

MARTINSBURG BOROUGH COUNCIL MINUTES
SEPTEMBER 8, 2015

The regular meeting of the Martinsburg Borough Council was held on Tuesday, September 8, 2015 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, Durban D. Metzler, Councilman P. Robert Dickson, Councilwoman Janet E. Blattenberger, Councilman Douglas D. Smith, and Councilwoman Linda K. Smith (*Councilman Edward L. Bennett was absent*)

In addition to the council, present were Manager Randy Stoltz, Borough Secretary/Treasurer Jane Staily, Chief Kerry Hoover, Richard Brantner, Jr., Attorney Chris Jancula, Chris Brooks of PPCS Consulting, April Ressler of The Teeter Group, Jason Caruso, Patti Caruso, Kristin Snyder, and Brian Hess of the Morrisons Cove Herald.

Jason Caruso, his wife Patti, and Kristin Snyder were present to inform council about the **SPEEDING SITUATION** on their street. Recently there was an accident where a car hit a boy on a bicycle. CPR was administered and the boy survived. Drivers are using N. Nicodemus Street to bypass the signal light. The speed limit is 25 mph but some go as fast as 55 mph according to Jason Caruso. They want council to consider some sort of measure to slow the traffic down.

[Jason Caruso, Patti Caruso and Kristin Snyder left at 7:05 p.m.]

April Ressler of The Teeter Group explained the importance of **DATA COMPROMISE INSURANCE**. While the Borough of Martinsburg may not be high risk for such breaches the coverage that is offered through EMC only costs \$574 annually which would give the borough \$50,000 worth of coverage in the event something would happen. Such incidents would require hiring a specialized attorney which could be quite expensive. Chris Brooks of PPCS Consulting has his own errors and omissions coverage but that only covers himself. The borough would have to defend itself if something would happen. President Connie Lamborn was concerned with the language in the policy only covering encrypted data. Chris Brooks said that both the borough's email and data backups are encrypted. Attorney Jancula felt the \$574 would be well worth the coverage since specialized attorneys would be required if there ever was an incident. Attorney Frederick Gieg also recommended purchasing the coverage. April Ressler mentioned that this area of liability was still very new and suggested that since the annual insurance dividend that she presented to the borough this year was well over the cost of this policy that the borough use some of the dividend to purchase the coverage.

[Durban Metzler arrived at 7:29 p.m. ... April Ressler and Chris Brooks left]

*The **MINUTES** of the regular meeting of August 3, 2015, were approved on a motion by Linda Smith, seconded by Janet Blattenberger. The motion passed unanimously.*

The **FINANCIAL AND TREASURER'S REPORTS** were presented for August 2015 as prepared by Treasurer Jane Staily.

*The **LIST OF BILLS** for August 2015 check nos. 8085-8127 in the amount of \$17,531.99 was approved on a motion by Janet Blattenberger, seconded by Durban Metzler. The motion passed unanimously.*

President Connie Lamborn announced there would be an **EXECUTIVE SESSION** for legal matters following the adjournment of the meeting.

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Chief Kerry Hoover presented the **POLICE REPORT** as written. Martinsburg was invited to be part of the Multi-Disciplinary Investigative Team, a child abuse investigative team. Attorney Matt Gieg has reviewed the agreement and Chief Hoover signed it. Child abuse is becoming more frequent nationwide and the County has good child abuse experts.

Chief Hoover recommended that Martinsburg hold **TRICK-OR-TREAT** on the same night as the rest of the county. *Council on a motion by Durban Metzler, seconded by Janet Blattenberger, approved to have the 2015 Trick-or-Treat Night on Thursday, October 29th from 6-8:00 p.m. The motion passed unanimously.* Williamsburg is the only municipality not having Trick-or-Treat that evening. The **HUSTON TOWNSHIP POLICE AGREEMENT** is up for renewal at the end of this year – Chief Hoover will prepare something for council within the next two months; the VFW donations were used to purchase a patrol **RIFLE CLEARING STATION** which is a metal tube with ground up rubber used to put the end of the gun barrel into in case of an accidental discharge; a **BARRIER** has been erected around the construction site at the square closing a portion of the sidewalk – Chief Hoover suggested that pedestrians cross the highway somewhere else for safety sake; a **NEW POLICE CAR** has not been purchased yet – Chief Hoover will be getting in contact with Calvin Zook of First National Bank to discuss interest rates for a loan.

Linda Smith inquired about a car that was frequently parked in front of a house on **S. MARKET STREET** which posed a safety threat. It was reported that the car had been hit by another vehicle and was towed away.

Manager Randy Stoltz reported that he spoke with **INTEGRITY ENERGY** on August 7 to work on a new contract for the borough and municipal authority for their electricity accounts – the borough currently has 126 street lights which translates into \$10.50 per light pole totaling about \$16,000 per year; the **COMMUNITY FUND** Council met on August 11 and listened to presentations from seven of the agencies they contribute to – the Community Fund has set a goal of \$40,250 – request letters will be stuffed on September 15 at 7:00 p.m. at the park and will be mailed out the first week in October; on August 12 PennDOT was here to review our **2015 STREET PAVING** and our documentation – they commented that Grannas Brothers did a nice job and we received a good price; the **GULF STREAM CAFÉ** building was to be sold at Sherriff's sale but the sale was postponed until October 7; on August 28 the borough crew completed the **SIDEWALK BRICK STENCILING** with a total of 1,760 feet done; on September 3 the borough crew hung a banner at Nicodemus Street and W. Allegheny St. advertising a **CAR AND CRAFT SHOW** to be held at the park on October 3; painted the **PARKING LINES AND CROSS WALKS** that were covered during our paving project; **DEMOLITION OF THE MOORE BUILDING** at the corner of E. Allegheny and S. Market Street started on September 8 – T. L. Long Excavating is performing the demolition; Manager Stoltz started a **RECYCLING NEWSLETTER** as a requirement of the grant and had 350 copies printed and mailed them out to the recycling members; and applied for two different **RECYCLING WEIGHT GRANTS** on cardboard and paper but they are so far behind that they haven't awarded anything yet.

*Council on a motion by Janet Blattenberger, seconded by Linda Smith, approved to advertise the **2016 BUDGET MEETING** scheduled for Monday, September 28, 2015 at 6:30 p.m. The motion passed unanimously.*

Manager Randy Stoltz submitted for CDBG money for nine **HANDICAPPED RAMPS**. The hold up now is waiting on the County to add their own language to the documents.

Linda Smith reported for the Revitalization Committee that a truck hit one of the **SOLAR LIGHTS** on W. Allegheny Street.

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The Martinsburg Municipal Authority members are working on coming up with a **NEW BOARD MEMBER** replacement for Loy Kreider.

*Council on a motion by Doug Smith, seconded by Durban Metzler, authorized to purchase the **DATA COMPROMISE INSURANCE** through The Teeter Group for an annual premium of \$574.00. The motion passed with 5 yays and one nay (Rob Dickson). The motion passed.*

There will be a **WEBINAR** on Electronic Communications Liabilities for Municipalities on Wednesday, September 9, 2015 at 12:00 p.m.

*Council on a motion by Janet Blattenberger, seconded by Doug Smith, adopted the 2016 MMO for the **NON-UNIFORMED PENSION PLAN** PMRS Plan No. 07-045-3N in the amount of \$19,371. The motion passed unanimously.*

*Council on a motion by Janet Blattenberger, seconded by Linda Smith, adopted the 2016 MMO for the **UNIFORMED PENSION PLAN** PMRS Plan No. 07-045-3P in the amount of \$21,895. The motion passed unanimously.*

The August 10, 2015 minutes of the **MARTINSBURG VOLUNTEER FIRE COMPANY** were included in the monthly agenda packet.

There was further discussion about the possibility of additional stop signs to help deter **SPEEDING ON N. NICODEMUS STREET**. Stops signs are not intended to control traffic speed. Attorney Jancula feels a traffic study may be necessary before a stop sign can be put up. He will check into the procedure required to install stop signs. More research needs to be done before anything can be done.

*The meeting **ADJOURNED** at 8:55 p.m. on a motion by Janet Blattenberger, seconded by Doug Smith. The motion passed unanimously.*

Respectfully submitted,

M. Jane Staily
Borough Secretary