

**Marietta Borough Council
Minutes of Meeting held June 12, 2018
113 East Market Street, Marietta, PA**

President Mazis with Council members 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. Absent from the meeting was Council member Angelo. The meeting opened with a moment of silence followed by the pledge of allegiance.

VACANT COUNCIL SEAT

Justin Popp – gave a brief background on why he would like to serve on Council.

Jeffery Marsh – gave a brief background on why he would like to serve on Council.

President Mazis stated that whoever does not make it, please do not get upset, there are always openings that come up, and more chances to apply.

President Mazis ask for nominations. Council member States nominated Jeffery Marsh. He cited Mr. Marsh's extensive experience, included being a Township manager. There were no other nominations. Council member McKinney seconded the nomination. Nomination carries unanimously by voice vote.

Mayor Kulman swore in Jeffery Marsh and he took his seat at the Council table.

PUBLIC COMMENT

Mike Aument – 119 N. Gay Street – He has lived at the address for 32 years and he received a letter of violation for his firewood. He is not a fire hazard, and feels there is not enough firewood allowed for a winter's worth of heating. He would like to see the ordinance changed to allow more wood.

Nancy Barton – 19 S. Locust Street – Wanted to follow up on the Fireworks issue. The Chief followed up with her and the officer followed up with the owner of the fireworks. She wanted to thank us for our help.

Charles Dorm – 150 W. Fairview Avenue – There is an Indi 500 going on in town that they travel from Market Street to Gay Street to Route 441, from 5:30 to 8:00 at night and he would like to know what is going to be done.

Officer Kauffman responded to Mr. Dorm on his concern.

Liz Grogan – 573 W. Market Street – She has also noticed that they go down Decatur Street and gun it and is there a noise ordinance that can take care of this.

Justin Popp – 181 Longenecker Avenue - He has seen the speeding on Gay and he feels a solution would be to place a stop sign on Gay Street at Longenecker and Gay.

Sharon Bradnick responded that we would need to do a traffic study before a stop sign can be placed and a stop sign cannot be used for traffic control.

Ryan Geary – 222 W. Walnut Street – He put in a pool from Kmart and the cost was only \$175.00

and the cost for a permit is expensive, so can he have a waiver. He also received a letter for his camper. He sees no reason why he cannot keep his registered, inspected and insured camper on his property.

Council member Dalzell addressed the letters that were sent out. Council formally only wanted to address the ordinances on a complaint basis and this creates an unfortunate situation of neighbors having to complain about each other, instead of having a fairer uniform enforcement. They recognize that we may not have communicated the ordinance for the campers very well—about the need to have them screened. He looked into how other areas handle campers. Some municipalities allow them unscreened and others do not. He will address this more later in the meeting.

Barb Wilson – 4 Bainbridge Street – How long has the regulation for the RV's been on the books? When was the RV ordinance enforced before now? What harm do they cause? She hopes that council reconsiders this.

President Mazis stated that the ordinances haven't been enforced because it was on a complaint basis. We did a survey and out of those surveys people want the town cleaned up. There is a push to get the town in order, but we will consider the citizen's concerns about the ordinance.

Council States stated that it does not cause harm, and maybe a result of campers being new when the ordinance was first passed. Some people take care of their property and take care of their RV's, but there are some that do not. So they streamlined this so that everyone obeys the rules. Not everyone agrees with all the ordinances that are on the books. The reason that we switched things over to have everything enforced the same way because selective enforcement is not fair. It creates issues with your neighbor and it creates a ripple effect of bad feelings among citizens.

Council Dalzell would like to suggest that we allow an additional 30 days for the RV's to come into compliance because it is an additional expense for residents.

Dan Parkinson – 667 Essex Street – The shielding of R'V's is supposed to be 85%. They are putting a fence up around a camper on Gay Street and it looks ugly and it would be better to have just the camper there.

Mike Bosley – 251 W. Walnut Street – He also got a letter for his rubbish in his back yard. Why did he receive his letter through the police and only have 5 days and other people received letters and have 30 days?

Sharon Bradnick explained that our police enforce the code on high weeds, grass and brush and they send the letters out. The other letters were zoning violations and they are sent out by the zoning officer.

Charles Shireman – 345 E. Market Street – Does the police enforce high weeds and grass for businesses? Also, how many graves were paved over at the Union Meeting House? These are American citizens and can't believe it doesn't cross graves.

President Mazis states that they weren't going below 8" and they are not disturbing graves.

Deb Parkinson – 667 Essex Street – What happens when fences get vandalized and get graffiti written on them. They sooner see the RV's instead of fences with graffiti on them.

Scott Ney – Fairview Avenue – If anyone has pictures of the graffiti to give the photos to the police because it comes up at school and a lot of the kids do the same graffiti on their doodles.

Mike Emig - Is the zoning officer allowed on our property? How did the zoning officer measure his woodpile? This is our town, we don't care what other people are doing, so quit comparing us to everyone else. Run the Borough and if you can't do it, get out. Run the Borough on how we want to be. Quit trying to make us Manheim, East Donegal or any other town.

President Mazis stated that he agreed that it is not about comparing towns, but doing what a lot of people desire and is for the good of the community. Many people want us to enforce the ordinances and they may not speak up if they feel intimidated. We need to balance the needs of the whole community. Many people raised their hand when Mike asked who wanted these ordinances enforced.

Charles Dorm – 150 W. Fairview Avenue – Issue with trash at the home on Fairview Avenue and Dial Avenue with tv's and microwaves.

Amy Popp – 181 Longenecker Avenue – Cemetery on Gay Street needs cleaned up. The tombstones are knocked over. Sharon Bradnick said this was not in the purview of the Borough.

No other comments, President Mazis closed the public comment session.

MINUTES FOR APPROVAL

President Mazis asked for a motion to approve the May council meeting minutes. Council member Shambaugh made a motion to approve the May council minutes with a second by Council member McKinney. Motion carries unanimously by voice vote.

ANNOUNCEMENTS

President Mazis stated that the Historic Marietta Bike Race is July 7th and as a part of that there will be a ribbon cutting at 10:30 at the Recumbent Bike Shop. There will also be a ribbon cutting for our portion of the trail and recognition of the Eater Foundation at the boardwalk on July 27th from 11:00 to 2:00 and the cutting is at 12:00 noon. President Mazis thanked the Boat Club for allowing us to use their area for parking. There will be food available from several local vendors.

President Mazis stated that in continuing to let people know what council has been doing with previous concerns, it was brought up about septic systems being periodically cleaned and they are working on this ordinance. The trail was getting overgrown and our men did mow the trail back. There was a dispute about a fire pit at last council and it was too big and it has since been rectified. Concern about Hazel Avenue and puddling of water and our men will be putting in a drop box and putting a line in to get it to the next drop box.

President Mazis stated that we received the Chesapeake Bay Green Streets, Green Jobs, Green Towns Grant. This grant will create a plan to design a street and green area on Furnace road that fits the area properly and to design a more complete street for Front Street and parts of the trail. This grant allows us to get further grants to do implementation.

REPORTS

Fire Police/EMA – Steve Bailey – For May they ran twenty-two (22) calls, sixty-nine (69) officers for

a total of one-hundred, ninety-five (195) hours on duty.

Mother's Day they had their vehicle in the Make-A-Wish Truck Convoy. This was their 2nd year it was the 3rd longest truck convoy in world history. They donated \$100 towards the make a wish foundation.

Pioneer Fire Company – Brandon Smith – For May they ran seventeen (17) fire calls and eight (8) QRS calls for a total of twenty-five (25) calls. They had two-hundred, twenty-five (225) hours on calls and training.

Pioneer Fire Company Financial Statement – Robert Shambaugh – Report dated May 2018. The fire company had a balance of \$12,811.26.

Sewer –Freddy States – Report dated May 2018. The sewer fund has a savings account balance of \$176,858.57 and a checking account balance of \$8,158.81. Council member States motioned to accept the report as presented with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Recycling –Freddy States – Reported that the Borough recycled 38,160 lbs. during May 2018. Council member States motioned to accept the report as presented with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Treasurer – Sharon Bradnick - The General Fund Monthly Breakdown dated June 12, 2018. The total general fund accounts are \$1,035,777.93. Council member Dalzell motioned to approve the report as presented with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

Secretary – Sharon Bradnick – Everyone received their profit and loss statements for the month of May. At the end of May, we show that we have \$203,727.98 to the good. January through May we show income of \$291,310.62. This month we have been busy with getting different grants and looking at doing some more paving of roads.

Mayor's Report - Harold Kulman – Mayor Kulman stated that they are still working on the police association contract. This is taking some time. The Memorial Day parade was terrific and thanked Charles Shireman for a job well done.

STANDING COMMITTEE REPORTS

Administrative – President Mazis

President Mazis stated that after the solicitor went over the bylaws the representative that is serving on the Sewer Authority will serve out the rest of her term. They are still looking at the personnel policy and this will take a couple of months. They looked at sample ordinances requiring periodic clean-outs of septic systems and recommended that they go to PZE committee and planning commission.

Planning/Zoning/Environmental – Bill Dalzell

Council member Dalzell stated they had Nicholas Kohr from LCSWMA at their meeting and went over the railroad crossings and which ones they thought that they could close. It was decided after much discussion that in order to preserve citizens access to the river that there is not much that the Borough is willing to offer. Bank Street would be the only one that could possibly be privatized.

Council member Dalzell made a motion to advertise an amendment to the zoning ordinance for the four (4) special parking provisions and the zoning map change with a second by Council member McKinney. Motion carries unanimously by voice vote.

Ray Vegso stated that he hopes that they make it clear if the ordinance includes one side, both sides and the middle of the street for the map change.

Council member Dalzell made a motion for the zoning officer to allow another 30 days before sending out a cease and desist letter and this is just one time on the screening of the RV's with a second by council member Shambaugh. Council had a discussion on the screening and decided that the concerned citizens were correct that this ordinance had been written a long time ago when RV's were new and that the ordinance should be reconsidered by PZE, planning commission and then Council. In fairness, therefore, it was decided that there should be an indefinite suspension of enforcing this ordinance until these reconsiderations are concluded. Council member Dalzell amended his motion following the discussion to suspend indefinitely the enforcement of the motorized and mechanical and other powered vehicles, equipment with no screening ordinance pending further review from the Planning Commission with a second from Council member Shambaugh. Motion carries unanimously by voice vote.

Public Outreach – Louis McKinney

Council member McKinney presented an event permit for Marietta Borough for the ribbon cutting of the Marietta Borough's portion of the Northwest River Trail. McKinney made a motion to accept the event permit with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

Public Safety – Robert Shambaugh

Council member Shambaugh went over his public safety meeting from May 24th. He met with himself, by himself. Brandon Smith with the fire company was present and they talked about what was happening on Route 441 and talked about the burning ordinance.

Council member Shambaugh made a motion to advertise the Special Events ordinance which would be Chapter 291 with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Council member Shambaugh stated that in the packets is an email memo that was sent out that everyone needs to go in and do the NIMS training. Please complete the NIMS training as soon as possible. This could affect us from receiving FEMA and grant money.

Public Works – Freddy States

Council member States stated he is looking into putting cameras at our Decatur Street parking lot and he will continue to look into this.

Council member States stated that we completed the East Market Street improvements and he made a motion to do Blackberry Alley, Hull Street., Bainbridge Ave., S. Church Ave., N. Cherry Ave., W. Prospect from Decatur Street, S. Waterford Ave., and Wasp Street; he would like to put this out for bid with a second from Council member Dalzell. Motion carries unanimously by voice vote. The Council agreed that the estimates seemed quite reasonable so far.

Council member States stated that we put out for bid the Evans Run wall and he would like to make a motion to accept the bid from Bertolet Construction pending going over the paperwork with a second from Council member McKinney. Motion carries unanimously by voice vote.

SPECIAL COMMITTEE REPORTS

NWRT Committee – Glen Mazis – There has been no meeting so nothing to report.

C2P2 Committee – Glen Mazis - We had our first meeting and it was very productive. They came up with some great ideas for our parks. Next month will be doing a lot of research. The grant is off to a good start.

OLD BUSINESS

President Mazis asked whether everyone had looked at the template for the website during the past month. Using the template and doing it at a bargain price, he would like a motion to have the website upgraded using the template and having Steve Ulrich do the work. Council member States made the motion and Council member Shambaugh seconded the motion. Motion carries unanimously by voice vote.

NEW BUSINESS

President Mazis stated that we will be auctioning some of our street signs, but the streets that intersect with our trail we would like to use our old street signs and MABA would like to put business signs on the trail. The boy scouts are looking for a project and could be used for this job. Covanta had also said they might fund small projects with the trail

Council member Dalzell made a motion to use the old street signs on the trail and get the boy scouts to put the signs together and to approach Coventa for funding of the posts with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

President Mazis stated that we received a call Monday that East Donegal Township is going for a Growing Greener Plus Grant and they would like to have a joint venture with Marietta to go for this grant. Our NFWF Grant that Marietta received would be the match for the grant and this would be Marietta's portion. The maintenance would run about \$6,000 a year and Marietta would need to pay a portion of this to get credit towards our MS4 requirements. It would lower some of the MS4 for Marietta but not all of it. We want to work with our surrounding community. Council member Dalzell made a motion to have Land Studies go for the Growing Greener Plus Grant with a second by Council member McKinney. Motion carries unanimously by voice vote.

President Mazis stated that we received a letter of resignation from Deane Portner from the Zoning Hearing Board. Council member Dalzell made a motion to accept the letter of resignation with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

PUBLIC COMMENT

Mike Swift – 575 West Hazel Avenue – He would like to know if the Borough is in a park community of entertainment. Because some people are in the trail/rail/river district and so half our town is entertaining people that are coming into the town. We are taking ourselves away from what we came here to live for. He came here to live peacefully and now he has to worry

about fifty thousand bicyclists coming pass his house.

President Mazis stated that this has been a ten-year effort to get this trail going and getting it done to get our town revitalized. It is starting to happen that we have new businesses coming into town. Getting people onto the Northwest River Trail is the future of our town's prosperity.

Gentleman from 429 E. Market Street – Would like to know what the Mission of the vision of the Borough is. We need to communicate even more.

President Mazis stated that we have the "Our Marietta" website and the borough website but we can always communicate better.

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

There being no further business to come before Council, on a motion by Council member Dalzell with a second by Council member McKinney the meeting adjourned at 9:44 PM.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick
Secretary/Treasurer