

**Marietta Borough Council
Minutes of Meeting held February 12, 2013
113 East Market Street, Marietta, PA**

Vice-President Rice with Council members deVitry, Nagel, Roberts, Stellfox and Yohe and Mayor Overlander present called the regularly scheduled monthly meeting of the Marietta Borough Council to order at 7:00 PM. Absent from the meeting was President Fletcher. The meeting opened with a moment of silence followed by the pledge of allegiance.

On a motion by Council member deVitry with a second by Council member Yohe, the minutes of the January 8, 2013 Council meeting were approved as presented.

President Fletcher opened the public comment session of Borough Council.

PUBLIC SESSION

Carl Jones, 619 West Market Street, commented on the ongoing water problem which he had Vice-President Rice check out. Vice-President Rice stated he did observe the area and in 2006 and again in 2007 the engineer spoke with Mr. Jones regarding this situation and what Strube did to help correct the problem. Vice-President Rice stated he did witness water coming onto the property from two (2) different sides and it was not coming in from the original problem. Council member Roberts asked where it is coming in now. Vice-President Rice stated from the east side and once it gets to the Strube property it cannot get out due to the elevation, this property sits lower than the surrounding properties. Council member Roberts questioned if Mr. Jones gets water in this basement? Mr. Jones stated no, if we get driving rain it does collect in his backyard, not in his house. Council member Roberts questioned if the alley has been vacated? Vice-President Rice stated yes. Council member Roberts questioned what property or right-of-way does the Borough have back there? Vice-President Rice stated none. Council member Roberts stated therefore, this is a civil matter between Mr. Jones and the other property owners. Council member Roberts questioned if a storm sewer could be installed and connected to Decatur Street. Council member deVitry stated the Borough does not put storm drains in private backyards. Glenn Orr stated the Fire Company stopped pumping that property do to the elevation and those two (2) properties are not connected to the Borough sewer and it became a health problem. Council member Roberts stated we have storm sewers on Essex Street; therefore, the problem is not coming from there. Mr. Jones stated he feels a lot of the water is coming from Swedish Motors' recent addition. Mayor Overlander stated according to the correspondence from our engineer dated January 30, 2007, it states "based on historical information obtained from Mr. Dallmeyer and others, this area has apparently always flooded because it is lower than the adjacent properties. Mr. Dallmeyer did say that if expansion occurs on the property, possibly in the next several years, he is willing to have the land development engineers investigate the issue and attempt to correct it."

Michael Sargen, 32 South Locust Street, President of the Pioneer Fire Company stated the Fire Company would like to hold the 4th of July Celebration on June 26th through June 29th and requested permission to use War Memorial from June 23rd to June 29th. Council member deVitry asked if there would be rides this year. Mr. Sargen stated yes that is the plan. Mayor Overlander questioned where the fireworks will be shot from? Chief Orr stated they are hoping to get back towards the school road; we have to contact the school. We will not have as big of a show as last year. Mayor Overlander stated therefore, you won't be as close then, you will be back where you normally were. Glenn stated we are hoping not. Mayor Overlander stated he does not have anything against the fireworks, the Fire Company does a great job; however there are some safety concerns regarding putting off the display at the same place as last year. Chief Orr stated the reason they did not shot off at the school last year was because of the construction trailers in the parking lot. One of the reason, Chief Orr would like to shoot from where they did last year, is it is an unoccupied building. Another alternative is to shoot them from Congregational Bible Church. Council member Roberts stated shooting from CBC sounds like a fantastic location. Council member Yohe stated an inspector will assess the area. On a motion by Council member Nagel with a second from

Council member deVitry, Council unanimously approved the Pioneer Fire Company permission to use the War Memorial Park from June 23rd to June 29th to hold their 4th of July Celebration with the condition they must come back to Council with the location of where the fireworks will be shot from.

Vice-President Rice announced the public comment session of Borough Council is closed.

ADMINISTRATIVE/PERSONNEL/FINANCE – Vice-President Jack Rice

On a motion by Council member Stellfox with a second from Council member Roberts, the General Fund Breakdown dated 02/12/13 was unanimously approved as presented.

STREETS & HIGHWAYS – Council member Jack Rice

Vice President Rice stated UGI is scheduled to lower the gas main on Fairview Avenue between March 1st and 15th and Pennsy Supply is expected to start the reconstruction of the road on or around April 1st, weather permitting. Council member deVitry questioned if residents along the reconstruction project can still hook up to gas? Vice-President Rice stated yes; however once the street is completed it will be bonded for five (5) years.

Vice President Rice stated he has received a request from the Susquehanna Valley Chamber of Commerce requesting permission to use Marietta Borough streets for the 3rd Chiques Challenge to take place on Saturday, August 10, 2013 from 7:00 AM to 11:00 AM with the actual time spent using the streets would be approximately 8:45 AM to 9:45 AM. This year they were hoping to close the streets since they are expecting more participants. Council member Roberts questioned if they would be taking care of traffic control? Mayor Overlander stated last year there was a request to close the streets and the Fire Police said absolutely not. What they did was have several Fire Police in front of the race, several with runners and several at the end of the race. Mayor Overlander stated the Fire Police addressed this last evening at their meeting and Phil Kline will be in touch with them. On a motion by Council member Nagel with a second from Council member deVitry, Susquehanna Valley Chamber of Commerce was unanimously granted permission to host the 3rd Chiques Challenge on Saturday, August 10, 2013 from 7:00 AM to 11:00 AM subject to final approval by the Fire Police and no closing of any streets.

BUILDINGS & SPECIAL PROJECTS – Council member David deVitry

Council member deVitry stated he has received a request from Bob Heiserman on behalf of the Marietta Area Business Association to hold Marietta Day on May 18, 2013. Mayor Overlander stated it is his understanding that he who holds the event puts up the signs and also it is not the responsibility of Borough employees or the Fire Police to put the barricades out and return them. Council member Roberts stated years ago, the Borough employees placed them out the night before and someone put them in place the day of the event. Mayor Overlander stated Council is a little behind because they are approving all these events and never addressed the recommendation that was presented to them prior to August 2012 for holding events in the Borough. We could offer the barricades to the person holding the event; however, they are responsible to put them up, take them down and return them and if they move fifty (50) barricades or cones, we expect to have the same amount returned. Over the last several years, there has been less and less returned, which is why Council addressed this last year. Mayor Overlander stated there was an issue last year with the Fire Police and the event holder and the Fire Police compromised and tried to help them where they could. Council member Roberts questioned if we have enough barricades in house for this event. Jody stated no. Council member Roberts questioned if we were going to purchase additional barricades. Jody stated Council did not budget additional funds to purchase more for this year. Glenn Orr stated event holders in East Donegal Township have rented barricades from T&W in Rohrerstown. Mayor Overlander also stated they need to get Steve Bailey, EMS coordinator a plan of the street layout to make sure emergency apparatus can get through if need be.

Vice-President Rice requested that the Fire Company also have a copy of the street layout. On a motion be Council member deVitry with a second from Council member Yohe, MABA was unanimously granted the closing of Market Street from Perry Street to Chestnut Street to hold their Annual Marietta Day on Saturday, May 18th with the condition that they provide and place the barricades and submit a layout of the vendors to Steve Bailey, EMS coordinator and Glenn Orr, Fire Chief Marietta Pioneer Fire Company.

PARKS & RECREATION – Council member Corinna Yohe

On a motion by Council member Yohe with a second from Council member Roberts, Council unanimously granted Marietta Youth Athletic Association permission to use War Memorial Park from March 1st through July 31st with the condition they must submit a certification of liability to the Borough.

On a motion by Council member Yohe with a second from Council member deVitry, Donegal Braves Midget Football and Cheerleading was granted permission to use War Memorial Park from August 12th through November 30th with the condition they must submit a certification of liability to the Borough. If the Borough does not have a summer recreation program this summer, then they may use the park starting August 1st.

Council member Yohe stated she will be advertising for a Summer Recreation Program Director.

PLANNING/ZONING/HOUSING – Council member Phyllis Stellfox

Nothing to report at this time.

PUBLIC HEALTH & SAFETY – Council member Gene Nagel

Council member Nagel reported the Pioneer Fire Company responded to ten (10) calls during the month of January and seven (7) calls for the Quick Response.

SEWER & TRASH – Council member Bill Roberts

On a motion by Council member Roberts with a second by Council member deVitry, the January Sewer Department Monthly Breakdown was unanimously approved as presented.

On a motion by Council member Rice with a second by Council member Yohe, the January Recycling Report was unanimously approved as presented.

MAYOR'S REPORT - Mayor Oliver Overlander

Mayor Overlander stated the Fire Police served sixty (60) man hours. At last evenings meeting, the Fire Police started discussion and preparation for upcoming events.

Mayor Overlander stated next month he will share with Council a detailed comparison of what we spend for Regional Police compared to if we would have in house. Mayor Overlander told Council the average cost of an officer is very close to \$100,000.00 which includes salary and benefits. As Mayor Overlander promised last month, as of March 1st the Police Department sign will be put back up and we will have our sub-station here in the Borough. Although it will not be manned 24-hours, the sub-station will be utilized for officers who come into the Borough that need to conduct interviews, make telephone calls, complete their reports and park the cruiser out front and walk downtown. Mayor Overlander's feeling is this should take care of the problems that we had last year downtown. Council member Stellfox thanked the Mayor for his efforts. Sometimes people may have an issue which they don't feels is serious enough to call 911 and having a police presence will be beneficial and appreciated to our citizens. The Commissioners met last week and the first negotiation meeting with the manpower will take place on February 20th. Mayor Overlander also stated since the last meeting, there have been more talks in the media regarding state funding for police departments and municipalities to help with the cost of a Resource Officer. Currently

the Chief is continuing to have talks with the School District to have a permanent Resource Officer.

There being no further business to come before Council, the meeting adjourned at 7:40 PM on a motion by Council member Yohe with a second by Council member deVitry.

BOROUGH SEAL

Respectfully submitted,

Jody L. Shaffner
Secretary/Treasurer