

**MARTINSBURG BOROUGH COUNCIL MINUTES**  
**MARCH 5, 2018**

The regular meeting of the Martinsburg Borough Council was held on Monday, March 5, 2018 in the municipal building. The meeting started at 7:00 p.m. with prayer by Rich Brantner, Jr. and the Pledge of Allegiance.

**ELECTED OFFICIALS PRESENT:** Mayor Rex L. Hartman, President Connie S. Lamborn, Vice-President Durban D. Metzler, Councilman Edward L. Bennett, Councilman David L. Harker, Councilman P. Robert Dickson (*Doug Smith and Linda Smith were excused*)

In addition to the council, present were Manager Richard Brantner, Jr., Secretary Jane Staily, Chief Kerry Hoover, Attorney Matt Gieg and Attorney Chris Jancula of Gieg Law Offices, Attorney Dan Kiss, and Brian Hess of the Morrisons Cove Herald

Attorney Matt Gieg introduced **ATTORNEY DANIEL KISS** who was present to announce that he is running for Pennsylvania's 30<sup>th</sup> Senatorial District seat in Harrisburg. Attorney Matt Gieg is actively endorsing Dan Kiss. Attorney Kiss is from Windber, PA and does not come from power or money. He has been living in Altoona for two years. He previously worked for the District Attorney's office for five years before joining the law offices of Steven P. Passarello in Altoona. He is running for office because he feels people have stopped caring because the small communities are not being fairly represented in Harrisburg anymore and he wants to change that back.

*The **MINUTES** of the regular meeting of February 2, 2018 were approved on a motion by Rob Dickson, seconded by Durban Metzler. The motion passed unanimously.*

The **FINANCIAL AND TREASURER'S REPORTS** for February 2018 were presented by Secretary/Treasurer Jane Staily.

*The **LIST OF BILLS** for February 2018 check nos. 9077-9127 in the amount of \$72,263.10 (including a \$48,000 transfer to the Reserve Fund) was approved on a motion by David Harker, seconded by Rob Dickson. The motion passed unanimously.*

The General Fund balance is running low in anticipation of the grant monies for the 114 Penn Street project needed to reimburse the General Fund checking account for invoices previously paid. *Council on a motion by Ed Bennett, seconded by Durban Metzler, authorized Secretary Jane Staily to make any temporary transfers from the Equipment Fund to the General Fund necessary to pay bills between now and next month due to the low fund balance in anticipation of grant monies for the **114 W. PENN STREET PROJECT**. The motion passed unanimously.*

Chief Kerry Hoover presented the **POLICE REPORT** as written. The **IN-CAR COMPUTERS** work very well and the CADD system is up and running; **E-TICKETS** is not up and running yet; **VISUAL ALERT** is used on the police computers out in the field; attended the **23<sup>RD</sup> EOP PHASE II WORKSHOP** – the first meeting was 1-2 months ago before the Florida school shooting; and the Spring Cove School District purchased a program called **NAVIGATE** – the program was loaded on Chief Hoover's cell phone for immediate notification.

Borough Manager Rich Brantner, Jr. reported that on February 7 borough crews plowed some **SLEET AND ICE**; on February 13 met with a few authority members, DEP, Pennvest, Curryville Water Authority, North Woodbury Township, USDA, and Representative Judy Ward about the connection project for water between **CURRYVILLE** and Martinsburg which is in the very early stages; February 13 we received a check for \$21,321 from State Farm Insurance

MARTINSBURG BOROUGH COUNCIL MINUTES  
MARCH 5, 2018 – PAGE 2

Company for the property at 117 E. Allegheny Street that burned – that check will be put into an escrow account – once the structure is torn down to our satisfaction that amount will be paid back to the owner **NATHAN DICK; RANDY STOLTZ** has officially retired from the Borough as of February 20, 2018; on February 26 we received a check for \$20,074.55 from Everett Cash Mutual for the property of 121 E. Allegheny Street that burned – that check will also be put into its own escrow account – once this property is to our satisfaction the amount will be paid back to the owner **STEVE HOOVER; SPRING CLEANUP DAY** is scheduled for Saturday, April 14 for the Borough residents from 9:00 a.m. to 2:00 p.m. at the borough garage – 371 S. Nicodemus Street.

Attorney Matt Gieg reported that the **ESCROW ACCOUNTS** for the two houses that burned are going very well. Council will need to meet in **EXECUTIVE SESSION** to discuss two legal matters following the adjournment of the meeting.

Attorney Chris Jancula reported on the status of the **MUNICIPAL MUTUAL AID AGREEMENT**. The second draft of the agreement called for a new entity to be formed and the other municipalities did not like it either. The third draft is a little more complicated than the first original one that we tried to adopt but it follows it well. Signing it does not mean we have an obligation. The agreement deems that it is necessary we have liability insurance to cover the mutual aid agreement. An ordinance will be needed to adopt the mutual aid agreement. The police department has their own mutual aid agreement. Fire and ambulance fall under the municipal mutual aid agreement as well. The third draft also includes Bloomfield Township which is a Bedford County municipality. Attorney Matt Gieg mentioned that we have no obligation to accept the agreement. If we do accept it the risk is minimal and if we feel someone is abusing it we have the choice to say no to a request for help.

Councilman Durban Metzler inquired about the closed **PARKING LOT** at the vacant M & T Bank building on E. Allegheny Street as to whether there could be any way we could open it back up and consider it a public thoroughway. Attorney Matt Gieg responded that the M & T Parking lot is private property and there is nothing we can do about them closing it off.

Borough Manager Rich Brantner, Jr. will get a copy of the **ATLANTIC BROADBAND FRANCHISE AGREEMENT** to Attorney Matt Gieg to review. The deadline for the current agreement is September 2018.

Chief Kerry Hoover is trying to set up a **NIMS TRAINING CLASS** for April. The Spring Cove School District no longer offers training space. We will need to hold it here. The classes will take two evenings: 1) NIMS 100 and 2) NIMS 700. Councilman David Harker will check to see if he has taken any of the trainings already.

This year's **SPRING CLEANUP** will cost a little more than the last one held two years ago. The tipping fees will not be waived this year. It will cost \$60 per ton. It should not cost us anything by the time we get the revenue for the scrap metal back but we will not make as much as years prior because of the tipping fees. *Council on a motion by Durban Metzler, seconded by David Harker, approved of the scheduled **SPRING CLEANUP** to be held on Saturday, April 14, 2018 from 9:00 a.m. to 2:00 p.m. to be held at the borough garage located at 371 S. Nicodemus Street for all borough residents to participate. The motion passed unanimously.*

MARTINSBURG BOROUGH COUNCIL MINUTES  
MARCH 5, 2018 – PAGE 3

Connie Lamborn announced that St. Matthew's Lutheran Church is having a **SHREDDING EVENT** on Friday, April 13, 2018, the day before our cleanup day, from 1-4 p.m. for anyone who wants to participate on a first come first serve basis. There is no charge but there is a 100 lb. limit. Donations will go to the Martinsburg Food Bank.

*Council on a motion by Rob Dickson, seconded by David Harker, appointed **DUSTIN RUSSELL AS THE DEPUTY LOCAL EMERGENCY MANAGEMENT COORDINATOR** for the Borough of Martinsburg. The motion passed unanimously. Dusty already has his NIMS 100, 200, and 700.*

Connie Lamborn wanted to thank the Martinsburg Volunteer Fire Company for the **SUPPORT AWARD** they gave to the Borough of Martinsburg!

Minutes of the February 12, 2018 meeting of the **MARTINSBURG VOLUNTEER FIRE COMPANY** were included in the council agendas.

President Connie Lamborn announced that there will be an **EXECUTIVE SESSION** following the adjournment of the meeting to discuss two legal matters.

*The meeting **ADJOURNED** at 8:07 p.m. on a motion by Rob Dickson, seconded by Durban Metzler. The motion passed unanimously.*

Respectfully submitted,

M. Jane Staily  
Borough Secretary