

**MARTINSBURG BOROUGH COUNCIL MINUTES  
FEBRUARY 4, 2013**

The regular meeting of the Martinsburg Borough Council was held on Monday, February 4, 2013, in the municipal building. The meeting started at 7:00 p.m. with prayer by Randy Stoltz and the Pledge of Allegiance.

**ELECTED OFFICIALS PRESENT:** Mayor Rex L. Hartman, President Connie S. Lamborn, Vice President Doreen K. Easley, Pro-Tempore Durban D. Metzler, Councilman Edward L. Bennett, and Councilwoman Linda K. Smith

In addition to the council, present were Manager Randy Stoltz, Secretary Jane Staily, Chief Kerry Hoover, Rich Brantner, Jr., Attorney Frederick Gieg, Jr., Attorney Matt Gieg, Attorney Chris Jancula, and Brian Hess of the Morrisons Cove Herald

There will be a brief executive session following the adjournment of the meeting to discuss **PERSONNEL MATTERS**.

*The **MINUTES** of the regular meeting of January 7, 2013, were approved on a motion by Linda Smith, seconded by Durban Metzler. The motion passed unanimously.*

The **FINANCIAL AND TREASURER'S REPORTS** were presented for December 21-31, 2012 as prepared by Treasurer Jane Staily.

*The **LIST OF BILLS** for December 21-31, 2012, check nos. 6819-6847 in the amount of \$116,591.63 was approved on a motion by Doreen Easley, seconded by Linda Smith. The motion passed unanimously.*

The **FINANCIAL AND TREASURER'S REPORTS** were presented for January 2013 as prepared by Treasurer Jane Staily.

*The **LIST OF BILLS** for January 2013, check nos. 6848-6889 in the amount of \$14,945.36 was approved on a motion by Doreen Easley, seconded by Durban Metzler. The motion passed unanimously.*

Police Chief Kerry Hoover presented the **POLICE REPORT** as written. On January 14<sup>th</sup> Blair County 911 switched over to the **DIGITAL RADIO PROGRAM** - the switch went very smoothly - it was done in one week by Com Pros; attended the board meeting of the Morrisons Cove Memorial Park regarding the **AIRSOFT RECREATIONAL PELLET GUN** program; this past Saturday the Martinsburg police department toured the **WILLIAMSBURG SCHOOL DISTRICT** buildings along with the fire company and did some training; Chief Hoover was at a **SCHOOL CRISIS MEETING** tonight prior to the borough council meeting; and he reported that the Spring Cove School District's **MOCK TRIAL TEAM** has started their competitions - Junior Councilman **AARON KREIDER** won the best attorney award.

A comment was made about how well our part-time patrolmen in our police department are **TRAINED** here. They always seem to get hired right away to other departments.

Manager Randy Stoltz reported that they collected 16 trees at the **CHRISTMAS TREE PICK-UP** on January 8, 2013 - in comparison there were 80 trees picked up in 2002; attended a mandatory **HAZARD ASSESSMENT** meeting at the 911 Center in Altoona - all Blair County municipalities were represented - the purpose of the meeting was to get input for the County Hazard Mitigation Plan since the current plan expires this year - lists of possible Human, Natural

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and Technological Events were discussed and rated for probability, human, property and service impact; T. L. Long **DEMOLISHED** the house at 208 E. Christiana Street on January 25<sup>th</sup>; and as of February 4<sup>th</sup> the **COMMUNITY FUND** has received donations totaling \$38,359 which is 97% of the \$39,700 goal.

The **RECYCLING CENTER** fence was installed on January 9<sup>th</sup>. The access gate card reader was installed on January 18<sup>th</sup>. The recycling center became operational on January 21<sup>st</sup>. An article and picture was in the Morrisons Cove Herald on January 24<sup>th</sup> informing people that the access cards were available. A total of 142 key cards were sold between the three municipalities so far. Originally it was calculated that only 85 were needed to make the project work. Manager Stoltz reported that he met with John Lundsted from DEP on January 31 concerning potential grants for the recycling center. There is a potential grant for construction costs and there is a performance grant that we can report the tonnage that is hauled from our site and get money based on the tons recycled. To be eligible for the construction grant we would be required to show documentation for a 10% in kind contribution toward the construction and the remaining 90% would be eligible. We can use our labor costs. It was suggested that we apply for a 20-foot expansion of the site which would be built if the grant is received. We would be required to pass an ordinance that would ban the burning of plastic. Another ordinance agreement with North Woodbury Township and Huston Township would need to be passed to document that they are permitted to use the facility. The ordinance expenses are also eligible. The grant applications are not available yet so we will need to wait to see what all of the details are.

Manager Stoltz passed out a sheet on the status of the **COMPREHENSIVE PLAN** as received from Rick Truscello of the EADS Group. They are completing the background studies portion of the plan. The next steps are the transportation, community facilities/utilities and remainder of background studies by the end of February; review meeting with planning/implementation committee in March; and planning charrette (3-day workshop/meetings) in April.

Attorney Frederick Gieg, Jr. commended Manager Stoltz on how quickly he set up the **NEW CYCLING CENTER** program. Attorney Gieg is satisfied that the borough is on good legal grounds with the way the program has been set up. The main thing is that DEP is satisfied. The other thing he was working on was the **HUSTON TOWNSHIP POLICE AGREEMENT** which was advertised and will be ready to be signed this evening. Once the Resolution is signed the ordinance can be adopted. Huston Township should be addressing it this month also. The two **PENSION ORDINANCES** have also been advertised for consideration for adoption this evening. Attorney Chris Jancula represented Gieg and Gieg at the borough council meeting last month due to the multiple municipal reorganizational meetings they had to cover all in the same evening. The lien with the **BANK OF AMERICA** has been entered regarding the outstanding mowing invoices due. They did receive the letter but no response has been received yet.

Manager Stoltz reported that the Martinsburg Municipal Authority is putting the **CENTRAL HIGH SCHOOL WATER LINE** project out for bid. The project will cost over \$300,000. The authority is in the process of getting **WINELAND WELL NO. 1 PERMITTED**. It has been a lot of work this past week getting copies, maps, and mailings out. It is a lot of work to get the well permitted even though it is not a new well site.

Manager Stoltz reported that there was a small repair done to the AMBULANCE BUILDING garage door.

*Council on a motion by Ed Bennett, seconded by Durban Metzler, adopted RESOLUTION NO. 2013-0107-01 THE JOINT MUNICIPAL POLICE AGREEMENT WITH HUSTON TOWNSHIP. The motion passed unanimously.*

*Council on a motion by Ed Bennett, seconded by Doreen Easley, adopted ORDINANCE NO. 2013-592 the terms and conditions of the JOINT MUNICIPAL AGREEMENT FOR LAW ENFORCEMENT SERVICES BETWEEN MARTINSBURG BOROUGH AND HUSTON TOWNSHIP. The motion passed unanimously.*

*Council on a motion by Durban Metzler, seconded by Linda Smith, adopted ORDINANCE NO. 2013-593 electing to amend the NON-UNIFORMED MUNICIPAL PENSION PLAN administered by the PMRS pursuant to Article IV of the Pennsylvania Municipal Retirement Law – agreeing to be bound by all provision of the Pennsylvania Retirement Law as amended and as applicable to member municipalities. The motion passed unanimously.*

*Council on a motion by Doreen Easley, seconded by Ed Bennett, adopted ORDINANCE NO. 2013-594 electing to amend the POLICE PENSION PLAN administered by the PMRS pursuant to Article IV of the Pennsylvania Municipal Retirement Law – agreeing to be bound by all provision of the Pennsylvania Retirement Law as amended and as applicable to member municipalities. The motion passed unanimously. The motion passed unanimously.*

*Council on a motion by Doreen Easley, seconded by Linda Smith, amended the budgeted cost of the LAP TOP to be purchased from the Equipment Fund from \$800 to \$1,114.47 (to include \$850.47 lap top plus \$264 for software and installation). The motion passed unanimously.*

Manager Randy Stoltz presented a sample RECYCLING EMBLEM prepared by John Frederick of the IRC for use on our recycling literature being distributed for the recycling center. It was the consensus of council to use the emblem without the MARC pictured in the logo.

Donations have been received from the VFW and the VFW Ladies Auxiliary in the amount of \$2800.00 earmarked for the purchase of addition street light snowflake ornaments. *After some discussion on which eight snowflake designs to purchase, council on a motion by Doreen Easley, seconded by Linda Smith, to purchase as many SNOWFLAKES STREET LIGHT ORNAMENTS (most likely eight) that the donations and account balance totaling \$3,302.47 to date will purchase. The motion passed unanimously.* The eight old lanterns being replaced by the snowflakes will be posted on the internet for sale.

The ETHICS FORMS for the calendar year 2012 are due to be filed with the borough office by May 1.

The HIGHWAY LIQUID FUELS AUDIT report for two years ending December 31, 2010, was received. There was a misunderstanding about what purchases were permissible from the liquid fuels account. With the transfer of \$12,070.00 on June 15, 2010, from the General Fund back into the Highway Fund for curbing paid for in 2009 the account is now back in compliance.

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The first day to circulate and file **NOMINATION PETITIONS** is February 19<sup>th</sup> and the last day to circulate them is March 12.

*The meeting **ADJOURNED** at 8:15 p.m. on a motion by Ed Bennett, seconded by Durban Metzler. The motion passed unanimously.*

Respectfully submitted,

M. Jane Staily  
Borough Secretary