

**Marietta Borough Council
Minutes of Meeting held August 13, 2013
113 East Market Street, Marietta, PA**

President deVitry with Council member Sargen, Yohe, Rice, and Kramer 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 Council member Roberts and Nagel. The meeting opened with a moment of silence followed by the pledge of allegiance.

On a motion by Council member Rice with a second by Council member Kramer, the minutes of the July 9, 2013 Council meeting were approved as presented.

President deVitry opened the public comment session of Borough Council.

PUBLIC SESSION

Mark Harmon, Zoning Officer spoke on the Adoption of the Countywide Act 167 Stormwater Management Model Ordinance. County has adopted a draft model ordinance that was then approved by Pennsylvania Department of Environmental Protection (PA DEP) requiring individual municipalities to adopt the Ordinance no later than November 21, 2013. One potential additional piece that the County may adopt that could be an exception, any person installing 1,000 or fewer square feet of Impervious Surface would be exempted to having to store Stormwater runoff on your property. Mark created a memorandum for Marietta Borough with Recommendations for adopting the Lancaster Co. Act 167 Plan. (See attached document).

President deVitry commented that there was a write up on the front page of the newspaper today in regards to the Lancaster Co. Act 167 Plan.

Mayor Overlander asked if the County goes along with the exemption, does DEP have to approve this. Mark commented that yes, DEP would have to approve this and most likely this exemption would be approved.

Ray Vegso, 50 North Pine Street, wanted to follow up with regards to the letter that he brought into the Borough Office on July 16th suggesting that we put water sprinklers in the park on hot days to cool off children. No one got back to him. Are we going to at least give it some consideration? He would like to know what the plan is. Are there any procedures of how he should bring suggestions to Councils attention?

President David deVitry stated that he had no ideas for water parks for town.

Council member Rice stated that we need to contact Columbia Water Company, and what the liability would be to the Borough. Who would be responsible for it and maintain it. You can't just turn on the water and let it unattended. Someone will research it and get back to him.

Catherine Tucker, 258 Fairview Avenue, would like Council to reconsider making Fairview Avenue a two-way. She is concerned with tractor and trailers coming out of GSK. Cherry and Walnut does not have yellow at the curves. She would like to come up the alley to get to her house but cannot make the turn due to a truck that park's there. Was upset that they took off the front of her property, took out the trees and made the road one-way. She would like council to reconsider making Fairview back to a two-way.

Council member Rice commented that Council will take it under advisement. It was made one way for safety reasons, also easier for trash people to pick up the trash and snow plowing.

Lillian Hill, 462 East Front Street, asked if someone is going to get back to Mr. Vegso on his questions about the water. Also on Fairview Avenue that we changed it from two-way to one-way, can we look at this and consider making it two-way. Can you change it back to two-way?

Council member Rice commented that someone will get back to Mr. Vegso by next meeting. Council member Rice also let Ms. Hill know that Council will have to re-advertise the third time if Council decides to change Fairview Avenue back to two-way.

George Smyth, 1 Cherry Avenue, has a pot hole where you turn off of Walnut Street onto Cherry and would like to know if there is a schedule that this street is on to be fixed or can it be put on a schedule.

Mayor Overlander commented that after speaking with Mr. Smyth earlier he had spoken with the Street Committee and they will take a look at it and will put this on the schedule to have the repair done.

Ray Vegso, 50 N. Pine Street, asked that he receive a copy of the General Fund Monthly Breakdown. Once it is voted on and approved he would like a copy of it.

President deVitry commented that it may be available once it is approved by Council, but it needs to be approved by Council first and that this may fall under the Right-to Know.

Council member Rice stated that we will check with our Solicitor and if it is to be put out we will put it out. This information is the normal run of the Borough.

Sharon Renninger, 122 West Front Street, stated from the minutes on July 9th that Mayor Overlander was going to have a meeting with Norfolk-Southern and did that take place. Also will Steven Bailey be involved in the discussions since he is part of the Emergency Management Team?

Mayor Overlander commented that he had a very brief meeting concerning the crossing and the safety at the crossings and safety for the Borough at the crossings. He had nothing to report at this time and when he does he will make it public information. He also commented that Steven Bailey will most likely be involved in the meetings.

Harold Kulman, 114 East Market Street, expressed that there was 114 cars on a train that went through last week and it was going slow and was this on purpose. Also can Council look into putting trash receptacles out for pedestrian's to put their trash in when pedestrians are walking through town.

Mayor Overlander commented that we have no idea why the train was going the speed it was and probably because it had that number of cars on it. The speed limit that the trains are normally to go through town is 35 – 40 mph. A few years ago we had receptacles and maybe someone can go to the business owners to see if they can put a receptacle in front of their places of business. The Borough did not replace these receptacles because resident owners would put there extra trash out in these cans. Council will look into this and will try to get some more receptacles out.

President deVitry announced the public comment session of Borough Council is closed.

ADMINISTRATIVE/PERSONNEL/FINANCE –President David deVitry

On a motion by Council member Rice with a second from Council member Sargen, the General Fund Breakdown dated 08/13/13 was unanimously approved as presented.

President deVitry gave an update on the River Trail. There has been lots of process North and South of us. Down to Bainbridge they put a new bridge in and down towards Columbia they are working on the bridge around Chiques Creek. The River Trail Committee needs to formally organize a Municipal Agreement. Council needs to adopt an Ordinance Authorizing Execution of an Agreement among Lancaster County, Columbia and Marietta Boroughs, and Conoy, East Donegal and West Hempfield Townships pertaining to the Northwest Lancaster County River Trail. We need to appoint two (2) representatives, one (1) from Council and one (1) non-elected municipal official. President deVitry asked for a motion in favor of advertising the Ordinance before next meeting. On a motion by Council member Rice with a second from Council member Sargen, and a unanimous vote from Council to advertise the Ordinance.

STREETS & HIGHWAYS – Council member Jack Rice

Council member Rice gave an update on Fairview Avenue. Many excuses along with storms eliminated pouring curbs, tomorrow supposed to pour curbs and should be done within the next two weeks. Target date to be finished is August 26th.

BUILDINGS & SPECIAL PROJECTS – Council member Eric Kramer

Received letter for Candlelight tour for December 1 from 11:00 am to 7:00 pm. to have chambers open during the tour. Eric made a motion to open the chambers for the tour. Rice seconded the motion with a unanimous vote from council.

PARKS & RECREATION – Council member Corinna Yohe

The Borough had 4 properties given to them from the bank. They are 571 West Hazel Avenue, 503 East Front Street, 2 others on East Front Street. The borough does not need more property and we need to look into what we can do with these properties. Council member Yohe along with Council member Kramer and President deVitry will discuss this further.

Council member Rice commented we need to look into which properties if any can be sold. The borough does not need to own a lot of exempt properties.

President deVitry commented that someone can look into what can be used for public benefit and what can be sold.

PLANNING/ZONING/HOUSING – Council member James Sargen

Council member Sargen received a letter from Donegal-Elizabethtown Area Appeals Board asking that we appoint Mr. Dale E. Ressler to the Donegal-Elizabethtown Area Appeals Board. Council member Sargen requested a motion to accept this appointment with a second by Council member Yohe, with a unanimous vote from council.

PUBLIC HEALTH & SAFETY – Council member Gene Nagel

Council member Nagel was not present so Glenn Orr stated that The Pioneer Fire Company responded to twenty (24) calls during the month of July and sixteen (16) calls for the Quick Response Service. Council member Sargen commented that the Fire Company did a great job on Miriam Fletcher's fire and the town should be proud to have these guys on the Fire Company.

SEWER & TRASH – Council member Jack Rice

On a motion by Council member Rice with a second by Council member Yohe, the July Sewer Department Monthly Breakdown was unanimously approved as presented.

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

MAYOR’S REPORT - Mayor Oliver Overlander

Mayor Overlander stated that the Fire Police did not have a meeting last evening so he had nothing to report. He commented on Council member Sargen’s comment on Ms. Fletcher’s fire and that yes that the Fire Company did a great job maintaining that fire.

Mayor Overlander stated that we have in the Borough Office a list of places to go when it gets hot outside but it is more for senior citizens. This list is places for people to go who are having trouble keeping cool during excessive hot days.

Mayor Overlander stated that there was a request earlier for the General Fund Breakdown and the Sewer accounts and that council will check that with the solicitor and from prior meetings that minutes are not minutes until they are approved and until the General Fund Breakdown is approved then it would be available the following meeting but we will check with the solicitor.

There has been a lot of clean up as far as the police are concerned. The police are very visible and they are using the sub-station and he thanked the police for their efforts.

Mayor Overlander was in touch with David Hickernell that we have not heard anything from DEP, and that former Council President Fletcher had written a letter on the flood project and Representative Hickernell had written a letter asking DEP to respond and hopefully we will get an answer from DEP to let us know their intent. The Borough approved the project. Hopefully we will hear something before next meeting.

There being no further business to come before Council, the meeting adjourned at 7:50 P.M. on a motion by Council member Rice with a second by Council member Kramer.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick
Secretary/Treasurer