13-01

Motion by Sikora, seconded by Osladil, to approve Traffic Control Order 13-01, no stopping, standing, parking on the north and south die of McClellan between Klingkammer and Flickinger Elementary, as presented. Voting all ayes, motion **CARRIED.**

Traffic Control Order 13-02

Motion by Osladil, seconded by Sikora, to approve Traffic Control Order 13-02, no stopping, standing, parking, school days on Remer Court, as presented. Voting all ayes, motion **CARRIED.**

DPW- Bill Lang, Superintendent

No report.

Treasurer- Philip Paternoster

No report, absent from meeting.

Administration- Beth Ricketts, City Clerk

No report.

Library- Marsha Doege, Director

No report.

Parks and Recreation Commission

A vision meeting will be held on October 9 or 10.

Historic District Commission

No report.

City Attorney- James McGrail

No report.

Planning Commission

Halloween Bazaar, 45400 Utica Park Blvd. Conditional Use

Mike Burda was present to request conditional use for a Halloween store at 45400 Utica Park Blvd. This company has had their store for many years now at that shopping center with no problems. Motion by Sikora, seconded by Cuddington, to approve conditional use for Halloween Bazaar, 45400 Utica Park Blvd., as presented. Voting all ayes, motion **CARRIED.**

Senior Housing Steering Committee

No report.

Brownfield Redevelopment Authority

No report.

Ralph Roberts Realty- 7659 Auburn Rd. Special Parking District

Rick Coletti, property owner, was present to request payment in lieu of required parking spaces for 7659 Auburn as the property cannot accommodate any more than 4 spaces and 7 are required. Steve Cassin, the City Planner, recommends approval.

Motion by Sikora, seconded by Osladil, to approve the request to pay into the special parking district in lieu of 3 required spaces, at a cost of \$500.00 per space. Voting all ayes, motion **CARRIED**.

Bills Payable

Motion by Sikora, seconded by Montag, to approve the payment of all bills as presented. Voting all ayes, motion **CARRIED**.

Communication from the Public

Joan Poleti, Riverside 175 resident discussed the recent elevator shut down and asked if there was a generator, no. Lori Sutter, daughter of a 175 resident wants a clear line of communication. Barb Wenzel, 7650 Greeley, thanked the parks and recreation and all who attended the Labor Day Bridge Walk, extending an invitation to Council to attend the resident meeting on 9/24 at 6:30 p.m.

Adjournment

As there were no further comments from the public, motion by Sikora, seconded by Osladil, to adjourn the meeting. Voting all ayes, motion **CARRIED**. Meeting adjourned at 8:36 p.m.

Beth Ricketts
CITY OF UTICA
City Clerk