

**Marietta Borough Council  
Minutes of Meeting held August 8, 2017  
113 East Market Street, Marietta, PA**

**PUBLIC MEETING – MS4 – MARK HARMAN, ARRO CONSULTING**

Mark Harman spoke on the MS4 stormwater system. The state requires the borough to have a permit that controls what goes in the storm sewer system. The current permit expires on May 15, 2018 and we are in the process of renewing the permit. One of things the borough needs to do is a pollution reduction plan and it needs to be submitted no later than September 15, 2017. This pertains to land use. Right now we need to show the state that it is physically possible. Right now it is a map exercise. The borough has mapped two projects. One is to put in a nutrient box down on Front Street which would be a large stormwater inlet with three chambers and the sediment will be trapped in these chambers. Another project is a bio swale on the side of the road on Jones Street. These two features will take care of all the sediment. We will turn this plan into the state. We are working with East Donegal Township right now to do a riparian buffer outside of the Borough. If we put something like this in then we may not need to put in the other specs. Joint efforts would heighten our chances of getting grants. We have until 2023 to implement our plan which will allow the Borough to get grants to absorb most of the cost, if not all of the cost. These are things that we are going to be working on pretty aggressively after they submit in September.

Mayor Vegso asked if they had a rough cost of the estimate. Mark responded that the worst case scenario would be \$200,000. If Glenn, our roadmaster put in the bio swale that would cut our cost sufficiently. This cost is for applying for grants and if we have an engineer come in and hire contractors to do the work. The Mayor asked about the participation of Donegal Insurance and GlaxoSmithKline. Mark responded that we can reach out to them but they are not legally obligated to participate. The Mayor stated that he heard you don't want to do too much the first go around because you are going to have to do 10% more. Mark responded that he had not heard about any credits and DEP does not have a lot of regulations. Once everything is put in place we will need to show records every 5 years that things have been maintained.

President Hannold stated that when she was at the Borough Conference they stated that you may want to look in your community if there are any plans that are being developed if they can help meet your requirement. There is one with MRA's parking lot and when this is installed can we count this towards our requirements? Mark responded that if we don't have a drainage area we can't show the sediment load reduction.

Mark stated that the state is pushing us to define all impervious surfaces. He met with the PA Borough Association and they are pushing for legislation, right now second place townships can develop a fee based system without an authority and they are hoping that in the next year that the boroughs may be able to do this also.

Bill Dalzell from the public asked for Mark to explain the project that the Borough would be working with East Donegal Township on and what that would look like.

Mark went over the riparian buffer again that would be installed in East Donegal Township and how that would help fulfill Marietta Borough's requirements. Evan's run would be a good pick and you won't cause a lot of heartburn for people.

President Hannold closed the public meeting @ 7:32 pm.

President Hannold with Council members Kulman, Nagle, Sargen and Mayor Vegso present called the regularly scheduled monthly meeting of the Marietta Borough Council to order at 7:32 PM. Absent from the meeting were Council members Foreman, Snow and Mazis. The meeting opened with a moment of silence followed by the pledge of allegiance.

## **PUBLIC COMMENT**

Pastor David Forwood – Community Bible Church – Pastor Forwood handed out a paper with pictures to show the concept that the Church is working on for the TNT building. The building is not large enough for their youth group. They have moved them up to their church on the hill and they are expanding the clothing bank. They renamed the building "The Community Care Center". They will be holding a clothing bank shopping day on September 9 and on September 23 they plan to do a grand re-opening and they are hoping to throw a party and include the community. They are hoping if anyone from the community is in need of space for anything (ex. Movies, meetings, etc.) they may reach out to the church to schedule their needs.

Karen Sullivan – 120 North Waterford Avenue – Asked who is responsible for the sidewalk by the Union Meeting House.

President Hannold commented that it is the MRA and it is in their plans to put in the sidewalk. She has been in talks with MRA about helping put in the sidewalks but we are still in talks. It is undecided if they want concrete or brick.

President Hannold closed the public comment session.

## **MINUTES FOR APPROVAL**

President Hannold stated the minutes of the Regular Council Meeting held July 11, 2017 were presented. Council member Sargen made the motion with a second by Council member Nagle to approve the minutes. Motion carries unanimously by voice vote.

## **ANNOUNCEMENTS**

Brandon Smith with the Pioneer Fire Company stated they are having a chicken barbecue this Saturday and also they will be showing a free movie which will be Smurfs 3 and doors will open at 5 PM. Refreshments can be purchased. On September 16 the Fire Company will be holding a cash bash. See any member for tickets.

## **REPORTS**

**Fire Police/EMA – Steve Bailey** – Absent from meeting and reports were forwarded to council prior to meeting.

**Pioneer Fire Company – Brandon Smith** – For the month of July they ran twenty-one (21) fire calls and nine (9) QRS calls for a total of thirty (30) calls. They held four (4) separate trainings, they had a total of two-hundred, twenty-four (224) hours on calls and training.

**Sewer – Steve Foreman** – Steve Foreman was absent, Sharon; Treasurer gave the report dated July, 2017. The sewer fund has a savings account balance of \$201,738.50 and a checking account balance of \$2,215.79. Council member Nagle made a motion to accept the report as presented with a second by Council member Kulman. Motion carries unanimously by voice vote.

**Recycling – Steve Foreman** – Steve Foreman was absent, Sharon, Treasurer gave the report that the Borough recycled 28,480 lbs. during July 2017. Council member Nagle made a motion to accept the report as presented with a second by Council member Sargen. Motion carries unanimously by voice vote.

**Treasurer – Sharon Bradnick** - The General Fund Monthly Breakdown dated August 8, 2017. The total general fund accounts are \$933,294.81. Council member Sargen made the motion to approve the report as presented with a second by Council member Kulman. Motion carries unanimously by voice vote.

Mayor Vegso asked on the profit and loss report why we budgeted \$5,000 on the contracted service line under parks and recreation and has spent \$48,283.74? What is going on? Sharon, Treasurer stated that all the bills that are paid for the Northwest River Trail run through this line item and at the end of the year we will need to do a resolution to adjust the money that the Borough received for grants and spent on the trail.

**Secretary – Sharon Bradnick** – Stated that she gave council their profit and loss report for the year and also for July and asked if there are any questions on this. Also if you take notice we are in the hole for July. Most of our money has come in for the year and she will be transferring money from the savings account to the checking to cover bills for the rest of the year. Also, she had a meeting at the Union Meeting House that Julie Fitzpatrick put together with DCED. Aliyah Furman is our new Regional Director with DCED along with Mike Shorr and they are out of the Philadelphia Office. We went around town and showed them different things that we are working on. Just a reminder that starting August 26 you need to start dialing the 717 area code when making calls in our area.

**Mayor's - Mayor Ray Vegso** – Stated that they had a routine meeting and it was an evening meeting. Conoy Township has not completed the legal paperwork requirement for the investments. They still have not invested the \$250,000 and they will invest this in steps at \$125,000 at a time. Right now the stock market is at its all-time high so it is a timing issue. This is money that will be needed for police officers for health care during retirement.

## **STANDING COMMITTEE REPORTS**

### **Administrative – President Bridey Hannold**

President Hannold stated that last month she told council that she would be meeting with the Donegal School District who wanted to amend an agreement that is in place since 1967 on mowing of War Memorial Park. Her committee did not support amending the agreement because there was nothing in it that would benefit Marietta Borough.

Council member Sargen made a motion to continue the agreement between the Donegal School District and Marietta Borough for the use and mowing of War Memorial Park with a second by Council member Kulman. Motion carries unanimously by voice vote.

President Hannold stated that she noticed that there were two leases for the Union Meeting House. The leases were identical but the second lease took out a paragraph and the second lease was for 10 years and expired in 2014. President White asked that she check into this with the solicitor and yes, we need a new lease. Committee has no desire to change anything and she would like a motion to renew the lease with no changes except to state that this new lease is the controlling lease. Council member Kulman made a motion to renew the lease with a second by Council member Sargen. The expiration date will be with the expiration date of the original lease. Motion carries unanimously by voice vote.

President Hannold stated that Harold Kulman and she met with the fire company and she placed in everyone's mail box a budget. There are a lot of concerns with the fire company and they are heavily in debt. The Borough has been very cooperative in increasing their funding over the years. We need to make sure that they are spending the money correctly and they are fiscally responsible. Her committee would like to develop a Memorandum of Understanding between the Borough and the Pioneer Fire Company and this will take several months to complete but we need a starting point. She has a copy of East Petersburg's Memorandum of Understanding attached.

Council member Nagle made a motion to move forward with developing a Memorandum of Understanding between the Borough and the Pioneer Fire Company with a second from Council member Kulman. Motion carries unanimously by voice vote.

President Hannold stated that Public Safety will be working with the Fire Company on this and she would like to be involved also because she has already been working with them. Council member Nagle would like to see someone from the Finance Committee be involved also.

She included the by-laws in everyone's packet to look over and at the next committee meeting we are going to look over these and see what we need to do to have these adopted. These are by-laws that the borough follows but it was brought up that these by-laws were not signed or adopted by resolution. She would like to clean up work that was never completed.

President Hannold brought up that at a Planning Commission meeting several months back she asked if they would like an additional alternate member to please let her know because council can appoint another alternate for them. Council is allowed to appoint up to three (3) alternates. This is true for the Zoning Hearing Board as well and she told the Planning/Zoning Committee recently that if they would like to appoint another alternate for the Zoning Hearing Board council can do this. If the Planning Commission or Planning/Zoning Committee would like council to do these they just need to let council know.

### **Planning/Zoning/Environmental – Council member Glen Mazis**

Council member Mazis was absent from the meeting and President Hannold asked for a motion to approve the MRA land development plan. Comment five has been addressed and has been cleared from our engineer.

Council member Sargen made a motion to approve the MRA land development plan with a second by Council member Nagle. Motion carries unanimously by voice vote.

President Hannold stated that we will need a motion to award the paving for the Northwest River Trail. Sharon Bradnick/Treasurer stated that we had seven bidders and the lowest came in by Construction Master Services at \$184,635 and the highest was Kinsley Construction at \$288,300. LCSWMA stated that they expected the bids to come in around \$220,000. We need to award the bid to Construction Master Services pending the documents that were submitted are correct and in order.

Council member Sargen made a motion to award the bid to Construction Master Services pending the documents are reviewed and in order with a second by Council member Kulman. Motion carries unanimously by voice vote.

### **Public Outreach – Council member Leah Nagle**

Council member Nagle stated she gave everyone her committee update and she has nothing further to add.

### **Public Safety – Council member Harold Kulman**

Council member Kulman stated everyone has the safety minutes and they talked to the fire company about Act 172 and implementing a tax credit ordinance. He recommended to council to set up this plan but there are a lot of different things that we need to set up and he would like to table this until we do further research and it is not very much money.

President Hannold stated that we have a cookie cutter draft of an ordinance that the borough can use and send to our solicitor. If you don't want to send the ordinance to the solicitor that is fine.

Council member Sargen stated that he is part of the committee and there are comments out there that this may be amended in the near future. Other municipalities are not jumping on board at this time. Not everyone knows everything about this at this time and we need to air on the side of caution. Right now East Hempfield and Warwick Township are the only ones taking it seriously out of the county.

Mayor Vegso commented that he meets with other mayors in the county and they are not jumping on board with this right now, they are waiting until some questions get worked out.

Council member Kulman presented a map and LCSWMA is working with us once the trail is completed to place gates or bollards along the trail. Council needs to decide if they would like to place the gates on the Front Street side or the trail side of the tracks.

Council member Kulman made a motion to place the gates for the trail on the Front Street side of the railroad tracks which would be the Northside of the railroad tracks with a second by Council member Sargen. Motion carries unanimously by voice vote.

### **Public Works – Council member Steve Foreman**

Council member Foreman was absent from the meeting and President Hannold stated that everyone has the minutes and correspondence from our solicitor. Out of committee there are two motions to draft amendments to ordinances, the first being the vehicles and traffic ordinance and the second the streets and sidewalks ordinance. The first one is the problem area on West Front Street and this would be to make no parking on the south side of West Front Street between Mulberry Street and Church Street. Council member Kulman stated that the street has been like this since he has lived here. The fire company does not have any issues and it allows traffic to slow down in the area. No motion was taken.

President Hannold stated that the second motion would be to allow the Borough to give notice to the owner of the trees to remove the trees and shrubs to be removed from our streets.

Council member Sargen made a motion to draft an ordinance to address trees overhanging streets and sidewalks with a second by Council member Nagle. Motion carries with a three to one vote the nay being from Council member Kulman.

President Hannold asked for a motion to have Darrell Becker inspect the sidewalks on North Waterford Avenue and North New Haven Street. Council member Nagle made the motion to have Darrell Becker come in and inspect the sidewalks in the construction area on North Waterford Avenue and North New Haven Street with a second by Council member Sargen. Council member Kulman asked if there was grant money to put the sidewalks in for owners. President Hannold stated that there is a law that council is required to follow that when a road is repaired, reconstructed or resurfaced that sidewalks in those areas be inspected and brought into ADA compliance. Our ordinance has a section addressing this as well. There are programs that you can pass onto the homeowners. If the property has a lien placed on it the homeowner can make payments to get that lien paid off. There are different avenues that we can provide education for them. Motion carries unanimously by voice vote.

President Hannold asked for motion to extend the trash contract for another two years. Council member Sargen made a motion to extend the trash contract for another two years with a second by Council member Nagle. Motion carries unanimously by voice vote.

President Hannold stated that a sidewalk permit came in for 112 West Walnut to install a brick sidewalk and council needs to approve it. Council member Nagle made the motion to approve the brick with a second by Council member Sargen. Motion carries unanimously by voice vote.

### **SPECIAL COMMITTEE REPORTS**

#### **Marietta Placemaking Committee –**

President Hannold stated that Rebecca Denlinger has been coming to the different committee meetings and she has a lot of good ideas and this has been moving along.

**NWRT Committee – Council member Glen Mazis**

Nothing more at this time.

**OLD BUSINESS**

President Hannold stated that the codification is completed and we need to move forward with advertising the codification ordinance.

Council member Sargen made the motion to advertise the codification ordinance with a second by Council member Nagle. Motion carries unanimously by voice vote.

President Hannold stated that she updated the Activity/Special Event application and everyone had a month to look over it and she asked for a motion to use the updated activity form.

Council member Sargen made the motion to use the updated Activity/Special Event application with a second by Council member Kulman. Motion carries unanimously by voice vote.

**NEW BUSINESS**

No new business presented.

**PUBLIC COMMENT**

Linda Ross – Fairview Avenue – Council was speaking about having people cut their own trees. Do you know how many trees this town has and what it would affect? She can only picture that the trees will look boxed. President Hannold stated that there is a state guideline that we based it on and it is 7 feet over sidewalks and 14 feet over roadways.

Tracy Beam – 280 West Front Street – Gates that are going to be placed at the crossings which crossings are they? President Hannold stated that it will be Bridge, Gay, and Chestnut Street crossings.

Glen Orr – 45 Fairview Avenue – By putting up the gates we are trying to appease the railroad. Will the railroad give us that piece of land so we continue the trail on the river side of the tracks? It would be nice and we should get something out of this.

There being no further business to come before Council, on a motion by Council member Sargen with a second by Council member Nagle the meeting adjourned at 9:25 PM.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick  
Secretary/Treasurer