

**City of Harrington
MINUTES
City Council Meeting
October 19, 2015**

Open Forum

Pete Karras stated that he would like the alley behind his house paved and that other alleyways in the City have been paved. Mayor Moyer stated that the City had looked for outside funding to pave the alley but was unable to secure funding and that Public Works maintains the alley. There are roads that need to be repaired before the alley can be paved.

Barb Bullock asked if the site for the new library had been selected.

A meeting of the Harrington City Council was held at Harrington City Hall, 106 Dorman Street, on October 19, 2015 and was attended by the following: Mayor Anthony R. Moyer; Vice Mayor Duane E. Bivans; Council Member Fonda Coleman; Council Member Eric Marquis; Council Member Amy Minner; Council Member Charles W. Porter; Council Member Kenneth W. Stubbs; Norman Barlow, Chief of Police; William Pepper, City Solicitor; Teresa Tieman, City Manager; Dean Gary, Accountant; and Kelly Blanchies, Clerk of Council.

Also present: Debbie Pfeil, City Planner, AECOM; Lauren Good, AECOM; Adam Poplos, Code Enforcement Officer; Pete Karras; and Barb Bullock.

Mayor Moyer called the meeting to order at 7:01 p.m.

The Invocation was given by the City Solicitor.

The Pledge of Allegiance was given.

Roll was called.

Mayor Moyer introduced the Code Enforcement Officer to the City Council.

Signage presentation

The City Planner presented multiple options for allowing businesses in the C-3 Zone with more than one street frontage to have additional signage and gave examples of how each option would impact several different businesses.

Discussion occurred regarding the different options.

Minutes

A MOTION was made by Council Member Porter, seconded by Council Member Stubbs, to correct the section title on page 6 from "Pending litigation" to "Preliminary discussion of site acquisition for a publicly funded capital improvement" on the May 18, 2015 City Council Meeting minutes and to approve the minutes for the September 8, 2015 City Council Workshop and the September 28, 2015 City Council Meeting as presented. The MOTION passed unanimously.

Financial Report

A MOTION was made by Council Member Porter, seconded by Council Member Coleman, to file the Financial Report for audit. The MOTION passed unanimously.

Old Business

Public Hearing on Ordinance 15-12 – Amending Chapter 180, Municipal Fees, related to Disorderly Premises

Mayor Moyer read Ordinance 15-12.

There were no comments from the public.

Second Reading of Ordinance 15-12 – Amending Chapter 180, Municipal Fees, related to Disorderly Premises

A MOTION was made by Council Member Porter, seconded by Council Member Minner, to dispense with the reading of Ordinance 15-12. The MOTION passed unanimously.

A MOTION was made by Council Member Porter, seconded by Council Member Stubbs, to accept the second reading of Ordinance 15-12. Roll was called: 6 Yes, 0 No (Bivans – Yes, Coleman – Yes, Marquis – Yes, Minner – Yes, Porter – Yes, Stubbs – Yes). The MOTION passed unanimously.

New Business

Public comments/open forum as an agenda item

Mayor Moyer read the Open Forum description that appears on the meeting agenda.

Council Member Coleman asked what the difference is between public comments and the open forum. The City Manager replied that the open

forum is separate from the council meeting. The City Solicitor stated that most municipalities have one or the other but not both.

Vice Mayor Bivans asked if the open forum is outside of the formal meeting then why is dialogue between the Council and public not allowed. The City Solicitor stated that a dialogue means that the Council is discussing an item not on an agenda, which is a violation of FOIA, and the decision making process is being started based on limited, one-sided information.

Council Member Minner stated that she would like there to be public comments at the beginning and end of the meetings.

Vice Mayor Bivans stated that he would like the two (2) minute limit on comments extended to three (3) to five (5) minutes.

Council Member Porter stated that the Council discussing items that are not on the agenda is not good and that most residents do not attend meetings.

Council Member Coleman stated that if people have concerns then it is easier to get answers from the City Manager and Chief of Police.

A MOTION was made by Council Member Minner, seconded by Council Member Marquis, to hold an open forum fifteen (15) minutes prior to the start of workshops and Council meetings and add public comments to the end of workshops and Council meetings. The motion was withdrawn.

Council Member Porter stated that there has still be low attendance at City Council meetings.

Council Member Minner stated that some people would rather bring things up during a meeting rather than go directly to the City Manager or Chief of Police.

Council Member Coleman stated that the City does not want to violate the Freedom of Information Act.

Vice Mayor Bivans asked if input from a professional during a meeting is allowed. The City Solicitor stated that as long as it is an agenda item, then it is ok.

Vice Mayor Bivans discussed amending the wording on the agenda for the open forum.

A MOTION was made by Council Member Minner, seconded by Council Member Marquis, to hold an open forum fifteen (15) minutes prior to Council Meetings, but not Workshops, and add public comments at the end of both Council Meetings and Workshops. Roll was called: 6 Yes, 0 No (Bivans – Yes, Coleman – Yes, Marquis – Yes, Minner – Yes, Porter – Yes, Stubbs – Yes). The MOTION passed unanimously.

First Reading of Ordinance 15-14 – Amending Chapter 440, Zoning, to amend signage in the Service Commercial, Manufacturing, and Industrial Park Manufacturing Zones

The City Solicitor recommended amending § 440-181 A, in Section 2 of Ordinance 15-14, to read as follows:

Signs for permitted uses other than a multi-tenant (three or more tenants) development or professional building provided that the aggregate area of any such sign(s) shall not exceed one hundred fifty-three (153) square feet and further provided that not more than three (3) such signs shall be permitted. For lots with more than one (1) street frontage, the total permitted aggregate sign area shall be increased by thirty-two (32) square feet for each additional street frontage beyond the first.

A MOTION was made by Council Member Porter, seconded by Council Member Minner, to dispense with the reading of Ordinance 15-14. The MOTION passed unanimously.

A MOTION was made by Council Member Porter, seconded by Council Member Marquis, to accept the first reading of Ordinance 15-14 as amended. The MOTION passed unanimously.

City Council Comments

There were no City Council Comments.

Executive Session

There was no Executive Session.

There being no further business, a MOTION was made by Council Member Porter, seconded by Council Member Minner, to adjourn the City Council Meeting. The MOTION passed unanimously, and the meeting adjourned at 8:57 p.m.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Kelly Blanchies', written in a cursive style.

Kelly Blanchies
Clerk of Council