

**Marietta Borough Council
Minutes of Meeting held October 8, 2019
113 East Market Street, Marietta, PA**

President Mazis with Council members Marsh, Dalzell, Shambaugh, States, 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 McKinney and Angelo. The meeting opened with a moment of silence followed by the pledge of allegiance.

PUBLIC COMMENT

Charles Shireman – 345 East Market Street – Have you heard anything from the judge on the 338 E. Market Street? President Mazis stated that we will be presenting that in a little bit.

President Mazis closed public comment.

MINUTES FOR APPROVAL

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

ANNOUNCEMENTS

President Mazis stated that we had a meeting on the C2P2 grant and a public meeting will be held before Thanksgiving. The Pig Iron Festival occurred and there was a great turnout.

REPORTS

Fire Police/EMA – Steve Bailey – They had a total for August of 9 calls, 30 officers, and 93 duty hours. Stanley's Trail Side café will hold a benefit for the fire police on October 27. On October 31 is Trick or Treat night and the fire police will be stationed in the 400 block of W. Market St. The NIMS report has been submitted to FEMA directly.

Pioneer Fire Company – Brandon Smith – They ran twelve (12) fire calls and nineteen (19) QRS calls for a total of thirty-one (31) calls for September. They had a fire downtown on Friday, October 4th that was put out with the damage confined to one occupant's apartment. He thanked the community for the donations. The Council thanked the company for their good work.

Pioneer Fire Company Financial Statement – Robert Shambaugh – Council Shambaugh stated that the balance as of September 22, 2019 was \$18,284.65. Council member Shambaugh made the motion to accept the report as presented with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Sewer –Freddy States – Council member States report was dated September 2019. The sewer fund has a savings account balance of \$143,460.37 and a checking account balance of \$5,964.51. 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 – Council member States reported that the Borough recycled 12,420 lbs. during September 2019. 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 October 8, 2019. The total general fund accounts are \$1,005,544.94. 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 September. At the end of September, we show that we have a negative income of \$59,715.59 for the month. January through September we show income in the amount of \$277,095.85. On Monday, September 30th Bradnick went to a PEMA Incident Command System overview for Executives and senior officials. Out of that meeting Bradnick felt that our safety committee needs to set up some “table top training” with our EMA, Police, and the Fire Company and with our elected officials on possibly at one of the safety committee evening since these meetings are advertised. It is advisable to start with one incident that affects Marietta most and that is flooding.

On September 30th Bradnick went to a hearing concerning Shawn McGrew's property. The hearing was held, but the judge closed the meeting and reconvened it at 333 East Market Street. The judge walked around the property and walked over to the resident property at 434 East Market Street. The Borough received a letter from the District Justice office in which the judge found in favor of the Borough but he suspended the entry of judgment. The judge is going to follow up with an inspection on Tuesday, October 15, 2019 and at that time he will determine the amount of the fine and for how many days the fine will be imposed.

Mayor's Report - Harold Kulman – Mayor Kulman stated that he had a lunch with the local mayors in the area at the Heart Café. They talked about the possibility of municipalities being allowed to employ radar guns (the State is reconsidering this proposed legal change. They also talked about fireworks. Our fireworks ordinance seems to be better than anyone else. They elected a new chairman for their little group, and Dick Moriarty from Millersville remained the chairman. On the 19th Kulman he gave a proclamation for the 100th anniversary for the Waldorf School. There is the opportunity to have a free boat ride down the river to the dam. On the 21st Kulman he went to the celebration of the 100th year of the Marietta Community House. On the 22nd he went to the AME Bethel Church presentation on the underground railroads in our area. Kulman and the commissioners are still working on the police budget. There was a significant increase in the police budget. They are going to meet on October 15 to go over the budget one more time.

STANDING COMMITTEE REPORTS

Administrative – President Mazis

President Mazis stated the committee discussed and worked on the budget. The committee went through our budget and cut, cut and cut.

President Mazis asked for a motion to accept the settlement agreement with Donegal School district. Our solicitor explained that this is in reference to the 1967 agreement between Donegal School District and Marietta Borough on mowing War Memorial Park. The District has given us notice that they no longer want or need to use this space and would like out of the agreement. The school would like to make a onetime payment of \$15,000 to the Borough. It's Brandon

Harter's recommendation that we accept the offer. Council member Dalzell made the motion to accept the settlement agreement with Donegal School District with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

Planning/Zoning/Environmental – Bill Dalzell

Council member Dalzell stated they did not have a meeting last month and did not have anything to report from his committee. Council member Dalzell made a motion to advertise an ordinance creating a shade tree commission and requirements for planting shade trees with a second by Council member Shambaugh. Council member Dalzell had a long discussion on the benefits of having shade trees lining the streets with trees within the Borough. Motion carries unanimously by voice vote.

Public Outreach – Louis McKinney

Council member McKinney was absent. Council member Dalzell stated the new Borough website is up. There are some bugs that we need to work out. There was a special event application for the Candlelight Tour for December 1 from 11:00 AM to 7:00 PM. Everything is in order. Council member Dalzell made a motion to accept the event permit for the Candlelight Tour with a second by Council member Shambaugh. Motion carries unanimously by voice vote. Council member Dalzell attended the Donegal HUB meeting. They will be meeting bi-monthly. He gave the office a list of resources that are available.

Public Safety – Robert Shambaugh

Council member Shambaugh stated they had a meeting and discussed the fire siren, pagers and suggestions for having Verizon as the carrier which seems to be the best for this area. Steve Bailey has been researching pager costs. The fire company is going to contact Glick to get estimates for the cost of a new tanker for the Fire Company. He has gotten phone calls on someone running remote control cars on West Walnut Street and they spoke to the person and hopefully they have the issue resolved. They would also like to look into putting a camera on East Market Street to see who is hitting the cars. President Mazis stated that possibly we could use the trail camera for this area over the winter.

Solicitor Harter stated that at the last Council meeting the Fire Company read a letter out lining their concerns with Mr. Shambaugh's performance as committee chair of public safety. Solicitor Harter read a response letter to address their concerns on behalf of Council that found nothing amiss with the performance of Councilperson Shambaugh in his duties and suggested that the fire company and the Borough have a more distant relationship that follows all the requirements of the MOU.

Council member Shambaugh made a motion to un-commit the \$4,067 for the Rt. 441 Traffic Study with a second by Council member Dalzell. Motion carries unanimously by voice vote.

Council member Shambaugh made a motion to pass the Intergovernmental Cooperation Police Agreement with a second by Council member Dalzell. Mayor Kulman stated that he does not recommend that we pass the agreement, this evening. On October 15th the commission is going to have a meeting and things may change after that meeting. Council member Dalzell stated that we have already went over our other options and that we keep that in mind when we go over this. President Mazis stated we should not approve this right now as it seems unfair to Marietta that the road miles portion of the new algorithm only counts for 10%. There are many factors involved. We need to try and negotiate our portion down. After a

lengthy discussion a roll call vote was taken.

Dalzell – nay	Marsh – aye	States – nay
Mazis – nay	Shambaugh – nay	

Council voted down the passing of the Intergovernmental Cooperation Police Agreement at this time.

Public Works – Freddy States

Council member States stated that we have been meeting with the men on Monday mornings to go over there work schedule. Right now they are working on the Borough building painting the windows and doors. They are also working on the stormwater repair list that was done in 2009. The sidewalk's on East Market Street are coming along and look very nice. Council member States made a motion to pay for the Gay Street pipe repairs from our liquid fuels money which came to \$8,601.80, with a second by Council member Marsh. Motion carries unanimously by voice vote.

Council member States made a motion to accept the trash hauler bid contract with Republic at a rate of \$128.40, a second by council member Dalzell. Secretary Bradnick explained the different costs involved in the trash service. Motion carries unanimously by voice vote.

Council member States made a motion to apply for the PA Small Water & Sewer grant for Basin F, Phase II under Resolution 19-2019 with a second by Council member Dalzell. Motion carries unanimously by voice vote.

SPECIAL COMMITTEE REPORTS

JOINT SEWER AUTHORITY – Jeffery Marsh – The force main project is moving along nicely. The only complaints that he has heard is the dust that it is creating. Glen Orr stated that he spoke with the fire company and they will apply some water to Front Street.

NWRT Committee – Glen Mazis – No meeting.

C2P2 Committee – Glen Mazis – We are setting up a meeting in the near future to present a final report before Thanksgiving for public input on the various options to do upgrades on our parks and their facilities.

G3 Grant – Glen Mazis – This is still in process with completing all the paper work and Land Studies has completed a scope of work report and we may need some more funds in order to do the Furnace Road project as it covers more square footage and has higher permit fees.

OLD BUSINESS

President Mazis asked for a motion to advertise the International Property Maintenance Code. Solicitor Harter handed out copies of the IPMC separate paper on items that would be exceptions to the code that Council does not want to follow. A copy of a pdf version of the IPMC will be sent out to each of the Council after the meeting. Council member Dalzell made a motion to advertise to adopt the International Property Maintenance Code with a second by Council member Shambaugh. Motion carries unanimously by voice vote.

NEW BUSINESS

No new business to report.

PUBLIC COMMENT

Linda Ross – Fairview Avenue – She asked if Council un-committed the funds for the Rt. 441 traffic study. Council member Shambaugh told her yes in the amount of \$4,067.

Glenn Orr – Fairview Avenue – Thanked anyone that was involved on holding the Block Party. It was a success and was enjoyed by his grandchildren and family. They did a great job.

There being no further business to come before Council, on a motion by Council member Dalzell with a second by Council member Marsh the meeting adjourned at 8:55 PM.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick
Secretary/Treasurer