

**Marietta Borough Council**  
**Minutes of Meeting held March 13, 2018**  
**113 East Market Street, Marietta, PA**

President Mazis with Council members Angelo, Shambaugh, McKinney, States, Dalzell, Mayor Kulman and Solicitor Harter present called the regularly scheduled monthly meeting of the Marietta Borough Council to order at 7:00 PM. Council member Hannold arrived late at 7:22 PM during public comment. The meeting opened with a moment of silence followed by the pledge of allegiance.

**PUBLIC COMMENT**

Sharon Renninger – Explained that the “Our Marietta Group” has been meeting for over a year and have been gathering information. This information will be useful towards the planning for the future of Marietta Borough. She turned the presentation over to Rebecca Denlinger to present the results.

Rebecca Denlinger – Rising Tide Collaborative – Went over the results of the Our Marietta Placemaking Readiness Initiative from the Susquehanna Riverlands Grant. It is over three (3) hundred page report. They will place this on the “OurMarietta.com” website. She read from the report describing Marietta. The action plan is broken into four different categories; organize, communicate, partner, and develop.

Tom Goldsborough – 544 E. Market Street – Resident was mistreated by an employee at a meeting while a majority of council sat there and said nothing. Is this a common way?

President Mazis stated it was a disagreement that Councilman Angelo skillfully intervened in and calmed down. Mazis said that he spent an hour the next day speaking with this resident. The resident has offered to help the Borough with certain projects.

Bruce Gibson – 388 Essex Street – Who on council takes the leads on the complaint forms? A friend gave him a complaint form a couple of years ago from a right to know. He asked whether the Borough can check whether the plants in a planting strip placed in the sidewalk are blocking car doors from opening. He noted that a councilperson had referred to him as a PITA in an email and that is not proper.

Barbara Herr – 143 W. Market Street – 130/132 East Front Street has a safety issue. There are thirteen children in the neighborhood. The cars are parking out in the alley at this location and cars are not stopping while leaving the parking area which creates a safety issue for the children riding bicycles.

Ken Gall – Planning Commission – The new zoning is in place and they are looking at areas that need adjustments in the ordinance. They looked at some concepts. They had Chris Brown, a planner, come in and walk the town with them. They highlighted some possible changes in zoning to help the Borough thrive. They have addressed off-site parking, bicycle parking, patio-outdoor facilities and reduced parking and encourage Council to forward these changes to the ordinances to the Lancaster County Planning Commission for review.

Sharon Renninger – 122 W. Front Street – This community is a safe community. Changes are coming. She asks that we plan on what's coming not on what has happened. We need to plan for growth. We need to join together and get a cohesive plan and work together.

Brandon Tennis – 546 E. Market Street – Expressed his enthusiasm on the planning that is being done as discussed in last week’s meeting on the Green Streets and NFWF grants and that these plans are paid for and not an added cost to the residents. He is in support of greening our community. He has a concern with the fireworks display. His home is over 100 years old and is directly behind where the fireworks will be set off and he has a two-year old daughter. He is seeking transparency and it’s not his responsibility to go to private citizens groups to find out information. He has a concern when something puts his home at risk, especially, when he can’t get copies of the plans and the permits that were issued from East Donegal Township. Our Borough should have a copy of these plans and permits.

Rae Ann Schatz – 24 Fairview Avenue – She invited Mr. Tennis to the safety meeting on Thursday, April 4<sup>th</sup> at 7:00 PM.

### **MINUTES FOR APPROVAL**

President Mazis asked for a motion to approve the February council meeting minutes. Council member Hannold motioned to approve the February council meeting minutes. This was seconded by Council member McKinney. Motion carries unanimously by voice vote.

President Mazis asked for a motion to approve the minutes of the Public Meeting held on March 8, 2018. Council member Hannold motioned with a second by Council member Dalzell to approve the minutes. Motion carries unanimously by voice vote.

### **ANNOUNCEMENTS**

President Mazis stated that on May 4, 5, and 6<sup>th</sup> between 8:00 AM – 1:00 PM Susquehanna Rivertown Walk Weekend will be taking place.

President Mazis stated that four (4) of the Council members went to a summit meeting at Columbia Crossing. There were a lot of the public officials there along with granting agencies, non-governmental agencies and concerned citizens. This was the first meeting to see how the three towns could work together and push forward improvements that go across the boundaries.

President Mazis stated that just a reminder to the new council members to work with your committee to bring things to council. Also, he would like to bring up the best practice on contacting the solicitor. Council is always free to contact the solicitor but should try not to contact the solicitor without discussing this first with the rest of council unless it is an emergency.

Brandon Harter, solicitor stated that this eliminates having three council people contacting him on the same subject and saves money for the Borough.

### **REPORTS**

**Fire Police/EMA – Steve Bailey** – For February they ran twelve (12) calls, thirty-four (34) officers for a total of seventy-two (72) hours on duty.

Emergency Management Report for February, the river was running high almost all month. He posted updates on social media. He attended a training class at the county on the new radio system. People are driving around the barricades and besides being very dangerous, this is causing a lot of damage to the property at the Vesta property and the boat launch area.

**Pioneer Fire Company – Brandon Smith** – For February they ran nineteen (19) fire calls and eleven (11) QRS calls for a total of thirty (30) calls. They had one hundred, thirty-nine (139) hours on calls and training.

**Pioneer Fire Company Financial Statement – Robert Shambaugh** - For the month of February, there was a beginning balance of \$7,532.11 in their checking account and the balance as of February 25, 2017, was a balance of \$5,752.33.

**Sewer –Bridey Hannold** – Report dated February 2018. The sewer fund has a savings account balance of \$267,963.45 and a checking account balance of \$7,831.97. Council member Hannold motioned to accept the report as presented with a second by Council member Angelo. Motion carries unanimously by voice vote.

**Recycling –Bridey Hannold** – Reported that the Borough recycled 26,660 lbs. during February 2018. Council member Hannold motioned to accept the report as presented with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Council member Hannold stated that at the last Authority meeting the personnel policy was thoroughly reviewed and they anticipate a final draft to be sent to the solicitor by the next meeting. Also, the force main project on Front Street is being put together for bid by the engineer and hopefully this will be completed this year.

**Treasurer – Sharon Bradnick** - The General Fund Monthly Breakdown dated March 13, 2018. The total general fund accounts are \$639,416.66. Council member Hannold motioned to approve the report as presented with a second by Council member McKinney. Motion carries unanimously by voice vote.

**Secretary – Sharon Bradnick** – She stated that she gave council the profit and loss report for January and February which shows a negative position of 42,729.27. She also took training on the upcoming 2020 Census. When we receive the materials we have 120 days to complete this. This census is to cover the residents. We received our liquid fuels money this year in the amount of \$91,084.76.

**Mayor’s Report - Harold Kulman** – He's been busy since he's gotten home. He has spoken to citizens in regards to complaints and has gotten them resolved. He met with the safety committee and helped to get Rob set up to understand the safety procedures. There was a rumor that Conoy Township was going to drop out of the police agreement. They are not dropping out and they will be staying with us. They spoke about different alternatives. The contract comes up this year and they are engaged in talking about their benefits for the length of the contract. Other factors are wages. They are going over twenty (20) years of contracts and there are a lot of things that needs changed. They are questioning if they need a part-time chief or do they need someone full time. They asked at the last meeting to have AJ Hall made Lieutenant which would be a considerable amount in pay increase. Right now, they are looking into everything.

## **STANDING COMMITTEE REPORTS**

### **Administrative – President Mazis**

President Mazis stated that we have received the grant from DCNR to plan the upgrades to the parks and how green spaces can be developed. They had a meeting with DCNR, LandStudies and the Conservancy. We are going to need members to form a study committee. Please let the Borough know if you are interested in participating on this committee. When we applied for

the grant we received three different bids from landscape architects that could do the job. He is asking for a motion to approve for the waiver of the RFP for the C2P2 grant in favor of hiring YSM, and Ann Yost, since she has a long history of working on the trail plan and both with the Borough and with Land Studies (who is doing the NFWF grant). This motion came from the administrative committee with a second by Council member Dalzell. Motion carries unanimously by voice vote.

President Mazis stated that the proposed Developer Agreement is tabled because MRA is not ready to move forward with this at this time.

President Mazis stated that in the public comment section, Glenn Orr came forward and would like the administrative committee to look over the newly revised personnel policy. He voiced concerns about the two-hour minimum when called in and also other concerns. The administrative committee would like to work on and make changes to the personnel policy.

### **Planning/Zoning/Environmental – Bill Dalzell**

Council member Dalzell stated that they briefly discussed some grant opportunities for the Green Streets, Green Jobs, and Green Towns. They spoke at length about a grant through the Lancaster Bicycle Club, this grant closed after the last meeting but we can apply for next year. They spoke on the PA Placemaking Pilot Program, this is a program through the PA Downtowns and similar to their main street redevelopment programs. They spoke on the parking provisions that the planning commission was reviewing and can be forwarded to the Lancaster Planning Commission for review.

Council member Hannold handed out a list of concerns with the changes that are proposed to the zoning ordinance on off-site parking. She read over the list of concerns and discussed her concerns in great length with Council.

Council member Hannold made a motion on special provision of off-site parking that the following are added:

1. The parking lot shall contain no more than 20 total parking spaces and shall be located within 500 feet of the subject property.
2. Adequate area does not exist on the subject property to provide the number of parking spaces needed for the use and that such lack of area is not due to new building or use expansion.
3. It can be shown that adequate parking exists on the off-site parking location to accommodate both the required off street parking spaces needed for the use of that lot plus the additional spaces requested for the off-site plan.
4. A written and signed lease shall be provided.
5. Approval by the Zoning Hearing Board or by Borough Council by conditional use.

No second was made. Motion fails.

Council member Dalzell made a motion to forward the zoning changes for the off-site parking to the Lancaster County Planning Commission with a second by Council member McKinney. Motion carries with a nay from Council member Hannold.

Council member Dalzell made a motion to forward the Bicycle Parking provisions onto Lancaster County Planning with a second by Council member Shambaugh. Council member Hannold had questions on the credits that they are allowing. Is it fair to allow the same credits for uses that require different amounts? Will those credits remove parking requirements for some uses altogether? Motion carries with a nay from Council member Hannold.

Council member Dalzell made a motion to forward the Special Provision for Patio and Outdoor Facilities to the Lancaster County Planning with a second by Council member Shambaugh. Council member Hannold had a discussion and asked for an example of this from another municipality that allows it. Our solicitor stated that he would like to hear the comments from Lancaster County Planning on this because it is written a little ambiguous. It would be a little more unrestricted. Motion carries with a nay from Council member Hannold.

Council member Dalzell made a motion to forward the parking reduction to the Lancaster County Planning with a second by Council member Shambaugh. Council member Hannold asked where are you putting them; on the street. The parking requirements were put in place to alleviate parking on the street. She likes the concept but does not agree to offer 100% right up front and feels we should start with 20% or 30%. Motion carries with a nay from Council member Hannold.

### **Public Outreach – Louis McKinney**

Council member McKinney stated that their committee did not meet.

Council member McKinney made a motion for the Zion United Church of Christ Easter egg hunt on March 24 with a second by Council member Angelo. Motion carries unanimously by voice vote.

Council member McKinney made a motion for the New Hope Christian Fellowship sunrise service in Flanagan Park on April 1 with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Council member McKinney made a motion for holding National Trails Day on June 2 at the Musselman Vista Building with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

### **Public Safety – Robert Shambaugh**

Council member Shambaugh stated they met and are working on the safety on Route 441. They are meeting with Representative Hickernell and a representative from PennDOT on April 3 and he will have a report on that outcome at our next meeting. They are still working on the Susquehanna Regional Police contract. They had a discussion with Steve Bailey about parking during the Fireworks.

### **Public Works – Freddy States**

Council member States stated that they met this evening and discussed the paving on East Market Street will start any day. They discussed street cleaning and Glenn Orr looked into having the streets swept in the Borough twice a year and would cost around \$6500. They discussed the stone lot on West Hazel for the over flow parking for the trail. He looked into two complaints, one on Blackberry Avenue and the second is Hazel and South Gay Street, there is no stop sign on Hazel coming east. We should think about using a bicycle stencil and have them placed on the road throughout town.

### **SPECIAL COMMITTEE REPORTS**

**Marietta Placemaking Committee** – No report.

**NWRT Committee – Glen Mazis** - Nothing to report.

**OLD BUSINESS**

No old business.

**NEW BUSINESS**

Sharon Bradnick, Secretary/Treasurer stated that we would like to submit a letter of Intent through the Community Development Block Grant for Sewer F Basin. Council member Hannold made a motion to submit the letter of Intent for the 2018 Community Development Block Grant for Basin F with a second by Council member McKinney. Motion carries unanimously by voice vote.

Council member Hannold stated she put in everyone's mailbox the response from PSAB about the Mayor and the President of Council acting as Mayor. She feels this is important and that Council looks into this for the future when our Mayor goes on vacation each year for six weeks and we are without a Mayor. Solicitor Harter stated that everyone in his office still holds the same opinion on this and nothing has changed, and the matter was handled properly.

President Mazis stated the planning commission would like to change the zoning map and move the Market Central Zoning District. Ken Gall from Planning Commission stated that you have properties in this area that have the potential to be commercial properties and to avoid having to go before the zoning hearing board it makes more sense to make changes to the zoning ordinance. The Planning Commission feels this triangle is part of the entryway to the downtown. They would like to forward this map with moving Market Central Zoning District to include Market East to Locust Street to Waterford Avenue to Hazel Avenue. Council voted to send the map to the Lancaster County Planning with a nay from Council member Hannold.

President Mazis sought to have permission to work on reapplying for the Flood Mitigation Program. Council member Dalzell made a motion to reapply for the Flood Mitigation Grant with a second by Council member Angelo. Motion carries unanimously by voice vote.

Sharon Bradnick, Secretary/Treasurer stated that there are a lot of vehicles on properties that are not in compliance. The Council changed this to complaint basis only and the Borough office would like to return going out twice a year to do a sweep of the town. We would like to have a best practice put in place. Council member Hannold stated the zoning policy already allows for seasonal semi-annual inspections and that we could put a quick ticket ordinance in place. Council approves to have the Borough go out twice a year to do a sweep of town and send letters out.

President Mazis stated that we are asked to support the NWRT Preserve Project which is preserving more land. Council member Dalzell made a motion to write a letter of support for the NWRT Preserve Project with a second by Council member McKinney. Motion carries unanimously by voice vote.

**PUBLIC COMMENT**

Raymond Vegso – 50 N. Pine Street – When going for the flapper value grant make sure we get a performance contract from the engineer, not a installation contract, because they are not going to work, because water seeks its own well. The river rises and you are not putting flapper values on Evans Run. If you close off all outlets it will come back up in Evans Run. This is a waste

of money. President Mazis replied that the Borough had the plan drawn up by qualified engineers who judged the flapper valve project would not eliminate all possible flooding, but would greatly reduce it and will be further reviewed by experts in the field when the grant is submitted.

Seeing no other comments, President Mazis closed the public comment session.

There being no further business to come before Council, on a motion by Council member McKinney with a second by Council member Angelo the meeting adjourned at 10:00 PM.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick  
Secretary/Treasurer