

## MARTINSBURG BOROUGH COUNCIL MINUTES

June 3, 2013

The regular meeting of the Martinsburg Borough Council was held on Monday, June 3, 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, Pro-Tem Durban D. Metzler, Councilman Shawn D. Daughenbaugh, Councilwoman Linda K. Smith, and Councilman Daniel R. Smouse

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

John Long was present to talk about the upcoming **OUTHOUSE RACE** event to be held on July 19 beginning at 6:00 p.m. in Martinsburg. He was requesting permission from council to hold the event and for the police to close Walnut Street at 5:30 p.m. until the event is over. He had information for Attorney Gieg to review before he gets his insurance policy written up. A copy of the policy once written will be forwarded to the borough. The insurance will only cover spectators. John Long will have waiver agreements for the participants of the event to sign. *Council on a motion by Dan Smouse, seconded by Durban Metzler, approved of the Outhouse Race to take place on July 19 subject to Gieg and Gieg reviewing and approving the pertaining documents and insurance. The motion passed unanimously.*

*The **MINUTES** of the regular meeting of May 6, 2013, were approved on a motion by Linda Smith, seconded by Dan Smouse. The motion passed unanimously.*

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

*The **LIST OF BILLS** for May 2013 check nos. 7013-7056 in the amount of \$42,682.10 was approved on a motion by Durban Metzler, seconded by Linda Smith. The motion passed unanimously.*

Chief Hoover presented his **POLICE REPORT** as written. This time of year is the department's busy season especially with school letting out on Thursday – things are already picking up; PennDOT has approved both of the **ROAD CLOSING PERMITS** for Stacy and Mike Kopco's Cruise-In Event and the Agricultural Parade - Chief Hoover received a copy of the agricultural parade permit for their files; Chief Hoover reported on the new summer program they are starting - the patrolmen are teaming up with the park's snack bar Oakley Oasis and will be giving out snack bar coupons to children under the age of 12 if they are wearing their **HELMETS** when riding their bicycles as an incentive to get them to wear their helmets routinely; and the department currently has four part-time patrolmen.

Durban Metzler reported for Doreen Easley that she received a complaint about the Fox's Pizza **EMPLOYEES PARKING** too far out onto the street. Chief Hoover will check into it. Durban also reported that a resident has been walking their **ROTTWEILER** without a leash in the evenings. Mayor Rex Hartman reported of a dog situation where no shade or water was being provided for the dog and it was on a very short leash. State law states that water and shade must be provided.

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Manager Randy Stoltz reported that Martinsburg hosted a planning meeting on May 9<sup>th</sup> for the **COMPREHENSIVE PLAN** – the subjects of demographic, economic base, land use, housing, transportation, community facilities and utilities, natural and physical features were covered – the meeting lasted from 7-10 p.m.; **SPRAYED WEEDS** along the street curbing on May 14<sup>th</sup>; Manager Stoltz mailed in a grant application on May 17<sup>th</sup> for reimbursement for the **RECYCLING** center expenditures and for a 16' x 20' addition to the slab and fence; John Lundstead from DEP requested Manager Stoltz to give a 30-minute presentation of Martinsburg's recycling center as the first one in the State for DEP's Regional Roundtable meeting on June 10<sup>th</sup> – the meeting is at the Lebanon County Solid Waste Authority facility; two **WATER LATERALS** were replaced on May 29<sup>th</sup> on Ann Street – the remaining laterals are also going to be replaced so the street can be paved – a new tool was purchased that will avoid digging up the street – it will save time and money; Manager Stoltz and Secretary Jane Staily met with April Ressler from the Teeter Group to review the **WORKER COMPENSATION INSURANCE** for the firemen – due to some major changes in coverage from Act 46 of 2011 regarding cancer in the occupation of firefighter we will only be able to keep the same coverage for one more year and then will need to decide if it is best to find another company that will carry both the borough and firemen or obtain a separate policy for each – we currently have the lowest rate due to our lack of claims; attended possibly the last county hazardous mitigation plan meeting held on May 30<sup>th</sup> – the county plan is to be completed soon and will be submitted to the State; and attended a surprise recognition dinner for **ROBERT GREENLEAF** in appreciation for his 53-years of volunteer service on the Martinsburg Municipal Authority held May 31<sup>st</sup> at Hoss's in Duncansville – he was presented with a number of items including a key to the borough, a citation from Representative Jerry Stern, a framed news article from the Morrisons Cove Herald, a borough proclamation and a brass plaque to be mounted in the borough building – 41 people attended.

Attorney Frederick Gieg, Jr. prepared a **DRAFT RECYCLING ORDINANCE** that includes a penalty provision for council to review and consider for advertisement. Attorney Gieg commended Manager Stoltz for putting together the recognition dinner for **BOB GREENLEAF** for his 53 years of volunteer service on the Martinsburg Municipal Authority.

Attorney Matt Gieg reported that the two **PENNDOT ROAD CLOSING PERMITS** that Chief Hoover applied for were passed. Tom Osbourne of PennDOT was able to expedite the one for Mike and Stacy Kopco for the **CRUISE-IN** for Fragile-X Event in about a week. The borough loaned out cones and barricades for the event. There were no incidents during the event and it was for a worthwhile cause. The new road closing permitting process is much more involved now than it was previously. Chief Hoover will need another permit for the **CHRISTMAS PARADE**. He will be meeting with Rosanne Conrad in July to work on it.

Manager Randy Stoltz reported that he and Ed Bennett had decided not to do any **PAVING** this year. Manager Stoltz will be contacting Stuckey Ford and Subaru about a **NEW TRUCK** to see if we should sell or trade the old one then advertise for the purchase of a new truck. As much as 20% of each year's highway liquid fuels allocation can be used for equipment purchases. The 2013 Equipment Fund Budget was adopted to include the first of three truck payments in the amount of \$16,667 (x 3 = \$50,001).

The Martinsburg Municipal Authority is obtaining right of ways for the **CENTRAL HIGH WATER LINE PROJECT**. They would like to give Notice to Proceed on July 1, 2013

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to avoid working during school hours. There are about two properties that may need to be condemned just for right-of-way easements. The owners were sent notification and have thirty days to challenge it. One property is currently being negotiated and the other may require a special authority meeting.

Connie Lamborn reported that the **EMPLOYEE BENEFITS AND REGULATIONS MANUAL COMMITTEE** will be reviewing the manual and integrating the addendums into it.

Linda Smith reported on the **REVITALIZATION COMMITTEE**. Flowers pots were placed in various location on May 23 with the help of Dale Mellott and his truck. Someone waters the flowers every day. Cleanup day was held on May 14.

To be eligible to apply for the \$20,000 recycling grant a **RECYCLING ORDINANCE** will need to be adopted. Our Burning Ordinance and Nuisance Ordinance already in place are also requirements of the grant. Under the recycling ordinance everyone in town will be required to have a trash hauler or proof that their trash is going somewhere legal. Haulers will be required to offer curb side pick-up. *Council on a motion by Dan Smouse, seconded by Durban Metzler, approved to advertise Ordinance No. 2013-595 Providing for the collection of municipal waste and recycling services for consideration for adoption next month. The motion passed unanimously.* Attorney Gieg will prepare a shortened version of the ordinance for advertisement.

Junior Councilman **AARON KREIDER** will be at the meeting next month. Council will be seeking a new junior councilman for next year as Aaron Kreider will be graduating.

*The meeting **ADJOURNED** at 7:48 p.m. on a motion by Linda Smith, seconded by Dan Smouse. The motion passed unanimously.*

Respectfully submitted,

M. Jane Staily  
Borough Secretary