

**Marietta Borough Council**  
**Minutes of Meeting held May 10, 2016**  
**113 East Market Street, Marietta, PA**

President Hannold with Council members Foreman, Kulman, Nagle, Renninger, Mazis, and Mayor Vegso present called the regularly scheduled monthly meeting of the Marietta Borough Council to order at 7:00 PM. Council member Snow participated by skype. The meeting opened with a moment of silence followed by the pledge of allegiance.

**PUBLIC SESSION**

Barbara Basile – Milanof-Schock Library – Barbara is the new director and introduced herself and spoke of the events that are coming up and what the library is involved with. A big program is coming up it is Sexual Assault on College Campuses on My 17<sup>th</sup>.

Rebecca Sollenberger – Senator Ryan Aument's office – Senator Ryan has members of his staff going around and introducing themselves. He has been our State Senator for a year and a half for the 36<sup>th</sup> District. He has an office in Lititz as well as Harrisburg. Don't hesitate to phone him with any questions or concerns.

Tom Brill – Pioneer Fire Company – He wanted to know if we have heard anything from our solicitor.

President Hannold stated that we had not heard back from our solicitor and asked Council if there was a dollar amount that they would like to provide to the fire company for solicitor fees.

Council member Mazis asked what the hourly fee is.

Jennifer VonStein – 328 W. Market Street – She wanted to know when the special meeting minutes will be out.

Victoria Hoar – 13 S. Pine Street – Since the last meeting she had little time to get signatures to not allow chickens in the Borough and she gave this to Council to have it put on file.

Jay Sensenig – 566 E. Front Street – He brought up again to make sure that we are proactive. There are more cars that are even going faster. Please look into this.

President Hannold stated that the police are doing speed checks around town and if residents see anything to please give them a call.

Lillian Hill – 462 E. Front Street – What will the Borough do to slow the traffic down? She also wanted to know what the Borough is doing on the grants for the streets that Sharon Renninger was going to go for last year.

President Hannold stated that this was looked into and there is very little that the Borough can do. The police need to have a clear area to be able to measure. They are not allowed to use radar. The best way is to ask for more police presence. The Smart Growth Transportation grant will be open again in 2017. We want to wait because there will be new sewer lines and water lines run on Front Street.

Pete Stotler – 590 E. Front Street – He noticed that there are bicyclists that are going the wrong way on the one-way part of East Front Street and aren't they supposed to abide by the same rules as a vehicle?

President Hannold stated that once they have the trail completed we'll see how many will stay on the trail and how many will come off the trail.

Carl Jones – 619 W. Market Street – He would like to know why we just don't patch Lumber Street. Are

they going to put sidewalks in that alley? Also winter won't be long and are they going to be cleaning out Market Street we need to get it in writing.

Phyllis Stellfox – 270 W. Front Street – She thanked Council for the clear flow chart for the reorganization. It shows a clear chain of commands. With now having a clear chain of command people won't be calling the solicitor or engineer without going through the proper chain of command. This will save our tax dollars and they can be used wisely.

Oliver Overlander – 450 E. Front Street – He is representing the Eater Foundation. He would like to know who is in charge of the Northwest River Trail. He understood that the holdup is the permitting for the bridge.

Sharon Bradnick – Secretary/Treasurer stated that we are waiting for the permitting for the bridge but we also have to start over to reapply for the \$250,000.00 grant through DCED because the budget was not passed.

Glenn Orr – 45 W. Fairview Avenue – Just wanted to let people know that they are putting the signs up throughout town for the trail. He also will be working with the Manis children to get some work done.

Public comment session was closed.

President Hannold stated that we move from Old Business the resolution for remote participation to allow Marcus Snow to participate through Skype. This resolution is for remote participation. This is to acknowledge that we all agree and this is one of our practices.

Council member Nagle read the resolution for remote participation and made the motion to accept this resolution with a second by Council member Foreman. The motion carries.

The minutes of the Special meeting held May 4<sup>th</sup> and the Minutes for April 12, 2016 were presented. Council member Foreman made the motion with a second by Council member Mazis to approve both sets of Council meeting minutes. Both were unanimously approved as presented.

#### **TREASURY REPORT/SECRETARY'S REPORT – Sharon Bradnick**

Sharon Bradnick – Treasurer Reports - before us is the General Fund Monthly Breakdown dated 5/10/2016. The total general fund accounts are \$648,946.46. Council member Renninger asked if we returned any money for the Northwest River trail from the first grant. Sharon explained the procedure on closing out the first grant and moving this to the second grant and applying for a new grant for \$250,000.00. Council member Mazis approved the report with a second by Council member Foreman. Motion carries.

Sharon Bradnick – Secretary's Report – May 19<sup>th</sup> is her FEMA meeting for the reimbursement for the snow emergency. She already discussed the process on the Northwest River trail for the grant and reapplying for the \$250,000.00 grant.

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

Mayor Vegso stated that he wants to make sure everyone understands the situation, but before he starts he would like to say that the police minutes are in the back and he would like to have an executive session to discuss a matter with Susquehanna Regional Police, but if we don't have one that is okay.

The osprey platform was installed last Thursday at Riverfront Park and it is sixty feet high, the pole weighed three thousand pounds and thanks to the Wildlife, PP&L and Ernie Lehman. Also, thanks to his wife Sally for coming up with the idea in the first place.

In regards to the bank situation his role in it. This process started in 2014 when he noticed a discrepancy,

and asked the treasurer to look into this. After a certain amount of time he contacted the bank himself and pointed out the discrepancy. They agreed and the bank wanted to adjust the payment schedule based on the actual amount owed. The bank could not find their records and asked if we could provide their copies and he did. Since there is a required review after five years and an adjustment in the interest rate of the fifteen year term, they would like to make the review now and make the adjustment to the payment amounts. He put the solicitor and bank in contact with each other so they could determine what paperwork was required. He found later that an ordinance would need to be required and which requires advertising. The process of information gathering took many months. Earlier he wanted the information prior to our 2015 budget meetings. After the information was available it needed to come before Council. The original ordinance was not on our website. The plan was to bring it to Council's March meeting, but it was postponed because the Finance Committee meeting was delayed because of the resignation of Marcus Snow. Then it was to bring it to April's meeting, but a lot of questions were raised due to process questions and no action was taken. Now we are at the May 10<sup>th</sup> meeting Council has to decide what to do. They do not have to do anything. The bank will make an adjustment next year. The other option would be to approve the bank's offer of the payment schedule that lowers the interest rate from 2.88% to 2.63% and corrects the loan payments so that they are based on the actual loan balance. The borough can make additional payments to principal if it so chooses.

New information is the state has a new law it's called Act 10, 2016 and it goes into effect May 25<sup>th</sup>. It is why Boroughs can't get higher interest rates on its savings. The purpose of this is to allow Borough's to get higher interest rates. CD rates for one year would be 1%. Council must decide which way to go. Borrowing money in the future will have higher.

The mayor listed over fifteen items requiring funding now and in the future this is why it is unwise to pay this debt off quickly.

## **REPORTS**

Steve Bailey – EMA - He gave the fire police report. In April the fire police responded to ten (10) fire calls, five (5) vehicle accidents and three (3) meetings. Four members recently completed the National Traffic Incident Management course over at County Training Center and coming up this month they will assist with Marietta Day and four Memorial Day parades. They received an application for a new member but are still in dire need of members. The EMA report there was no major incidents to report within the Borough. They monitored hazardous weather conditions that were heading our way. It gave them a total of fifty-seven (57) officers with a total of one hundred, and one-half (100.5) duty hours. He would like to bring up that they have concerns with the marker on the bridge over Evans Run. With all the rain it took over half the marker off. This is on the railroad bridge.

Tom Brill – Pioneer Fire Company – For the month of April they ran thirty-two (32) fire calls and fourteen (14) QRS calls. They had a total of sixty-six (66) hours on fire calls and one-hundred eighty-two training hours.

Marietta Sewer Department Savings Account at the end of April has a balance of \$211,936.32 and the Checking account has a balance of \$1,553.35. The Borough recycled 22,880 pounds of recyclables for April. On a motion by Council member Foreman with a second by Council member Renninger, the reports were unanimously approved. Motion carries.

## **ANNOUNCEMENTS**

President Hannold gave a few announcements; the Summer Recreation Program is free to Marietta Borough residents this year due to donations. Yard waste schedule is being picked up and requires residents to purchase an orange tag to be placed on the bags. Bulk pickup is Thursday, June 2<sup>nd</sup> and requires tags; also Marietta Days is this Saturday, May 14<sup>th</sup>.

## **ADMINISTRATIVE/PERSONNEL/FINANCE – Council member Sharon Renninger**

Council member Renninger stated that she had a finance committee meeting before the restructure of committees. She gave a report on our income and expenditures and currently we have spent more because we haven't started receiving real estate tax money. She also stated that we receive franchise fees from Comcast and got paid in past years on an annual basis. Starting in October of last year the new contract requires them to send in quarterly payments. She also stated that Sharon Bradnick asked for mileage reimbursement to go to the low volume road grant seminar. Also they spoke with Mr. Laudien to please give a more detailed invoice going forward for his time to get paid.

President Renninger stated that she would like to bring up comments on Mayor Vegso's information on the debt restructuring. She does not think that people won't take advantage to refinance their mortgage by .25%. The Borough can lock in the rate for the next five years at .25% lower than where it is, keep the current rate at 2.88% and see where interest rates are next May. She is conservative and doesn't think interest rates will be lower. To start over we would have to pay more fees.

President Hannold stated that this is to come up later in old business and it will be discussed.

### **BUILDINGS & SPECIAL PROJECTS – Council member Leah Nagle**

Council member Nagle stated the website is mostly done. Once she has access to the information she will get this up. There was a discussion about getting the website updated. We are going to forward the information to Steve Ulrich and have him work with Leah to get the website updated and use Steve as backup.

President Hannold asked Leah if she was comfortable working with Steve.

Council member Kulman asked if we could work with MRA on their newsletter.

Council member Nagle stated that she was comfortable and we can get together with MRA. Our newsletter will be eventually out on line. She would like to look into having people buy advertising for our newsletter.

Council member Nagle stated that her committee is talking about branding Marietta Borough.

### **PARKS & RECREATION – Council member Marcus Snow**

Council member Snow from skype commented on the loan since it was brought up by Sharon Renninger. At the end of the day as far as 1/4 basis points is not significant. If you do nothing we are not bad off. The only thing that it does is to allow the Borough to pay a lower amount on its loan, but the Borough has been paying more on the loan to get it paid off. It just allows more cash flow. It's just a question of cash flow. Counter argument is to carry a higher balance and personally the rate is not enough to make the move and because the leg work is done we may want to move forward with it, but it all comes down to cash flow. Do we want the cash flow now, or do we want to have access to funds?

Council member Renninger stated that we can pay down the loan faster it would be done a lot more transparent, and spelled out that this is what we are doing. But this is a separate issue than having a lower interest rate. We will be paying the interest regardless if we pay down the loan or not. The bank is offering this and she won't spend money to do it, but since they are offering we should do this.

Council member Snow stated that it is not what the interest rate is, it is about what your terms are and it needs to work out the same. If we want to restructure and still pay off faster that would be great. We need to compose ourselves that we don't over spend. If we go with the 2.63% that is great, but if we don't that is fine also, this was not a bad thing.

President Hannold stated that there is a cost, so we can't say that there isn't a cost but there is cost to have the attorney to draw up the ordinance. She asked if there were any more thoughts on it.

Council member Mazis stated that he is a little confused. It seems that you can get the 2.63% without doing anything. The Mayor stated this was not true. We need to do an ordinance.

Council member Nagle stated that if we do it now we won't need to do it next year.

President Hannold stated that they wanted us to set the interest rate but if we do not, it will automatically reset next year. One point that has not been brought up is that Council needs to decide how aggressively we want to pay down this loan. Next year when it resets it may be down to \$150,000 or \$140,000.00. Then again what is your savings on 140 or \$150,000? What we have in our budget is \$55,000.00 to go towards the principal.

Bill Laudien, Consultant, stated the discussion is useful but the conversation is not appropriate at this time. The time you need to discuss this is at your budget meetings. The amortization should be done. You budgeted for the full amount and that should be paid. Change the loan rate and have this discussion in the fall.

### **PLANNING/ZONING/HOUSING – Council member Glen Mazis**

Council member Mazis stated there is a little glitch on the Flood Ordinance and we needed to change the effective date to April 5<sup>th</sup> and this was taken care of and forwarded on to FEMA/PEMA. They also stated that they are going to be stricter on making minor repairs to the Flood Ordinance. The Planning Commission made recommendation to forward the new Zoning Ordinance on the Lancaster County Planning Commission (LCPC) for review. A minor adjustment was made to the map in regards to the Susquehanna Waldorf School. Glen supplied Council three maps to look at and to decide which map that we were going to present to LCPC based on the original plan, to allow for the change for Susquehanna Waldorf School, and to extend Market Central Zone.

Bill Laudien, Consultant, stated that he looked over everything and the MRA buildings are protected and are permitted uses in all zones. What appeared to him if using Waterford Avenue as the dividing line is that everything East of Waterford would be Market East and would preserve all the uses. Everything West of Waterford there were two exceptions. The Susquehanna Waldorf School and the private club are the only two exceptions.

Council member Mazis stated that Market East still allows for accessory uses of a shop or boutique or café. So it did not rule out other uses. The only way the candle shop could be used would be as an accessory use in the Market East Zone.

Council had intense discussion on different buildings throughout Marietta and what their uses are and what determines the principal use of a building and how they fall under the new Zoning Ordinance.

Jennifer VonStein – 328 West Market Street – Jennifer explained the difference between outside dining and a way to put out table and chairs for dining does not make it an outside café.

Council member Mazis made a motion to have the EPD add map 1 which has the addition of Waldorf School into Market Central with a second by Council member Foreman. With a four to two vote the motion carries.

### **PUBLIC HEALTH & SAFETY – Council member Harold Kulman**

Council member Kulman stated that at his safety meeting they spoke about the bike race and possibly having fireworks and a musical event in the park and they are working on this. Also they spoke about the

false alarms in the Borough. Another discussion was door numbers in the Borough are mixed up and the post office, police and fireman are having trouble and we need to look into this. They are also going to check into the burning ordinance.

Council member Kulman made a motion to adopt the ROBO policy and procedure that was presented with a second by Council member Mazis. Motion carries.

**SEWER & TRASH – Council member Steve Foreman**

Council member Foreman stated the engineer is still looking into the force main but he does not have anything.

**STREETS & HIGHWAYS – Council member Hannold**

Council member Hannold stated the committee meeting was cancelled due to the election.

**OLD BUSINESS**

President Hannold stated that we discussed helping out the Fire Company with a solicitor. Council member Foreman stated that we should pay for a couple of hours. Council member Renninger stated that there should be a Council member at the meeting with the solicitor. Council member Kulman is to participate in the meeting with the solicitor.

Council member Foreman made a motion to contribute \$1000.00 to the Fire Company for legal fees taken from their line item in the budget with a second by Council member Kulman. Motion carries.

President Hannold stated that we have a resolution for the restructuring of the committees.

Council member Mazis made the motion to adopt the new structure of committees with a second by Council member Foreman. Council member Kulman was not thrilled to having 3 council members on a committee. Council member Mazis likes having three. Mayor Vegso stated that the treasury is not allowed to vote on the Administrative Committee and there should still be a dollar limit that the committees are allowed to spend without taking action with Council. Council member Renninger stated that we are all in charge of the entire budget.

Council member Mazis amended his motion to add on the first page of the structure of committees that the committee expenditures must be at the approval of Council with a second by Council member Kulman. The vote was a 4 to 2 vote for the amendment. Amendment fails.

Adopting the new committee structure vote was unanimous. Motion carries.

President Hannold stated that we discussed the loan restructuring earlier extensively.

Council member Renninger made a motion to move to accept the offer from BB&T Bank to lock in the interest rate for the Fairview Avenue debt at 2.63% and have the solicitor prepare the necessary ordinance with a second by Council member Foreman.

Oliver Overlander stated that we are making a motion to have the solicitor advertise and a vote will be made by Council next month.

Council member Foreman took his second off the table. No other second was given.

President Hannold stated that this can be discussed at a later time and it is tabled.

President Hannold stated that the Waterford Avenue project was just received and don't expect any

action this evening and Council should look over this.

President Hannold stated that we received the bid for Lumber Avenue and it came in fifty percent higher because it was too small of a project she would like to later rebid this project with possibly Waterford Avenue project or another project later on.

Council member Nagle made the motion to reject the Lumber Avenue bid from April with a second by Council member Mazis. Motion carries.

## **NEW BUSINESS**

President Hannold stated that we received two special event permits. The first is National Trail Days on June 4<sup>th</sup> and the second one is Historic Marietta Bike race to be held on July 9<sup>th</sup>. They need two people to volunteer for June 4<sup>th</sup> and the fifth page needs to be filled out for both event permits.

Council member Renninger made the motion to accept the National Trail Day Event pending signature of page five of the application with a second by Council member Nagle. Motion carries.

Council member Foreman made the motion to accept the Historic Marietta Bike Race contingent on page five being filled out with a second from Council member Kulman. Motion carries.

Council member Mazis made the motion for the Zoning Ordinance draft be forwarded to be advertised and forwarded to Lancaster County Planning Commission with a second by Council member Foreman. Motion carries.

Sharon Bradnick stated that she needs a motion to move forward with the commitment letter for the Northwest River trail for the \$250,000.00 grant through the Greenways, Trails, & Recreation. Council member Mazis made the motion with a second by Council member Foreman. Motion carries.

Council member Foreman made a motion to approve the Resolution to apply for the Greenways, Trails & Recreation Grant for \$250,000.00 with a second by Council member Mazis. Motion carries.

President Hannold stated that we need to decide who the voting delegate is and the alternate voting delegate for the PSAB Conference. Council member Foreman made the motion to nominate Bridey Hannold as our voting delegate with Glen Mazis as the alternate with a second by Council member Nagle. Motion carries.

President Hannold stated that she sent out information and complaints on the Little Free Libraries. She suggestion that we forward this on to the Planning Committee to look into and make suggestions.

President Hannold stated that she has been looking into Marietta's Borough Map. We need to have the solicitor draft an ordinance to accept the map as Marietta's Official Map. It needs to have a forty-five day review period with Lancaster County Planning. We would also need to have an ordinance releasing Division Street. Division needs to be removed from the map.

Council member Foreman made the motion to allow Mike Davis to remove Division Street and also to do the ordinance to make the map as Marietta's Official Map with a second by Council member Mazis. Motion carries.

President Hannold stated that we are going with the new structure and the committee appointments are as follows:

Personnel Committee – Bridey Hannold, Steve Foreman, Glen Mazis  
Public Health & Safety – Harold Kulman, Sharon Renninger, Mayor (non-voting)

Public Works – Steve Foreman, Bridey Hannold, Marcus Snow  
Public Outreach – Leah Nagle, Sharon Renninger, Harold Kulman  
Planning/Zoning & Environmental – Glen Mazis, Leah Nagle, Marcus Snow

**PUBLIC COMMENT SESSION**

Victoria Hoar – 13 South Pine Street – She received 100 signatures for no chickens on her petition.

Oliver Overlander – 450 East Front Street – Steve Bailey brought up about the river gauge and he hopes that someone reproduces this and signage done this involves the Harrisburg stage and the Marietta stage and this is very accurate. He will donate \$100.00 to this signage. Also when Council passes the budget and goes through budget that Council passes for that Committee Chair to spend for those line items and it's not Councils job to micromanage then. The mayor brought up about Pligit at 1% in the future and Pligit was one of the highest in the area for interest.

Glenn Orr – Roadmaster – Stated that the trail from Columbia to the new bridge will be paving starting May 11<sup>th</sup>. He will also get in touch with John Urlich to see if they have a sign that can be put up to have traffic enter off Market Street for the trail.

There being no further business to come before Council, the meeting adjourned at 10:40 PM on a motion by Council member Renninger with a second by Council member Foreman.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick  
Secretary/Treasurer