

**Marietta Borough Council
Minutes of Meeting held June 13, 2023
113 East Market Street, Marietta, PA**

President States with Council members Wills, Hudson, Marsh, Dalzell, DeBottis, Mayor Carroll Baltozer and solicitor Harter, present, called the regularly scheduled monthly meeting of the Marietta Borough Council to order at 7:00 PM. The meeting opened with a moment of silence followed by the pledge of allegiance.

PUBLIC COMMENT

Dan Robins – Front St. – Kudos to the new paved trail. Looks great. When they painted the lines and stripes, they painted the wheelchair symbols upside down. President States stated that the line crew did the first phase of Furnace Road last year and everything was fine and then for some reason when they did this phase, they decided to paint a double line on just half of Furnace Road, which was not on the specs or the plans. This is why we made them remove the double lines. They also painted the wheelchair symbols upside down. We did inform them that if we have residents complain about the upside-down symbol, we would let them know and they would need to correct them. We will contact them.

Officer Rivera - SRPD – the Police Dept. will continue the enforcement on River Road with speed and violations of traffic laws. We do enforce this year-round, but during the summer months it gets a little harder because of all the bikes being out.

MINUTES FOR APPROVAL

President States asked for a motion to approve the May 9th minutes. Council member Dalzell made a motion to accept the May 9th minutes with a second by Council member DeBottis. Motion is carried unanimously by voice vote.

ANNOUNCEMENTS

Received an email from the Lancaster County Planning Dept. that someone either backed out or got their grant turned back in and they asked if we were still interested. They had \$500,000 that was turned back in. President States emailed them back stating that we are absolutely still interested and sent them photos of Furnace Road and Front St. and what a great project it was and that we would love to continue down the street. Hopefully we get this one. This would have been for the 2022 20/40 transportation grant to do Bank to Aaron Streets, which was an 80/20 match instead of the usual 50/50. We were originally turned down for the grant. There were a lot of bids for it.

REPORTS

Fire Police/EMA – Steve Bailey – no report

Pioneer Fire Company — no report

Pioneer Fire Company Financial Statement – Jeffery Marsh –The balance as of March 31, 2023, was \$4216.75. Total withdrawals were \$6481.07. Total deposits were \$5,500.00 from the Borough. Balance as of April 30, 2023, is \$3235.68. Council member Marsh made the motion to accept the report as presented with a second by Council member DeBottis. Motion is carried unanimously by

voice vote.

Sewer – Freddy States – President States gave the report dated May 2023. The sewer fund has a savings account balance of \$436,967.00. Total receipts \$82,339.86. Interest \$20.25. Total receipts and interest are \$82,360.11. Disbursements \$17,228.32. Ending balance of \$502,098.79. Checking account beginning balance \$1345.49. Total receipts \$11,000.00, interest \$0.16. Total receipts and interest are \$11,000.16. Disbursements \$7548.89. Ending balance \$4796.76. The monthly ending balance breakdown as of May 31, 2023, checking account is \$4796.76, money market-savings is \$502,098.79 for a grand total of \$506,895.55.

President States motioned to accept the report as presented with a second by Council member DeBottis. Motion is carried unanimously by voice vote.

Schedule B Monthly Municipal Report for the month of April 2023. Single Stream 16840 lbs. LCSWMA, Yard Waste 2880 lbs. Blue Lane – Columbia Borough. 19720 total pounds recycled, 9.86 equivalent tons, 56.28 tons of refuse collected. President States motioned to accept the report as presented with a second by Council member Dalzell. Motion is carried unanimously by voice vote.

Treasurer – Julie Hall – The General Fund Monthly Breakdown dated June 8, 2023, was presented to council. The total general fund accounts are \$1,263,052.37.

Secretary – Julie Hall – Council received the profit and loss statements for the months January–May. At the end of May, we show that our income is \$728,485.78 for the month.

Council member Dalzell motioned to accept the treasurer/secretary report as presented with a second by Council member Marsh. Motion is carried unanimously by voice vote.

Zoning – Ron Kistler – no report

Vesta Furnace – Dave Haneman –no report

Mayor's Report – Rebecca Carroll-Baltozer – First thing worked on is always safety. Wonder if residents in the community always realize that fire safety is funded all by donations to fire safety. Would like to thank MABA and the Memorial Parade Committee for their donations to the Fire Police when they use their services. The donations are what buys their batteries, fixes that vehicle, etc. Now that Mayor Carroll Baltozer is in charge of that, she just wanted to personally say thank you. You can see from the reports that we give to SRPD and the Fire Company, and the Fire Police, who work on donations, are really the nuts and bolts of our community. They are responding to our calls and working hard.

Great news is the Nate, who delivers our mail, is applying to be a Fire Safety Officer. If you see him around, please encourage him.

RiverFest is this weekend. Please come out and enjoy!

STANDING COMMITTEE REPORTS

Administrative – President States

We looked into the legality of having a traffic study done and the implications of if you need to do one to put in a stop sign and if so, do you have to follow the engineers' recommendations based on the results. Unfortunately, the answer is yes. A traffic study is based on streets everywhere. It's almost like minimum wage where it's totally different in Marietta than it is in center city Philadelphia. So, the traffic in Marietta will never merit a stop sign just based on where we are, how we're positioned and how much actually comes through town. We're always going to

have a hard time controlling speeding and traffic if we're not able to put stop signs on streets that even change names or turn right angles on other streets. We did look into it, unfortunately there is nothing we can do.

Furnace Road/East Front Street projects are complete. They look great, except for the upside-down stencils. Some residents need to do some minor sidewalk repairs on East Front Street. This is based on once the street is done, we ask residents to bring their sidewalks up into compliance with ADA accessibility. There is a lot of older brick sidewalks, and we don't want anyone to have to change them. There is some leveling, some tripping hazards, etc. No one has to replace their whole sidewalk.

It was brought up about doing Parking Permits for a year or six months. The SRPD even suggested we do this. We also understand the business side, that we want to keep people moving on that street, so you don't want squatters and people just parking and leaving cars there and don't want cars just sitting there.

We need to make a motion to approve Schlouch, Inc payment for the tennis/pickleball courts for \$133,521.75. Council member Dalzell made a motion to approve the payment with a second from Council member DeBottis. Motion passed unanimously by voice vote. Solicitor Harter asked if the engineer took a look and approved all the work. Secretary Hall stated that our engineer was there, but she would confirm. President States stated that he was there with Ann Yost and they walked the whole thing and sprayed painted out leveling areas where they needed leveled out, which has been completed. Solicitor Harter stated it was fine for a progress payment, however, we shouldn't release final payment until we make sure it is signed off.

So far, the courts have all been paved, leveled, all new fences are up, the extenders are up, the handicapped parking spaces are done, the trail on the outside is done. Everything looks great. We are looking into powder coating or painting some of the poles that are pretty rusty.

Through Dave Hickernell, who got us the grant to do the courts, there is an extra \$50,000.00 possibly available so we could do the powder coating or painting of the fencing. The softball organization, Tribe, asked us to extend the fence so the girls on the outfield aren't running on the macadam in cleats. Ann Yost is looking into what that would cost. Donegal Insurance is paying for a scoreboard for the Tribe. We have to get the electricity hooked up for the lights, so they are going to piggyback and put the scoreboard right there.

President States asked for a motion to appoint Nate Stichler for the Appeals Board Alternate. Council member Dalzell made a motion to approve with a second from Vice President Hudson. Motion passed unanimously by voice vote.

President States asked for a motion to open a Pligit account for the Sewer Improvement Fund. A Pligit account can actually generate income, not a ton, but generates income when you put a large sum of money in there, rather than just letting it sit. We opened a Pligit account for the general fund side a couple of years ago and it has generated a good amount of income over the years. We should be doing that on the sewer side as well.

Council member Dalzell made a motion to approve with a second from Council member DeBottis. Motion passed unanimously by voice vote.

We had a few companies give us bids on cleaning the windows of the borough office building. It's a huge job to do. We tossed around the idea of our guys doing it, however, when we added up how many days it would take our guys to do it, we came up with approximately \$3000.00. Fish Window Cleaning's quote is \$2625.00. They are actually honoring the quote from last year and can put us on the schedule for September.

Vice President Hudson made a motion to approve with a second from Council member DeBottis. Motion passed unanimously by voice vote.

President States asked for a motion to approve Resolution 08-2023 – Petition for Exemption from Liquor Control Board Noise Ordinance. We do this every year. The State Police would be who takes care of our noise ordinance in town. Solicitor Harter explained that the Liquor Control Board poses sound requirements around licensees. If a municipality has its own noise ordinance, you can opt out of the Control Board's and just say to continue forcing ours the way we do in the rest

of the borough. Council member DeBottis made a motion to approve with a second from Council member Dalzell. Motion passed unanimously by voice vote.

Planning/Zoning/Environmental – Bill Dalzell – no meeting last month.

Public Outreach – Vice President Hudson

One of the things that was discussed at the meeting was the Marietta Summer Rec Program. It's interesting how many have signed up. At the time it was 41 and now there is 44, which is less than the 54 last year. The question that came up was are the reduced numbers a result of charging a fee this year. Council member Dalzell suggested we go back and look at previous years. We had as high as 70 in 2019. The fee as far as we can tell has not made any difference in the numbers. We talked about War Memorial Park. Talked about continuing the homerun fence and about how high it would be. President States stated that we are looking at it continuing straight across the trail. If it goes over the fence, it's a homerun. It will be the same height as the outfield fence. We also talked about the project at War Memorial Park and how it would have to be done in parts and then can you alter any of those parts? It has come up with regards to the restrooms. It's much easier to go in and refurbish the restrooms than it is to tear to renovate the restrooms than it would be to tear it down. This is a very expensive project. President States stated that the overall budget, if we did it exactly as designed, is over \$5 million to do War Memorial Park. This obviously needs to be broken down into phases. Even if we are getting grants, a lot of these grants are 50/50. It easily becomes 10 years and then 10 years from now the things that you already did at the beginning, now need redone. It should be a 5-year plan to get the park done. We have our Master Plan completed, but there is nothing that says we can't alter that Master Plan.

Marietta Fireworks also came up at the meeting. There are communities, not in Lancaster County, that won't allow fireworks if there is a fire ban. That is not the case in Lancaster County, they will allow fireworks, so Marietta's fireworks are not threatened. Plus, it has rained recently.

Vice President Hudson presented a special event application for the 57th Annual Candlelight Tour. They do have their certificate of insurance. Vice President Hudson made a motion to approve with a second from Council member Dalzell. Motion is passed unanimously by voice vote.

Vice President Hudson presented a special event application for the Community House Garden Tour. They have their certificate of insurance. The date is June 25th. Vice President Hudson made a motion to approve with a second from Council member Dalzell. Motion is passed unanimously by voice vote.

Vice President Hudson presented a special event application for Biking for Brittany. This is a fundraiser for Brittany's Hope. It's just a rest stop at Flannagan Park on September 10th. Not sure how long they will be there. Vice President Hudson made a motion to approve, pending they provide us with a certificate of insurance with a second from Council member DeBottis. Motion passed unanimously by voice vote.

Vice President Hudson present a special event application for the Trailside Market. Location is by Chiques Rock Outfitters. This is a continuing event that will be held on Saturdays from July through September from 8am – 2 pm. They describe it as a farmers' market but will also have a variety of types of vendors. The Glazing Sun and Chiques Rock Outfitters are sponsoring the event. One of the concerns Vice President Hudson has is parking for the event. There is a question on the application that asks what the plans are for parking and traffic control. They answered that there is 2 parking lots for the trail and most of the attendees will be coming off of the trail. No traffic control is needed. While that may be true, Vice President Hudson feels that there could also be traffic coming in off of 441. Vice President Hudson stated that he rides the trail often and there are times, especially on the weekends, that those parking lots are full. Vice President Hudson feels that the parking that Chiques Rock Outfitters has, which usually has a \$5 fee, should be open for this event for free. They should have to utilize that parking before they park in the 2 parking lots that are for the trail. Vice President Hudson also has a safety concern that if they use the 2 trail

parking lots, they will bulge over the line and into the road and there is a lot of pedestrian, bike and vehicle traffic. President States stated that he is pretty sure that they will have their parking lot open, and the overflow would be the 2 trail parking lots. He will talk to Chiques Rock Outfitters to make sure. He feels we should approve the event pending certificate of insurance and that they also include their parking lot. There was a suggestion that maybe they could re-rout traffic during that time, however, the road would need to be open for BN Excavating. Council member Dalzell asked is BN is open on Saturday's and if not, maybe that is the rout we should take. Vice President Hudson asked or Solicitor if we approve this event and it ends of being successful, which would be great, but success means clogging the area which could be dangerous, are we stuck with the approval? Solicitor Harter stated that no, we could revoke the permit and issue new conditions. Officer Rivera suggested that we close the road off 441 and have a sign directing them to make a left on East Market Street and come around, would be the safest. President States stated that if we do that, they might as well have the event on the street, like they do for the Front St. events. Council member Dalzell suggested approving the event for now, pending insurance, and then propose to them that we would be willing to consider closing the street for future events. President States stated that they would have to reapply for another permit to close the street. President States stated that we should approve the event based on the two conditions and we talk to them about it, and they would need to talk to BN Excavating to make sure they would be okay with closing down the street. Solicitor Harter stated that the parking and the required insurance is a reasonable condition, redesigning the event to block traffic is something they would need to put into the permit because they need to account for how that is going to occur, who is responsible for blocking the road, getting signs and we would need to vote on that at the next meeting. Council member Wills asked if we could approve with a 45-day lead way because he doesn't think by July they will know enough since they will only have had one or two events by our next meeting, which is the 2nd week of July. If we do 45 or 60 days, by the August meeting they would have had numerous events and would know more.

Vice President Hudson made a motion to approve the event pending insurance and that they use their own parking lot, with a second from Council member Dalzell. Motion carried unanimously by voice vote.

Steve Ulrich stated that if there is a problem with their insurance MABA would be willing to partner with them and offer them their insurance.

Vice President Hudson stated that the last thing he wanted to talk about is he had an idea a while back about having a walking tour in Marietta. Marietta is a very historical place as most know. Dave Haneman gave Vice President Hudson something that was done around 40 years ago where we had an architectural tour of about 50-60 homes. What we do not have is a walking tour that would take people around Marietta and teach them about the history of the town. The goal would be for people who come into town to have a way to understand the history of town. They way to do that would be to explain the context of the history of the United States along with it. Other goals for doing this would be to get people off the trail and on other streets and also to get people out and walking.

Public Safety – no report

Public Works – Jeff Marsh

We met at 6 pm tonight. Front Street project is complete. Parking lot is complete. Tennis court project is complete except for the painting of the courts. We would like a home run fence placed in the outfield of the baseball field. The lights at the tennis courts do not work and need to be hooked up. Crosswalks at the S-bend on Market Street were painted last week and look very nice. The trail was weed wacked and swept today. Council member Dalzell stated that he heard from some residents that there is a lot of dead overhang along the trail. Just individual bough and branches that are dead and could fall onto those walking on the trail. Not sure if we have anyone that looks into that or any way to address that, but it's something we should be aware of. Council

member Marsh stated that he would have to road crew take a look. He doesn't think it's something they could do because you probably need a bucket truck, but they will take a look to see where it would be needed.

SPECIAL COMMITTEE REPORTS

JOINT SEWER AUTHORITY – Jeffery Marsh – Plant is running well. They have a special event on Friday June 16th at 1 pm. County commissioners will be here to present the ARPA grant check. Everyone is invited to attend.

Shade Tree Committee – Bill Dalzell – We had a very successful Marietta Day. Distributed over 320 trees to visitors. At least 40 Marietta residents received trees. We will be following up with fold to see how they did with planting. This was beyond what we had hoped for. There were no trees left to plant along the trail. We had to cancel the workdays we had planned to plant the trees. Love's Trees actually donated a bunch of wood chips for mulching around the plantings that we now don't need. One of our members is getting in touch with our road crew to come out and take it to use however they need to.

We will be reaching out to the Columbia Shade Tree Commission. They had a robust tree program so there is a lot we could learn from them. There won't be any workdays held over the summer due to everything is all grown in and there's a lot of poison ivy. Not the easiest thing to be working there now.

We have been offered some donations. Not sure if we can accept those or how any of that looks like. Not sure if we need a separate account. Solicitor Harter explained that they can, however the caveat is going to be if the donation is for restricted purpose, you are going to have to have a way of tracking to make sure that dollars to be spent or items to be spent for a particular purpose are used for that purpose and not mixed with other things.

War Memorial Park – President Freddy States – War Memorial Park, pretty much already talked about everything that is happening there. Nothing further to discuss.

OLD BUSINESS

No old business.

NEW BUSINESS

No new business

PUBLIC COMMENT

Steve Ulrich – MABA – Cleaned up the Cherry trees on Saturday. Spent about 5 hours cleaning up leaves and getting rid of dead limbs. Love's Tree Service volunteered their time. Much love to them. They did an excellent job. They brought massive chippers and we got rid of a lot of material. We are putting the material in patches along the railroad tracks where nothing grows but weeds in anticipation of beautifying those areas as we have been doing around town to get some organic material on the tracks. Obviously, we are respecting where the Railroad sprays. We are trying to be the stewards where the Railroad doesn't have to spray anymore. The Cherry trees are also at the end of their expected life. In fact, it's extended. They are only expected to live around 20 years, and we are going on 30 now. We are doing our best to keep them alive. If new Cherry trees sprout up from the old ones, that would be cool.

We have more planters this year with the beautification committee. We have 20 planters currently

and we bought additional planters for a total of 31 planters on Market Street and around the square. We will be planting those in the next couple of weeks. We will also be using those annuals to dress up the square as well, leading to a more formal plan for the square with perennials and things.

The lights over Market Street are turned off for right now due to May flies. Expected to be turned back on in the next couple of weeks.

Officer Rivera – suggestion for War Memorial Park. Food trucks are a hot item right now. Been to different events and food trucks are a hot commodity. It might benefit the borough to bring back the trucks to the baseball field. It might take a lot of leg work, but just a suggestion to look into.

Presidents States made a motion to adjourn the meeting, with a second from Council member Dalzell. The meeting was adjourned at 8:07pm.

BOROUGH SEAL

Respectfully submitted,

Julie A. Hall
Secretary/Treasurer