

**Marietta Borough Council  
Minutes of Meeting held June 10, 2014  
113 East Market Street, Marietta, PA**

President deVitry with Council member Sargen, Foreman, Kramer, Roberts, Overlander, Renninger and Mayor Vegso present called the regularly scheduled monthly meeting of the Marietta Borough Council to order at 7:00 PM. The meeting opened with a moment of silence followed by the pledge of allegiance.

The minutes of the May 13, 2014 Council meeting were unanimously approved as presented.

President deVitry opened the public comment session of Borough Council.

**PUBLIC SESSION**

Rich Waters – 130 Fairview Avenue – His first complaint is what is the Borough doing on the chickens in the Borough? His second complaint is on the abandon cars on properties, and also that people are going up Mulberry and turning left on the one-way street and going the wrong way on Fairview Avenue.

President deVitry stated that the Borough sent out paperwork to the violators and there will be a hearing in regards to the chickens. The Borough sent out fifteen (15) letters today in regards to the abandon vehicles.

Officer Scott Ney asked if there was a specific time of day that the people are traveling the wrong way on Fairview Avenue.

Ernest Lehman – 304 East Front Street – He gave Council member Foreman a card to thank him for helping out with the key to the restroom for his family reunion held at War Memorial Park. It was a success. He feels that if the Borough charged a fee to use the pavilions at War Memorial Park it would help the Borough out and would help pay for someone to open up the bathrooms. There are some streets in the Borough that are in dire need of repair. The first street is Front and Clay that have some potholes, also Hazel Avenue from Bank Street to Route 441, is in dire need of repair. He wanted to bring up that we do not have anyone on Council that has an engineering degree and feels that to avoid what happen up on Fairview Avenue we might want to get an engineer that knows about streets.

Joyce Lehman – 304 East Front Street – They opened a free library in their home. You drop off a book and pick-up a book. Anyone in the Borough is welcome to come by.

Carl Jones – 619 West Market Street – Essex Street and Fairview Street when the parade was going on, there was no protection or Fire Police on these streets. There is also an alley there and a motor vehicle crossed that alley in front of the parade. We talk about safety for the parades we may want to follow through.

Bridey Hannold – 552 East Market Street – What the Borough needs is a special events permit that would give information on the event. What streets would be closed, how many port-a-potties are needed, how many attendees. Whoever is holding the event would fill out this three (3) page sheet and submit it a few months in advance. It would give the Borough all the information they would need and the Borough Council could vote on it. Lititz Borough has these and you could speak with Kim Withum and she may be able to fax us a copy of the sheet that they use.

Mayor Vegso commented that someone suggested this to him before and maybe we could find a person acting as a liaison for events who would be contact person who would facilitate the process with a checklist so Council would not have to ask so many questions later.

George Shinkosky – 18 West Walnut Street – The alley behind his place he was wondering if the Borough had anything set up in the future to flatten the alley out. If the Borough buys the stones he would be happy to fill the potholes. Also where you turn out of Cherry Avenue towards the Waldorf School it is hard for him to get in there with his vehicle and he always gets in the persons grass that lives there, if we could put some stone in this area.

Glenn Mazis – 264 East Front Street – Suggest to Council to take under advisement if Council would add ten (10) or fifteen (15) minutes at the end of the meeting to allow the public to comment on what the Council members spoke on.

President deVitory stated that having two (2) public comment sessions would be confusing and if anyone would like to speak to a Council member or the Mayor they are available after the meeting.

Mayor Vegso stated that in his opinion the President does not speak for the whole Council and the Council will take this into consideration.

Margaret Eichler - 159 Longenecker Road, Mount Joy – her father lives at 14 W. Fairview Avenue – he is 90 years old and cannot afford to put sidewalks in. So if they do nothing what will happen.

President deVitory stated that it is Borough policy that if you don't put the sidewalks in the Borough will put them in and lien the property.

Lynn Brumfield – 128 North Gay Street – She does not have the money to put sidewalks in on Fairview Avenue. Also why does Longenecker Avenue not have sidewalks, also the top of Gay Street has pot holes and she has had car damage. Why does Marietta allow clubs to be put together and some clubs in town only allow certain people in it.

President deVitory stated that we do not have the authority to shut down any private clubs.

Janet Johnson – 161 Longnecker Avenue - She has power of attorney for her son Terry Simmons who lives at 12 Fairview Avenue and he is in the hospital. To bring in contractors to put in sidewalks is a burden on her and not sure how they are going to be able to do it.

President deVitory stated that the policy is if the owner does not put in the sidewalks then the Borough puts them in and liens the property. We do not collect the lien; we are paid when the property is sold.

Harold Kulman – 14 East Market Street – There is fifteen (15) people standing outside and it is the Borough's responsibility to provide a place for them to sit. We want a seat so that we don't have to stand.

President deVitory had some more chairs placed in the Council chamber. There were seats available up front on the bench where people moved over.

Rae Ann Schatz – 24 Fairview Avenue – Was wondering if there was any more discussion since the last meeting on the reimbursement for the driveway cost. Could you please report by next meeting to let them know what is going on?

President deVitory stated that our policy has not changed. There is no reimbursement.

Council member Roberts stated that we will discuss it now.

Mayor Vegso presented a three (3) page document to Council on what he considers a fair and reasonable resolution for Fairview Avenue. There was damage done to properties and not just work that needs done on the sidewalks and driveways. He has been outlining the cost for each resident. He is trying to provide some advice and consideration to Council. The residents feel that there is no need for sidewalks, some want restitution for other losses and damages and there are a few that cannot afford to put in the sidewalks. Because of the unusual circumstances a search for a reasonable and fair resolution is justified. We need to recognize that there are some legal aspects to this. Also the magnitude of the cost we need to find a reasonable solution for everyone. First the simplest and easiest for the Borough would be to have an exemption from sidewalks on Fairview Avenue. Another option would be to have the Borough go ahead and put in the sidewalks. Some residents have already put in sidewalks and how do you deal with that. It is difficult to come up with a solution that will satisfy everyone. The decision is by Council. He feels laws and regulations are a means to an end. What is the higher end, which is fairness and justice? What is the actual policy and practice of the Borough? If we were enforcing the Ordinance then over half the town would be in violation of sidewalk issues. He is not criticizing the policy it may be the best thing we can do. There are a lot of people in town that can't afford it. The Borough can say that our new policy is whenever we work on streets, repave or build, the Borough will decide if we want sidewalks or not and if they want sidewalks then they put them in and pay for them. Millersville is currently putting in a street and they are putting in the sidewalks. The Borough could recoup the cost through higher taxes, he is saying this because you are reassessed and the Borough receives higher taxes meaning higher property taxes. This is each Council member's responsibility.

President deVitry stated that the Borough has made multiple concessions on this project, including narrowing of the road and making the road one way. There has been flexibility on the placement of sidewalks. This town needs to be more ADA assessable and we need to make our streets more assessable. Any Council exemptions should have been prior to construction, instead residents sued the Borough and lost, now is the time for residents to install their sidewalks and if they do not, there will be a lien placed on the property.

Council member Roberts stated that the driveway issue on Fairview Avenue needs to be readdressed but the sidewalks need to be put in. Any street in this town that we have asked to put sidewalks in there was someone that had a hardship. Maybe we need to do a traffic study on streets to see how many cars' a street sees in a day and incorporate that in our sidewalk ordinance. If you only see 3 to 25 cars a day then maybe you don't need sidewalks. Every street in this town has been updated.

President deVitry stated that the sidewalk ordinance has been updated over the years.

Rae Ann Schatz – 24 Fairview Avenue – If you are not following the rules for the rest of the town then why can you not overlook this now. A lot of the trouble is that we have asked the engineer to work with them. They asked for traffic control and they never got it. The elevation was the issue on Fairview Avenue and you don't have to worry about the elevation for Market Street or other streets. How can you say that from the curb back that we have to pay for something that was already functioning? She would forego the driveway if she does not have to put in the sidewalks. She still has re-grading to do in addition with putting in the sidewalks.

Carl Jones – 619 West Market Street – Market Street they dropped his driveway down and they came in his driveway and leveled it with the road. Decatur Street goes down to the bulk head of the trail and there are no sidewalks on either side of the road. That means the children need to walk out on the road. There should be a stop sign going down to New Jersey Shell.

Lillian Hill – 462 East Front Street – No one walks on the sidewalks on Front Street because the sidewalks go up and down.

Bridey Hannold – 552 East Market Street – She understands the cost of sidewalks, we cannot go back in time. Maybe we say now that we are going to be fair. If something happens to her sidewalk it is a cost to her, it is a cost to everyone else that have put in sidewalks. When they paved the alley behind her house they transitioned their driveways. She feels that it is the Borough's responsibility to transition the driveways. It is two (2) separate things, the sidewalks and then the driveways. We need to help those citizens and transition the driveways.

President deVity stated that the possible reason why the driveways were not transitioned was because the Borough did not know if they wanted sidewalks or driveways and where they wanted the sidewalk placed.

Rae Ann Schatz – 24 Fairview Avenue – Her driveway was fully functioning the way it was without sidewalks. If she was not putting in sidewalks her driveway would be stone. There are people up on Fairview that has 300 feet of sidewalk to put in.

Elizabeth Garner – 111 Fairview Avenue – She would like to point out that we are missing the point that the Mayor made, we don't selectively enforce an ordinance in the Borough. It is a Constitutional Issue it is the 14<sup>th</sup> Amendment. You don't have a right to choose who puts a sidewalk in. Everyone has to put one in.

President deVity stated that the Pennsylvania Borough Code is very clear that when we do street construction the Borough has power to enforce sidewalk construction. We have the authority and if the homeowner does not want to put it in then the Borough can put in the sidewalk and lien the property. As far as Longenecker Avenue the recent construction was an overlay.

Mayor Vegso commented that the Council members need to talk to each other on this matter. This is more than a legal technical issue, this is about a community. We don't have a Fairview Avenue Community and a Front Street Community. It is all one community and we got to be friendlier and work together. The fact is that what happen on Fairview Avenue is unusual. The facto policy is a moratorium in place because the Borough is not enforcing it. When we reconstruct in the future he would like the Borough to put in the sidewalks. How do you want to proceed here?

Council member Renninger stated that the comments that she is hearing and the fact that it is up to the Council members to represent the residents of the Borough and take their wants and needs and what is legal and not legal and what is practical and what is not practical. She would like to call on Mr. Overlander to hear his views on the street projects that have been put in, in the Borough. He was Mayor when Fairview Avenue was established.

Council member Overlander stated that when Fairview was first started, the first phase was done with grant money. When the Borough went to put in the second phase the Borough lost the grant money because the residents did not want the street to be touched in their area. Therefore we lost the money that would have paid for everything. So when the Borough decided it needed to do the second phase, the Borough no longer fit the criteria for the grant and we needed to go out and borrow the money. The Borough was obligated to take care of its infrastructure, being streets and highways. There were repairs on Fairview that needed to be taken care of, sinkholes, stormwater, etc. The decision was made to borrow the money and finish the street. It is up to the sitting Council at the time to make the decision. Over the last several years any road that was dug out and a new base put in the Borough has required

sidewalks. In other projects in the past going back ten (10) years it was up to the sitting Council. Most of the streets where there is curbing and sidewalks that have been improved from the base up the Borough have required sidewalks. If someone at the time has had a hardship the Borough has worked with them. Is it fair for this Council to decide to pay for the sidewalks on Fairview Avenue? History says no. It is the responsibility of the property owner. Why should all the residents of the Borough help to pay for the sidewalks for the second phase of Fairview Avenue when all other homeowners in the Borough had to pay for their own sidewalks? This Council should have two (2) votes. The transition of the driveways, does the Borough do more than what Jack Rice did when he was on Council of Streets. Jack gave access. The second vote should be if this Council should pay for putting in the sidewalks.

Linda Ross - 67 Fairview Avenue - Part of Fairview Avenue was dedicated on the national register and the Borough would have had to compromise on the curbing and trees and they were not willing to do that and the Borough withdrew the grant. No one would listen to them.

Sharon Renninger asked Mr. Overlander that when Front Street and Market Street, sidewalks were required but parts of those streets have sidewalks and parts don't. Was there a criteria used?

Council member Overlander stated that it was up to sitting Council.

Bill Laudien - Bike Race - Have done a lot of work to get the bike race moving forward and they have met with the chief of police. They have shortened the race. They have established parking at Donegal Mutual Insurance and hopefully it will be a fun day and great community activity. He would like to ask the Borough Council for a motion to close the streets for that day.

President deVitry stated that when they came two (2) months ago he had asked who was sponsoring this race and they said the people of Marietta. Who is responsible if something happens and who is responsible for the clean up after the race?

Bill Laudien stated that they will have an insurance certificate under Swashbuckler Cycling Team and they assume all liability for the race on that day.

Council member Foreman stated that he has been working with community service to have a crew come in that day for the clean-up. He will be working with them.

Council member Sargen asked if the race was 100% funded.

Bill Laudien stated they are incurring all the cost and would be no cost to the Borough. They expect about 100 to 150 participants.

Council member Overlander asked that they have a certificate of insurance. Also does the Borough feel that they require an escrow account for any costs that may occur?

President deVitry stated that if we have a letter of sponsorship from the organization that they will cover any incidental costs that will be sufficient.

Council member Roberts made a motion to approve this race and a second motion by Council member Renninger. The motion was unanimously approved.

Rae Ann Schatz - 24 Fairview Avenue - You made a comment about the people of Marietta to pay for the road construction for Fairview Avenue, are the people on Fairview Avenue going to be taxed higher

to pay for the flapper valves? Isn't it a community thing?

President deVitory stated that we would be looking at grants for that.

Barbara Kauffman – 30 Fairview Avenue – She filed a Right-to-know request when we started talking about people who should put in sidewalks. First we should start with Council members. At last meeting she asked Mr. Kramer who owned the property across the street from him. He answered Oliver Overlander. She asked about the property in the 400 block of East Front Street. The parcel of land, Marietta Borough owns. She called Lancaster County in regards to this parcel of land. Marietta Borough owns this parcel of land. This piece of land was transferred to the Borough in 1985 and sold to the Borough for \$1.00 and happens to be the same year that the street was reconstructed. The Borough Code at that point and time states that “the owner of the property abutting on any street or alley as and once required by Council to reconstruct/construct or repair sidewalks”. It's funny that this happens to be the same year that Mr. Overlander sold the parcel to the Borough. The deed was not recorded for ten (10) years. Why in 1985 that Mr. Overlander sold a parcel of land to the Borough and why would the Borough except a parcel like that? Who is the owner of the property and would have to put the sidewalks in.

Council member Overlander stated that the property that Barbara is speaking about is the low line. This parcel abutted the junk yard. The low line property came available and he purchased it from the railroad. When the Borough decided to do Front Street he was informed that they were going to take this property in condemnation. So to prevent this from happening he decided to give this parcel of land to the Borough. Through this process there was an easement. This parcel is not Sherwood Forest. It is part of Front Street. When the junk yard came available he purchased that. There are no sidewalks on the Southside of Front Street. The sitting Council at that time decided that there would be no sidewalks on that side of the street because there is no homes on that side of the street. Mr. Overlander read the easement agreement between the Borough and himself in regards to allowing the Borough to have access to the stormwater drains that are on Sherwood Forest.

Barbara Kauffman summarized that the year the roads were reconstructed during which Mr. Overlander was Mayor he sold the Borough this property so that the sitting Council decided that the sidewalks were necessary then the property owner would not have to put in a sidewalk. The Borough purchased a piece of property that they had no need for.

President deVitory asked what was her point? The Borough needed this piece of property to widen the street. This property was the low line area and is now Front Street.

Council member Roberts stated that Mr. Overlander gave this property to benefit the Borough, he did nothing wrong. Mr. Overlander and Harry Hartman donated these Council chairs which are very expensive. Mr. Overlander has done so much for this Borough.

Mark Davis – 336 East Market Street – He was Borough Council President at the time and he does not recall anything at the Council meetings in regards to putting sidewalks in on the Southside of Front Street. Barb is making an issue about something that never existed. They never talked about putting in sidewalks on the railroad side of Front Street. If you want to speak about Fairview Avenue then that's fine but this was a cheap low shot.

Nancy Barton – 19 South Locust Street – At the last meeting the Mayor reminded Council that on March 11, 2014 Council meeting the audit was put to a vote without Council members to review prior to the meeting. The Mayor also reminded Council members and all in attendance a vote was taken none the

less by objection by Sharon Renninger. President David deVitry stated then that we obtained a clean audit for 2013. The audit was accepted and approved. We also know that the packets of the audit were hand delivered to the Borough office and in each one of those packets were two (2) cover letters. This is what the Mayor brought up at the last meeting. The second cover letter identifies deficiencies by the Auditors. She would like to ask when and how these deficiencies are going to be addressed. Instead of the Mayor and all of Council members meeting with the auditors it was only Council member Roberts and Council President deVitry that met with them. Why did Council not all have a chance to look at the audit before there was a vote taken? And what are you going to do about the deficiencies that were identified.

President deVitry stated that it was a clean audit as per the Auditors. The vote was to accept and make public the audit and the audit is out on line. This is on the Borough website. The deficiencies were all addressed.

Council member Roberts stated that example of one of the deficiencies is we repaid back a loan. We over spent the budgeted line item. They frown on that. Was there any criminal activity? No. We needed to pass a resolution before we did that which we did not do and they called us on it. The paper that was not included was for Council eyes only.

President deVitry stated that the deficiencies are on the Borough website.

Mayor Vegso stated that the letter was addressed for the Council and the Mayor and he has not yet received that letter delivered to him.

President deVitry stated that the Mayor received a copy of that letter from the Auditor and a copy of the letter is in the Borough office he only needs to come in to receive a copy.

Nancy Barton stated that don't you think it would have been wise to have the Council and the Mayor meet with the Auditor and every packet should have been complete.

Judy Overlander - 450 East Front Street - She has never seen so much venom and hatred in this Council before. Has anyone every thanked Oliver for cleaning up the junkyard. No. Barb is just trying to dig up dirt on people. Oliver has spent hours and hours and thousands of dollars to clean up this lot.

Chris Wallander - East Donegal Township - Can we go back to the Fairview Avenue problem?

President deVitry stated that we are not going to vote during Public Comment Session.

President deVitry announced public comment session of Borough Council was closed.

President deVitry asked for a motion for a short break, there was a motion from Council member Sargen with a second from Council member Renninger.

Adjourned at 8:50 PM  
Re-adjourned at 9:02 PM

#### **ADMINISTRATIVE/PERSONNEL/FINANCE -President David deVitry**

On a motion by Council member Overlander with a second from Council member Roberts, the General Fund Breakdown dated 6/10/2014 was unanimously approved as presented.

Mayor Vegso stated that he would like to see this report put out for the public and the figures should show up in the minutes.

Council member Renninger asked if we have a breakdown of payments made to the credit card. Who has control of this credit card? She does not know what vendors we pay with the credit card.

President deVitry stated that she should stop in the office and she can get that information.

Mayor Vegso asked if we can add to the report information on Grants and the money available for the trail and how they are being spent.

President deVitry stated that this is only the General Fund Monthly Breakdown.

President deVitry stated that after the recent vacancy and following appointment he has reviewed the Chair positions and is making the following Chair Position changes. Oliver Overlander II will be the Chair for Housing/Zoning/Planning and Sharon Renninger will be Chair for Streets and Highways.

Council member Renninger would like to make a motion to speak and how Council is conducted. Council member Foreman seconded the motion.

Council member Renninger wanted it to go on record that she phoned the Department of Community and Economic Development this morning and was informed that Council can reorganize anytime that they choose to, however the reorganization is to be done with vote by Council members. As of last evening she was not aware and this was not discussed with her. She has spent the last six (6) months attending meetings and FEMA webinars and with the Planning Commission. Out of the last five (5) months there has only been (2) two Planning Commissions held. No one has been in attendance other than herself and a newspaper reporter. If you want to discuss chickens in the back yards, stormwater management, sidewalks, building growth are going to come about with these Ordinances. If you want to know what is going to come about law wise it is important that people attend these meetings and demand that these meeting are held.

President deVitry stated that this is just a reorganization of chairs. After several complaints of her performance he is making the changes to the Chairs.

Council member Renninger asked what was President deVitry's reasoning? We have had several complaints about the President. Maybe we should vote for a new President.

President deVitry commented that if people want to vote a new President then lets vote for a new President.

Council member Renninger stated that she would like to make a motion to replace David deVitry as Council President. Council member Foreman seconded the motion.

Council member Renninger stated her reason for this is that David is not exhibiting good leadership qualities. She constantly is having to ask for information to make inform decisions. You have out right lied about discussing the change in Council Chairs.

President deVitry stated that he discussed what chairs that Sharon would be interested in serving on last year.

Council member Sargen commented that when we ran for Council we did not pick the committee we were running for. He ran to be on the Council. He did not care which committee he was on. He wanted to serve Council. He wants to serve the community. He has thirty (30) years with this community. We all chose to serve the community. He believes the reason that David has given are legitimate. Is it not serving the community the most important thing?

Council member Renninger stated that how can you most serve the community if the time and effort that you have put in to learning something is just undone.

Council member Sargen stated that he is where she was last year. He had a learning curve. He told Sharon that at the beginning of the year that her seat was the most impacted with Municipal government because that is where we get our laws and our ordinances and are governed by. This is really about the service we are giving the community.

Council member Renninger stated that for her it is the lack of respect that the Council President is showing her.

Council member Sargen stated that then it is not about the chair that she is in.

Council member Renninger stated that she will do her best no matter what chair she is in.

Mayor Vegso stated that he agrees with Council member Sargen that the Council members are legislative, they are in staff advisory positions when they are on a committee. The problem is some people think that they are in a box whatever that committee is and they do not pay attention to other matters and that is wrong. This Council is responsible for everything. We have committees that have zero authority. What they have is what every other Council member has and that is to come up with ideas it just so happens that the committees give their attention to those areas but does not prevent any other person from introducing ideas. We think about these meeting we have and we have people that have nothing to report. If we are voting on things we need to all be informed and need to all participate in the discussions. He feels that this President and the previous President enjoys placing people in a box and effects say that this is none of your business. It is his business what people want to communicate with him and whatever he wants to bring up.

President deVitry asked for a roll call vote on Council member Renninger' s motion to have him replaced as President.

Steven Foreman – aye  
Bill Roberts – nay

Eric Kramer – nay  
Oliver Overlander – nay

James Sargen – nay  
Sharon Renninger – aye

Motion Fails

President deVitry stated that he sent everyone an email of an example of a letter that he would like to send out to Shank's Tavern for their upcoming 200<sup>th</sup> Anniversary. No objections, he will send the letter.

President deVitry stated that there is a public meeting for the Northwest River Trail Committee on June 24<sup>th</sup> in the Conoy offices and there are two (2) vacancies for non-electives at large committee members. We can have one (1) from the Marietta area. If anyone is interested they are to send a bio into the office before next week.

President deVitry stated that last month he received an estimate from our engineer on the estimated

cost to install flapper valves on twenty-three (23) stormwater pipes. It will cost the Borough an estimate of \$209,400.00 and this is a rough estimate and does not include site investigation, survey's, environmental studies and is not a complete flood control solution and will not stop water from backing up into Evans Run or in Railroad under passes. It also does not include repairs to our existing stormwater system that may be necessary. The existing stormwater system repairs should come first and should be a priority. He would like to gather more information on this before we move forward.

Mayor Vegso commented that he feels what we need to do is finish the estimates of cost. DEP is willing to meet with our engineer to offer advice even though they are not directly involved in the project. He suggests that we arrange to have that meeting with everyone but it would be easier to meet with the President and himself. He would contact him and arrange for the meeting before the next Council meeting. Then have a target date to make a decision.

Council member Roberts stated that we are just chasing our tails. We cannot use the railroad bed for a levy and it will be washed out. The flapper valves require maintenance and Sunbury's maintenance is \$600,000.00 a year. That is over half our budget. People build things and do not realize the cost to maintain it after it is built. The flood control program needs to go away.

Mayor Vegso stated that Council agreed to investigate this. Once we have the cost of the stand-alone project then we should discuss the debate if we should move forward. The three (3) alternatives he laid out earlier was do nothing, go with the smaller project and move forward or go back to DEP.

Council member Roberts stated that the small project is \$200,000.00 and until it's all done it will cost \$400,000.00 and it does not address Evans Run. We might as well throw our money in the river.

Council member Sargen stated that with the discussions that he has had with folks once we put the flapper valves on the storm sewers you are going to improve a process. You have to make sure that process you have in place is as good as it can be before you start to improve on. The inspections we had done on the storm sewers there were 345 observations made and out of those 79 require repairs and 11 of them were as soon as practical and 20 are at the next street project. His point is that what he is afraid of is that river comes up, those storm valves could be a detriment instead of a help. DEP has not recommended this. Flood Control is simply containment or diversion. How you do that is complicated.

Mayor Vegso stated that we need to address this question of floods and what we want to do about it. He is open to whatever Council wants to do. We had professional people come up with plans for flood control. Then President deVitry stated that he would like to go with the smaller project. When we have all the facts then we will bring it to Council to see if we want to go with that project.

Council member Sargen stated that the Bill that was passed was a transportation bill. There was billions of dollars in the Bill. Because it was passed it is now discretionary funds. Whoever the governor is next year is going to look at these funds and say I can give these funds to Marietta or I can build a bridge in Pittsburgh. Now you know who is going to get the funds.

Mayor Vegso stated that we won't know till we get there. We get the cost information on the smaller stand-alone project then you make a decision. If you say no, fine. If you say yes, fine. If you chose to go back to the DEP and want to start that process you are not committing funds other than the preliminary work. The big money is subject to approval. A thorough cost benefit analyze was done and that is why the State was putting forward some money, the benefits out way the cost. We don't know for sure you have to look at all the facts and this needs to be part of the discussion.

President deVitry asked if Ray seen this cost bases analyze? The last time he spoken with DEP they told him that the cost benefits analyze was not done and it would have to be done. He asked Ray if he has seen a recent cost benefit analyze. The cost has increased significantly. His one question to DEP would be does the cost include what Marietta has to spend it is only what the State has to spend.

Mayor Vegso stated that the Council for the last (10) ten to (15) fifteen years has been talking about this Flood Control Project and the only thing that he has been doing is respond to historical things that have been going on. Floods have been occurring and all the estimates are that floods will increase in frequency and in magnitude. His question was to have the DEP gentlemen down here to talk about this project.

Council member Sargen stated that we seemed to get sucked back into this project and we don't have the money to do this project. If you want to have folks meet then we should have the engineer and the flood committee together and then bounce some things off the engineer.

### **STREETS & HIGHWAYS – Council member Oliver Overlander, II**

Nothing at this time.

### **BUILDINGS & SPECIAL PROJECTS – Council member Eric Kramer**

Nothing at this time.

### **PARKS & RECREATION – Council member Steve Foreman**

Council member Foreman would like to thank the American Legion Post 466 for donating \$1000.00 to the Summer Recreation Program.

### **PLANNING/ZONING/HOUSING – Council member Sharon Renninger**

Nothing further at this time.

### **PUBLIC HEALTH & SAFETY – Council member James Sargen**

Council member Sargen stated that The Pioneer Fire Company responded to twenty-two (22) QRS calls and thirty-one (31) Fire Calls for the month of May. The Special Fire Police responded to eight (8) calls and put twenty-three (23) men out on the street for a total of forty-two (42) man hours.

Council member Sargen stated that last evening that he and the Mayor attended the Fire Police meeting and they are in dire need of members. This is a good way to serve the community. Also a few months ago he did a study on the meters. In March when he gave Council the findings of his study the next thing he had to find out in regards to population, how many houses and how many apartments are filled in the parking meter zone. At this time we are 95% capacity. He asked Council to give consideration in providing parking permits, also spoke with Council that businesses need something for their delivery people. He would like to ask Council if it is worth pursuing relieving some of the parking meter frustration.

Council member Roberts asked how many cars are actually parked in the meters from 8:00 am to 5:00 pm, because everyone is at work at that time. When he wrote tickets, you were lucky if you got five (5) tickets. He really doesn't think that we even need parking meters. Everyone parks the street full in the evening. In Mount Joy they took their parking meters down and everyone has a two (2) hour parking

limit.

Council member Sargen stated that from the Club Alley to Mulberry Street this is always parked full. Then from South Mulberry to the S bend you have two (2) or three (3). There were three (3) things that he took into consideration when he was doing this survey and that was the businesses with the delivery people, the residents in the parking meter zone and future development. He would be glad to look into how Mount Joy handled the elimination of their meters and how it is working out for them.

Mayor Vegso stated that he appreciates the work that Mr. Sargen has done and has the confidence in his ability to pursue this and come back with a firm recommendation.

### **SEWER & TRASH – Council member Bill Roberts**

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

On a motion by Council member Roberts with a second by Council member Kramer, the May Recycling Report was unanimously approved as presented.

### **MAYOR’S REPORT - Mayor Ray Vegso**

Mayor Vegso stated that he has three (3) things to speak about. First the Robo call system, police radar and grant opportunities.

The police radar system states in the paper how the money is applied when you have a ticket using radar. There is a \$151.50 fine. The municipality gets 16% of that fine and the State would get 84%. It is a statewide movement and he suggests that Council send a letter to the State Representatives that the Borough is in support in having the radar gun.

President deVitry stated that Council members make a motion to support Resolution 2014-06 for support of Senate Bill 1340 and House Bill 1272 enabling all Municipal Police to use the same Motor Vehicle Speed-timing Equipment as the Pennsylvania State Police.

Council member Sargen made the motion to adopt this Resolution to show support on the pending house bill.

President deVitry asked for a roll call vote:

Steven Foreman – aye  
Bill Roberts – aye  
David deVitry – aye

Eric Kramer – aye  
Oliver Overlander – aye

James Sargen – aye  
Sharon Renninger – aye

Mayor Vegso commented that he would like to talk about the Robo call system. He has sent out emails in improving our communication when there is an emergency. We are going to have varies times of emergencies. There are also times that we want to communicate to the community. His initial thought was to get a list of people that live in the borough that has physical needs. We could expand that. Then he found out from neighboring communities that they use a Robo call system which would cost \$950.00 a year. This will enable us to send out messages to one street in the community or to everyone on a variety of kinds of messages. If we had it now we could send out a message in regards to the upcoming

Bike Race. The access would be to whoever we decide to put messages out there on the system. He will send out an email to whoever would like more information.

Council member Overlander stated that in the past the Fire Company went around using their loud speaker and they also had a list of people in the Borough that would need extra help. His question would be with modern technology, what if the phone is out.

President deVitry stated that he cannot see giving up on the Fire Company for support when there are power outages and things like that.

Mayor Vegso stated that Columbia and Elizabethtown Borough spoke highly of it and the Gravity Water Company has this same system. If you want to do more investigation on this that is fine. If you want to try it out for a year and if it does not work out then we can eliminate it. He will get more information on this.

Council member Roberts commented that if you analyze it closely enough there is always a drawback on everything. Is there someone that could come out and speak to them on this?

Mayor Vegso commented that he will check on that. He also stated that he stays up late at night and learned about a grant that few people knew about an unfortunately it is due by June 30<sup>th</sup>. The grant is called the Multimodal Transportation Fund Grant and the State has \$20 million dollars available and you have to apply for at least \$100,000. dollars but not more than \$3 million dollars and it is very flexible. If we have an interest in this that possibly we could apply for the alleys or the trail, if we could hustle and put something together within two (2) weeks.

Council member Roberts commented that we could articulate a desperate need for our storm sewers some of which that is failing and some that are made of bricks.

President deVitry stated that the problem here is the time limit. With working on several grants it takes at least six months to a year.

Mayor Vegso stated that if you each email him with some thoughts and he will see what he can do. There is a thirty percent cost to the Borough. If you get \$100,000 dollar Grant it would cost the Borough \$30,000 dollars. If you send him the thoughts of where we need things and if we don't make it this year we will shoot for next.

Council member Renninger asked if this grant could be used for sidewalks.

Mayor Vegso stated actually yes, but not as sidewalks only, but as part of another project.

Council member Overlander asked if we could phone Dave Hickernell's office when this grant came out and why we were not notified.

There being no further business to come before Council, the meeting adjourned at 10:16 P.M. on a motion by Council member Roberts with a second by Council member Kramer.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick  
Secretary/Treasurer