

MARTINSBURG BOROUGH COUNCIL MINUTES
MAY 7, 2018

The regular meeting of the Martinsburg Borough Council was held on Monday, May 7, 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 and Councilwoman Linda K. Smith (*Doug Smith was excused*)

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

*The **MINUTES** of the regular meeting of April 2, 2018 were approved on a motion by Linda Smith, seconded by David Harker. The motion passed unanimously.*

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

*The **LIST OF BILLS** for April 2018 check nos. 9162-9189 (and 9142) in the amount of \$19,218.05 was approved on a motion by Rob Dickson, seconded by Durban Metzler. The motion passed unanimously.*

Mayor Rex Hartman read a proposed proclamation recognizing the merits of the **BUDDY POPPIES** annual distribution fundraiser by the Veterans of Foreign Wars and the Auxiliary. *Council on a motion by David Harker, seconded by Linda Smith, approved the Buddy Poppies Proclamation. The motion passed unanimously.*

Chief Kerry Hoover presented the **POLICE REPORT** as written. Chief Hoover attended training at the IU-8 facility in Altoona for Site Security Threat Assessment and **ACTIVE SHOOTER** Response on April 6. On April 18 he attended a seminar entitled "Preparing for Active Threats in a Religious Venue" at Logan Township along with Borough Manager Rich Brantner. The program was hosted by Logan Township Police Department and the U. S. Department of Homeland Security. The Martinsburg Police Department assisted the Pennsylvania State Police at a **PLANE CRASH** in Williamsburg until the state police and the Federal Aviation Administration got there. It was a gruesome scene and both the plane pilot and passenger were killed.

Borough Manager Rich Brantner reported that the **NEW PICKUP TRUCK** was picked up from Stucky Ford on April 3; **SPRING CLEAN-UP DAY** was Saturday, April 14 – collected 13 skids of televisions and 3 skids of computers – 130 flyers were collected from participants – Rich thanked all who came out to help; attended a seminar with Chief Hoover on April 18 on **ACTIVE THREATS** in a religious venue; attended a **TRAINING CLASS** along with Brian and Dusty at L/B Water on fire hydrants and a new type of pipe fittings; May 2 attended a **HAZARD MITIGATION** meeting at Logan Township; **BANNERS** were put up on May 2 – the sign purchased for Randy Stoltz's retirement was put up at the park entrance; **WALK WORKS SIGNS** were put up along the walking route on May 4; and **SPRAYED WEEDS** along the curbs throughout the borough on May 7.

Connie Lamborn thanked Brian and Dusty for putting the **WALK WORKS SIGNS** up so quickly.

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Attorney Chris Jancula reported that the ZONING RESOLUTION updating zoning hearing fees adopted last month was prepared for execution. On other matters he recommended an EXECUTIVE SESSION to discuss legal matters.

Connie Lamborn mentioned that someone on her street was complaining about the TRAFFIC on Mulberry Street coming from Walnut Street. She also reported that she met with Rich Brantner last month on the EMPLOYEE BENEFITS AND REGULATIONS MANUAL and will meet with Jane Staily this month.

Linda Smith reported that the Revitalization Committee was glad to see the BANNERS were put up. The PANSIES planted on the square will stay in until Memorial Day. The TABLES AND CHAIRS have been put out on the square near Pizza Star and Mamies.

Durban Metzler reported that the COMMUNITY REDEVELOPMENT COMMITTEE met in April.

Attorney Chris Jancula reported that the revised MUTUAL AID AGREEMENT is almost completed. The only hold up now is Blair Township and if they choose not to accept it they can be removed from the agreement.

NIMS TRAINING needs to be scheduled for those who need it. Since the middle school computer room is no longer available Chief Hoover will contact Stephanie Thompson at the Central High School to see what accommodations they have available.

Attorney Chris Jancula reported that a tax exemption has been filed for the property of 114 W. PENN STREET. Attorney Matt Gieg sent a letter recommending that the 2018 Borough and County Real Estate Tax bill for the Penn Street property not be paid at this time unless or until he confirms that the assessment has in fact been changed. The county appeals board does not meet until August to consider exemptions. It is county procedure to issue the tax bills until the board meets each August (e.g. any purchases after August 2018 will have to wait to be considered for exemption at the August 2019 meeting).

Attorney Chris Jancula reported that the ATLANTIC BROADBAND CABLE FRANCHISE AGREEMENT is almost ready to be signed. A few revisions need to be made such as changing the agreement from 15 to 10 years, taking out the automatically extending renewals, and deleting the \$500 annual income to the video fund which is no longer available. The agreement should be ready to be signed next month.

Manager Rich Brantner met with PennDOT to put the bid proposal together for the 2018 paving project. Bids will be received by 4:00 p.m. on June 4. The paving project is to be completed by August 27. Streets to be paved will be North Park Street and the 400 block of E. Christiana Street. *Council on a motion by Rob Dickson, seconded by Ed Bennett, approved to advertise the 2018 PAVING PROJECT for bid proposals. The motion passed unanimously.*

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Manager Rich Brantner is trying to obtain three phone quotes for the sidewalk and curbing work for the 114 W. Penn Street property. The estimated cost is around \$40,000 that of which a grant should reimburse for 75% of it. ***Council on a motion by Durban Metzler, seconded by Rob Dickson, authorized the SIDEWALK AND CURBING for the 114 W. PENN STREET project to be paid from the Equipment Fund until the 75% grant monies is received. The motion passed unanimously.***

A motion was made by Rob Dickson, seconded by Linda Smith, to allow the pertaining streets to be closed for the 2018 AGRICULTURAL PARADE on July 3, 2018 subject to the Morrisons Cove Memorial Park obtaining the necessary PennDOT permit(s). Council's letter of approval through this motion will be attached to the permit. The motion passed unanimously.

A motion was made by Ed Bennett, seconded by Durban Metzler, to approve the FIREWORKS for the Fourth of July Celebration at the Morrisons Cove Memorial Park to be held on Monday, July 2 and Friday, July 6 with a rain date of Saturday, July 7. Mayor Rex Hartman will execute a letter of authorization. The motion passed unanimously.

Chief Kerry Hoover mentioned that council may wish to consider doing an ordinance sometime to reinstate the **FIREWORKS RULES** for in town and there have been a lot of fireworks law changes.

Connie Lamborn mentioned that the kick-off for the **WALK WORKS** should be tied in with the Agricultural Parade. Maps and candy could be handed out to publicize it. Connie was pleased with how the project has turned out throughout Blair County.

Manager Rich Brantner reported that three 55-gallon drums of soil were taken from the test wells on the Penn Street lot. Stiffler McGraw and Associates is recommending that the soil be disposed of through their recommended company. ***Council on a motion by Ed Bennett, seconded by Durban Metzler, authorized to pay the \$650 for the CONTAMINATED SOIL taken from the test wells from the 114 W. Penn Street property be disposed of by Emerald Environmental Services in Ohio. The motion passed unanimously.***

An **EXECUTIVE SESSION** was held from 8:04-9:05 p.m. to discuss legal matters.

Council on a motion by Durban Metzler, seconded by Rob Dickson, authorized to ADVERTISE FOR BIDS for the sale of the 114 W. PENN STREET lot for a minimum bid of \$230,000. A bid packet listing the zoning requirements, lot specification and size, testing status, etc. be prepared for distribution for those inquiring to prepare a bid. The motion passed unanimously.

The meeting ADJOURNED at 9:10 p.m. on a motion by Ed Bennett, seconded by Connie Lamborn. The motion passed unanimously.

Respectfully submitted,

M. Jane Staily
Borough Secretary