

Marietta Borough Council
Minutes of Meeting held June 14, 2022
113 East Market Street, Marietta, PA

Vice-President States with Council members Marsh, Wills, Dalzell, DeBottis, and Mayor Carroll-Baltozer 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 Lauver and President Hudson. The meeting opened with a moment of silence followed by the pledge of allegiance.

PUBLIC COMMENT

Glenn Orr – 45 Fairview Ave. – Thanked Council for working with him. He enjoyed his job and tried to keep costs down. He's retiring next month and will not be at next Council meeting. He never regretted coming to work.

Linda Ross – Fairview Ave. – Need verification on the Furnace Road project. There are about six dead maples along the trail. Sharon stated that we have a punch list that needs to be taken care of and Land studies came out to look at the trees and made a list of trees that are dead or dying. This list was sent to Chad with CS Davidson which was forwarded to Shiloh to be taken care of.

Rafael Diaz – 26 E. Front St. – He heard that on the agenda this evening that Council would be voting on legalizing Cannabis, and he wanted to come to the meeting to show support. One of his favorite things to do in Marietta his to walk around day and night and de-stress. Council member Dalzell stated that he wanted to clarify that we are voting on a resolution to urge the State Legislature to legalize Cannabis Industry.

Adam Jenkins – 270 W. Market St. – He would also like to support the Cannabis resolution. He returned from Colorado, and it is very mundane there. The state made \$693 million in tax revenue from the legalization of Cannabis. He also wanted to let everyone know what the Marietta Restoration is working on. They are removing a dead tree at the Union Meeting House along with replacing the fence.

William Dalzell read a letter that Jack Ries sent in, in support of the legalization of Cannabis.

Harold Kulman – 114 E. Market St. – Spoke on the resolution. What bothers him is the expungement of all criminal charges and judgments associated with previous cannabis enforcement. This he does not agree with, because it would be thousands of dollars that would be dismissed from the charges. The people, that have problem with drugs. Do you want to compound that? We have facilities that do alcohol, and we have facilities that do drugs. It is a matter of people, not the matter of finance. There are people that can handle it, but there are people that can't handle it and get hooked on harder drugs. This is a serious thing, and he would like to see a roll call vote. This is a lead into other drugs.

MINUTES FOR APPROVAL

Vice-President States asked for a motion to approve the May 10th minutes. Council member Dalzell made a motion to accept the May 10th minutes with a second by Council member Marsh. Motion carries unanimously by voice vote.

ANNOUNCEMENTS

States stated that the Park Dedication will be Friday, June 24th at 1:00 PM on Furnace Road.

There will also be a ribbon cutting ceremony for the Conoy Township portion of the Lancaster Northwest River Trail on Wednesday, July 27, from 10:00 to 12:00 at the Falmouth Boat Launch.

REPORTS

Fire Police/EMA – Steve Bailey – They had for May a total of 19 calls, 43 officers, and 101.5 duty hours. The fire police truck is back in service it wasn't as bad as we thought it was and hopefully have a few more years left in it. They are in serious need of volunteers.

The fire police need to be commended over Memorial Day they worked four parades and put in over 15 hours each. They also need commended for; our fire police needed to be recertified through the state. There were six units signed up and Marietta's unit was the only one that had 100% of their men signed up.

EMA report: on May 8th following several days of heavy rain, the river levels have been rising and he monitored this closely. He got a report that there was water in the parking lot at the boat launch below Robert Mower Drive. He contacted the fire chief and Sharon Bradnick since it was a weekend because the street crew were not available. He supplied barricades to the fire company and closed off Robert Mower Drive. During the dedication he is going to be closing off Furnace Road so there are not any left turns.

Mayor Carroll-Baltozer recognized Steve Bailey for his 50 years of service and presented him with a proclamation.

Pioneer Fire Company – Bryon Smith - They ran twenty (20) fire calls and twenty-five (25) QRS calls for a total of forty-five (45) calls for May. They have meat bingo the first Saturday of the month.

Pioneer Fire Company Financial Statement – Jeffery Marsh – Council member Marsh reported the balance as of April 30, 2022, was \$6,989.60. Council member Marsh 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 – The report dated May 2022. The sewer fund has a savings account balance of \$380,684.73 and a checking account balance of \$671.00. Council member States motioned to accept the report as presented with a second by Council member Marsh. Motion carries unanimously by voice vote.

Recycling –Freddy States – Council member States reported that the recycling report for May was 34,980 pounds recycled, totaling 17.49 tons. Council member States made a motion 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 14, 2022, was presented. The total general fund accounts are \$1,616,799.07. Council member Dalzell motioned to approve the report as presented with a second by Council member DeBottis. Motion carries unanimously by voice vote.

Secretary – Sharon Bradnick – Council received the profit and loss statements for the month of May. At the end of May, we show that our income is \$536,489.31 for the month. January through May we have income of \$539,911.91. Currently we have about 87% of revenue that have come in for the year and at 51% of expenses that have been paid. We will have to watch the expenses.

Vesta Furnace – Dave Haneman – Haneman stated a recap of the Plein Air event that had 60 artist and sold 90 plus pieces of art. One of the artists that participated in the Plein Air painted a Marietta Alley that appeared in the National Plein Air magazine. This was great for the artist and for Marietta. The Riverfest will be from June 24th to June 26th. The Musselman Vesta Building will be open for anyone to go through. On May 21 and May 22, they were at the Maryland Iron Furnace Festival. They presented at check to Emma Miller in the amount of \$500.00 for the scholarship program.

Bradnick stated that Dave Haneman presented to her yesterday the wording and what the plaque will look like that will be placed on the trail regarding the information on the pillars. Council will need to approve the information.

Vice-president States asked for a motion to move forward with the plaque to be placed on the trail by Musselman Vesta Building. Council member Dalzell made the motion with a second by Council member DeBottis. Motion carries unanimously by voice vote.

Mayor's Report – Rebecca Carroll-Baltozer – Mayor Carroll-Baltozer thanked everyone that came out to the parade. It was a beautiful parade. She thanked the parade committee and especially thank you to the Shireman's. Community house had a beautiful garden tour, thank you for everyone that helped with that. The Traveler came out and thanked Sharon for submitting the information for the Borough's portion. The police had their training on the bicycles and will be out on the trail with their bicycles soon. The mayor started a Facebook mayor page as an information tool, and she discussed with the office regarding a Borough logo. She would like to know if anyone is working on this. Council member Dalzell stated that he will pull out the sketches and work on the logo. She is working with the MRA board to help get the Borough minutes back to the Borough. Vivian Carroll will be 88 years young tomorrow.

STANDING COMMITTEE REPORTS

Administrative – President Hudson

President Hudson was not present. Vice-president States stated that there is nothing to add on the committee report, everyone has a copy.

Vice-President States asked for a motion to adopt the support of legalization of Cannabis Industry. Council member Dalzell made the motion to adopt Resolution 21-22 in support of legalization of Cannabis Industry with a second by Council member DeBottis. Council member Dalzell stated that he has done research on this. It gave him a new understanding of the subject. People who gave praises on this drug was wrong, but the people that were crying wolf on legalizing this drug was also wrong. The average effect of it was not much at all. Everyone should do their own research. There is ongoing research on this. You can come addicted to this the same as you can come addicted to Cheetos, coke, alcohol, smoking, which these items are regulated. He agrees that this is very important, and we should all put our name on it. Council member Marsh stated that he disagrees. He has worked in the criminal system for 30 years. What one thing this does not address is juveniles. Juveniles are the most vulnerable. Juveniles are attracted to it. This is a pathway to them from adults. After a lengthy discussion between Council members. Council moved to vote on this next month when all of Council would be present.

Vice-President States made a motion to table this discussion until next month when all of Council will be present with a second by Council member Wills. Motion carries unanimously by voice vote.

Vice-President States asked for a motion to name the Lancaster County Park to Marietta Iron

Furnace Park. Council member Dalzell made a motion to accept Resolution 22-22 naming the Lancaster County Park to Marietta Iron Furnace Park with a second by Council member DeBottis. Motion carries unanimously by voice vote.

Planning/Zoning/Environmental – Bill Dalzell

Council member Dalzell stated that they did not meet due to Election Day. The two ordinances that are on the agenda he would like his committee to look over the ordinances more.

Council member Dalzell stated that he met with Jim Lewis, and this is what he spoke on last month in finding an area to plant trees through the Stewards Program, Penn State Extension. The best place is on Furnace Road by the parking lot. The size would be 100X15. Sharon stated that Council needs to decide if this is something that the Borough wants to do. It would be giving up this area for 20 years. This would be in and by the meadow.

Council member Dalzell made a motion to have himself sign the DEP agreement in relation to the Master Watershed Stewards Program, Penn State Extension with a second by Council member DeBottis. Motion carries unanimously by voice vote.

Council member Dalzell stated that his committee is going to look over the golf cart ordinance again. Vice-President States stated that we are trying to make this community a golf cart community. The state has already made this legal within a mile of your house. Why does the Borough want to micro-manage this ordinance? If we put 30 golf carts out on the street this will be a traffic calming device. If you are going any place of business in the Borough, you would be on Market Street or Front Street, and you don't want to allow people to travel on these streets with their golf carts.

Mayor Carroll-Baltozer stated that when you go to Myrtle Beach and take your golf cart with you must go to the Borough Hall and show that you have insurance on your golf cart and they give you a permit to operate your golf cart, and the permit is good for a year.

Solicitor Harter stated that he will send the state legislation that was passed regarding golf carts to Council member Dalzell.

Council member Dalzell made a motion to amend the agenda to add the Haunted Marietta Event Application to the agenda with a second by Council member DeBottis due to the agenda was already completed when the application was submitted. Motion carries unanimously by voice vote.

Public Outreach – Steven DeBottis

Council member DeBottis did not hold a meeting last month.

Council member DeBottis presented the Haunted Marietta event application for October 22 at the Union Meeting House. DeBottis made a motion to accept the application with a second by council member Dalzell. Motion carries unanimously by voice vote.

Public Safety – Jeffery Marsh

Council member Marsh stated they did not meet last month. They did receive the electric car ordinance from the solicitor. Council member Dalzell asked that it be put off till next month so that his committee can look over it.

Public Works – Freddy States

Council member States stated they met earlier. One of the mowers broke down and we need a new mower. The men pressure washed the bridge on the trail and it will need to be sealed. The windows upstairs will be cleaned by the men and make sure they are installed correctly. Council member Dalzell asked that the trees out front need to have the stones removed and mulch put in. The stones compress the roots. States stated that we would take care of that. States stated that the men painted lines in the parking lot at the boat launch. They created 11 boat parking spaces and 11 car spaces. West Front Street lot needs stones added to it. The men are going to get the mower to cut back the trail.

Vice-President States asked for a motion to pay for ½ of the tree trimming and have a survey done at the sewer plant. Most of the trees are on the land that the Borough just received. We want to know exactly where the property lines are. The cost to trim the trees is \$18,500 and the survey will run between \$1,500 and \$4,000. The most the borough would be paying is \$11,250. Council member DeBottis made the motion to pay for ½ of the tree trimming and ½ of the survey with a second by Council member Wills. Motion carries unanimously by voice vote.

Vice-President States stated that he passed around last month the rules and regulations from the Fish and Boat Commission to help enforce the boat landing. He asked for a motion to have the Fish and Boat Commission to help enforce the boat landing and river shore. Council member Dalzell made the motion with a second by Council member DeBottis. Motion carries unanimously by voice vote.

Vice-President States asked for a motion to purchase a mower in the amount of \$10,580.00 from the Capital Reserve Account through co-stars. Council member Marsh made the motion with a second by Council member Dalzell. Motion carries unanimously by voice vote.

EXECUTIVE SESSION

Solisor Harter asked for an executive session in regards to a potential resolution on a litigation matter.

Council dismissed at 8:35 pm and reconvened at 8:40 pm.

Solisor Harter stated the executive session was indeed for a purpose of discussing a settlement agreement for a litigation matter and Solisor Harter asked for a motion to accept the agreement as discussed. Council member Dalzell made a motion to accept the settlement agreement for the 421 project as discussed with a second by Council member DeBottis. Motion carries unanimously by voice vote.

SPECIAL COMMITTEE REPORTS

JOINT SEWER AUTHORITY – Jeffery Marsh – The Sewer Authority we already discussed the tree trimming. They had the entrance repaved.

NWRT Committee –Jeffrey Hudson – No meeting until July.

Shade Tree Committee – Bill Dalzell – No meeting last month.

War Memorial Park – Freddy States – The meeting is June 22 at 5:30 pm.

OLD BUSINESS

No old business.

NEW BUSINESS

Donegal Braves Football/Cheerleaders game of chance. Vice-President States stated that last year Donegal Braves came to us to do games of chance at War Memorial Park. We did a letter to Donegal Braves, and they are coming to ask the Borough for this letter to continue to sell games of chance at War Memorial Park at their games and practices. Council member DeBottis made a motion to do the letter in support of the Donegal Braves having games of chance at War Memorial Park with a second by Council member Dalzell. Motion carries unanimously by voice vote.

PUBLIC COMMENT

Raeann Schatz – Fairview Avenue – Looking out her back window and seeing the firetruck being towed, is there anything that the Borough can do to help them with there aging equipment. She understands the fire tax, but what else can be done. Secretary Bradnick stated that we have the MOU in place. The fire tax gives them close to \$100,000 a year. Out of that they receive a check in the amount of \$5,500 a month. At the end of the year, they return any unused money from that distribution. The money that is in the fire tax checking account gets transferred over to the savings account to go towards a truck. Currently they have \$113,282.60 in the savings. Vice-President States stated that the fire company came to us at the beginning, and they had a whole plan in place in purchasing a truck. What amount of money they need to put down and what they need to have available to make the payments on the truck. Solicitor Harter stated that the fire company needs to get with someone on Council and work through the process to see where they are at. The truck committee should get with the safety committee to go over things. Raeann stated that if there is something out there or something else that we can do to help them is all that she is asking.

Rafael Dietz – 26 E. Front St. – I hope that the Fire Companies get the support that is needed. Speaking about appealing to the state for things that are needed we need to support the state on legalizing cannabis. He knows several people that smoke medical marijuana, and they can operate and live their daily lives. Cannabis got him off smoking cigarettes.

Linda Ross – Fairview Avenue – Did the Borough have COVID relief money come in and what was that used for. Bradnick stated that we received the first payment in the amount of \$136,272.00. This could only be used for certain things. Money was given to the employees and the balance was given to the sewer side to finish Basin E Phase II. The second payment has not been released this year. Raeann Schatz asked again what was the money used for? Bradnick stated that each of the employees received \$5,000 and the balance was given to the sewer side. The money can only be used for certain things. Can it be used for the fire company? Vice-President States stated this was not one of the things it could be used for, and we want to use the next payment for the Front Street bridge.

Linda Ross – Fairview Avenue – There is a rumor going around that there will be music in the Borough. Vice-President States stated that they passed at the last Council meeting to have Music on the Streets. This will be July 16th from 1:00 to 6:00 PM. There will be music at each end of the street. It will have stands and vendors. This will be the first year that we do this so hopefully

everything will adjourn in time that the restaurants can serve their dinner clients.

There being no further business before Council, on a motion by Council member Dalzell with a second by Council member DeBottis, the meeting adjourned at 9:05 PM.

BOROUGH SEAL

Respectfully submitted,

Sharon L. Bradnick
Secretary/Treasurer