

1 MINUTES OF MIFFLINBURG BOROUGH COUNCIL

2 July 21, 2020

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	PRESENT	ABSENT
Beverly L. Hackenberg, Council President	X	
Tod M. Steese, Vice President	X	
Paul E. Bottiger, Council Member		X
Richard J. Fry, Council Member	X	
Linda L. Lewis, Council Member	X	
Duane L. Zimmerman, Council Member	X	
David M. Cooney, Mayor	X	
Jeffrey L. Hackenburg, Chief of Police	X	
Allen P. Page IV, Solicitor	X	
Margaret A. Metzger, Borough Manager	X	
Robert M. Rowe, Borough Project Manager	X	
Misty L. Ross, Assistant Secretary	X	

The virtual meeting of Mifflinburg Borough Council was called to order at 6:36 PM.

Visitors present at this meeting were Doug Richard, Erin Threet, Anne Coyne, Vincent Romanini, Lance Miller, Sara Lauver, Christopher Kalcich, Steve Walter, and Cheryl Wilbur.

Motion by: Tod M. Steese  
Second by: Richard J. Fry

**MOTION: To approve the minutes of the Tuesday, June 16, 2020 virtual meeting of Mifflinburg Borough Council.**

Approved via unanimous voice vote.

Motion by: Linda L. Lewis  
Second by: Richard J. Fry

**MOTION: To approve payment of Bill List # 2020-07 in the amount of \$815,322.06.**

Yes – Mr. Fry, Ms. Lewis, Mr. Steese, Mr. Zimmerman, Mrs. Hackenberg

No – None

Mr. Page noted that in accordance with Resolution No. 2020-11; A Resolution authorizing Borough Council’s remote attendance at meetings via electronic methods, the rules and regulation governing public participation state that presentations shall be limited to three (3) minutes unless otherwise approved by a majority of Borough Council. Mr. Page asked that participants respect that timeline.

Mr. Vincent Romanini participated in tonight’s virtual meeting to inquire if Borough Council had any plans with regard to potential non-residential candidates that have requested connection permits that require multiple EDU’s. Mr. Romanini explained that he previously attended the Mifflinburg Planning Commission meeting to discuss the possibility of a personal care facility along North 8<sup>th</sup> Street on the nine (9) acres of land owned by Mr. Dave Gutelius. Based off of water usage from one of their other personal care facilities, it’s anticipated that the first phase of the development project will require seven (7) or eight (8) EDU’s. He submitted a request for a connection permit that requires multiple EDU’s; however, there were insufficient EDU’s available to fulfill his request. In accordance with the allocation policy resolution, potential non-residential candidates that have requested connection permits that require multiple EDU’s shall only be extended a written offer if sufficient EDU’s are available to fulfill the full project request. In speaking with Mr. Rowe on several occasions, he somewhat understands the Borough’s situation with the Pennsylvania Department of Environmental Protection (DEP) and how that process is working; however, when the Borough only receives five (5) EDU’s at a time, the allocation policy resolution is kind of eliminating potential non-residential candidates requiring more EDU’s than the amount received. Mr. Romanini clarified that the other reason why he’s asking specifically is because his contract with Mr. Gutelius expires on Wednesday, August 12, 2020 and one (1) of the contingencies is that they were able to secure the necessary connection permits to do the project.

68 Mrs. Metzger provided an update on the status of the sewer EDU connections to the Mifflinburg sanitary  
69 sewer system. Mrs. Metzger reported that DEP has allotted the Borough fifteen (15) EDU's. It's  
70 anticipated that availability of the fifteen (15) EDU's will be advertised for distribution at the Tuesday,  
71 August 18, 2020 regular Borough Council meeting.  
72

73 Ms. Anne Coyne, with "The I Am Alliance" group, and Mr. Doug Richard, with "Mifflinburg Against  
74 Racism and Hate" group, participated in tonight's virtual meeting to request Borough Council  
75 permission to utilize the Mifflinburg Community Park on Sunday, July 26, 2020 to conduct the  
76 Mifflinburg Pride Event to rally against homophobia, transphobia and racism. The coalition of groups  
77 involved with this event include: The I Am Alliance, Green New Deal Lewisburg, If Not Us, Then Who,  
78 and Mifflinburg Against Racism and Hate. Ms. Coyne reported that the group originally wanted to have  
79 the rally at 4<sup>th</sup> and Chestnut Streets, where the Black Lives Matter rally was held; however, after  
80 discussing this event with Mayor Cooney and Chief Hackenburg, they suggested that the group request  
81 permission to hold the rally at the Mifflinburg Community Park.  
82

83 Mayor Cooney informed Borough Council that he stands behind his decision to not permit this event to  
84 occur at 4<sup>th</sup> and Chestnut Streets due to the potential safety risks of potentially hundreds of protestors  
85 gathered along the state highway as steady traffic including heavy trucks move through town at 25 mph  
86 with the possibility of someone stepping in front of a car. Chief Hackenburg clarified that he and Mayor  
87 Cooney don't have any issues with the coalition of groups involved or the message of the protest; their  
88 concern is strictly that the location is not good. The street and the layout of town was never designed to  
89 hold hundreds of people safely in one downtown location. During the Zoom meeting with Ms. Coyne,  
90 the question was raised by one of the other group participants that they allowed the Black Lives Matter  
91 protest to take place. Chief Hackenburg stated that he and Mayor Cooney had concerns with the Black  
92 Lives Matter protest prior to it happening, and he feels their concerns were pretty much cemented as  
93 valid when they actually saw it in person. Moving forward, he would recommend that some of the  
94 ordinances be revised to only allow or permit protest in certain areas or location in the Borough  
95 regardless of the message.  
96

97 Mr. Zimmerman expressed that he feels this is a racist and political issue and the Municipality should  
98 not get involved in this. Ms. Coyne stated that although this event initially started in response to the  
99 controversial anti-LGBTQIA+ (Lesbian, Gay, Bisexual, Pansexual Transgender, Genderqueer, Queer,  
100 Intersexed, Agender, Asexual, and Ally community) sign that was posted on the supermarket's doors at  
101 Wenger's Grocery Outlet, it's bigger than that now. It's in response to the event at the Bloomsburg Fair  
102 and in response to all these different experiences and moments that are happening.  
103

104 Ms. Lewis clarified that under the First Amendment in the Constitution of the United States, people have  
105 a legal right to protest through a demonstration, a march, or a similar public gathering or event. Ms.  
106 Lewis stated that she is okay with allowing these types of events, but at a location that is safe and  
107 approved by Mayor Cooney and Chief Hackenburg.  
108

109 Mr. Steve Walter, Fire Chief of the Mifflinburg Hose Company No. 1 located at 325 Chestnut Street,  
110 expressed that based solely on the Black Lives Matter protest, he doesn't think the Mifflinburg Hose  
111 Company is sending a good message as a fire department sitting in their station during a protest. The  
112 Mifflinburg Hose Company had measures in place during the protest in the event that something went  
113 south; however, he doesn't know what kind of message that is sending. Mr. Walter concurred with  
114 Mayor Cooney and Chief Hackenburg that 4<sup>th</sup> and Chestnut Street is not a good location and stated that  
115 he would also like to see the event move to a different location.  
116

117 Mrs. Hackenburg reiterated that since their request to have the rally at 4<sup>th</sup> and Chestnut Streets has been  
118 denied; the group is now requesting Borough Council permission to utilize the Mifflinburg Community  
119 Park on Sunday, July 26, 2020 to conduct the Mifflinburg Pride Event. Mrs. Metzger pointed out that  
120 normally special events pre-approved by Borough Council utilize the whole park; however, ½ of  
121 Pavilion 2 has already been reserved on this date for a family reunion. Mrs. Hackenburg inquired how  
122 many people were expected to attend this event. Ms. Coyne indicated that according to Facebook, it's  
123 anticipated that this event may draw more than 400 people. Mrs. Hackenburg stated that in accordance  
124 with Governor Tom Wolf's guidelines, all gatherings are limited to no more than 250 people (outdoors)  
125 and 25 people (indoors) in counties in the green phase of reopening, maintaining 6-foot social  
126 distancing, when required to meet, even when conducted outside. A lengthy discussion was held; Mr.  
127 Fry interjected that this whole thing started in response to the controversial anti-LGBTQIA+ sign that  
128 was posted on the supermarket's doors at Wenger's Grocery Outlet, a business that's not even located in  
129 the Borough. Now this group wants to bring their fight to Mifflinburg; we don't need that in this town.  
130 Mr. Fry expressed that anyone is welcome to come to Mifflinburg regardless of ethnicity, nationality,  
131 race, creed, or sexual orientation and if this group has a protest, they should take it to Mark Wenger;  
132 Mifflinburg doesn't need to be involved in this matter.  
133  
134

135 Mr. Zimmerman requested that this matter be tabled until the Tuesday, August 18, 2020 Borough  
136 Council meeting to be further discussed. Mr. Page advised that the Mifflinburg Pride Event is scheduled  
137 for this Sunday, July 26, 2020; tabling action would be effectively denying this request.  
138

139 Ms. Lewis made a motion to deny Ms. Anne Coyne's request to utilize the Mifflinburg Community Park  
140 on Sunday, July 26, 2020 to conduct the Mifflinburg Pride Event on the basis that Borough Council  
141 cannot guarantee that the attendees will be within the allowed limit of 250 people as set by Governor  
142 Tom Wolf's COVID-19 pandemic guidelines. Mrs. Hackenberg asked if there was a second to the  
143 motion. There was no second to the motion. The motion died due to lack of a second.  
144

145 Mr. Page clarified that the motion to deny Ms. Coyne's request to utilize the Mifflinburg Community  
146 Park on Sunday, July 26, 2020 to conduct the Mifflinburg Pride Event did not pass. In accordance with  
147 the Borough of Mifflinburg Pavilion Reservation Terms and Conditions of Agreement, all special events  
148 held at the Mifflinburg Community Park/Pool must be pre-approved by Borough Council which has not  
149 been granted. Therefore, Ms. Coyne will not be permitted to utilize Pavilion 1 at the Mifflinburg  
150 Community Park for this event.  
151

152 Ms. Cheryl A. Wilbur, with the Northern Tioga County Centennial Lions Club - District 14-G, informed  
153 Borough Council that she participated in tonight's virtual meeting on behalf of the Millmont West  
154 Union Area Lions Club. Ms. Wilbur reported that as the State Member/Chairperson of the Pennsylvania  
155 Lions, she would like to visit local businesses and offices and reach out to them to recruit new club  
156 members. Ms. Wilbur provided Borough Council with an overview of Lions activities and membership  
157 benefits. Mr. Zimmerman thanked the Millmont West Union Area Lions Club for supporting our  
158 communities for many decades.  
159

160 Mr. Steve Walter, Fire Chief for the Mifflinburg Hose Company No. 1 located at 325 Chestnut Street,  
161 participated in tonight's virtual meeting to provide Borough Council with a brief update on the  
162 Borough's Insurance Service Office (ISO) rating, also referred to as a fire score or Public Protection  
163 Classification (PPC). Mr. Walter reported that the Mifflinburg Hose Company has been working hard to  
164 achieve a lower ISO rating. The Mifflinburg Hose Company recently underwent a review and analysis  
165 of the structural fire suppression delivery system they provide to the community. As a result of this  
166 review, the ISO lowered the Borough's rating from a Class 4 to a Class 3, which could mean insurance  
167 premiums savings for local home and business owners. Mr. Walter thanked Borough Council on behalf  
168 of himself and the Mifflinburg Hose Company, for their continued support and the Borough's assistance  
169 with coordinating the hydrant flow testing work in conjunction with their hydrant flushing work.  
170

171 Mr. Zimmerman thanked the Mifflinburg Hose Company for their hard work and congratulated them on  
172 lowering the Borough's ISO rating from a Class 4 to a Class 3.  
173

174  
175 Motion by: Tod M. Steese

176 Second by: Richard J. Fry  
177

178 **MOTION: To approve the Mifflinburg Borough Zoning Report for June 2020 and authorize**  
179 **payment to the Central Keystone Council of Governments (CK-COG) in the amount of \$2,668.60.**  
180

181 Yes – Ms. Lewis, Mr. Steese, Mr. Zimmerman, Mr. Fry, Mrs. Hackenberg  
182

183 No – None  
184  
185

186 Mrs. Metzger reminded Borough Council that following the September 2019 Corrective Action Plan  
187 (CAP) submission, the Pennsylvania Department of Environmental Protection (DEP) released five (5)  
188 sewer EDU's. Borough Council took action at the Tuesday, March 17, 2020 regular Borough Council  
189 meeting to award two (2) of the five (5) available sewer EDU's to Mr. Dave Gutelius for Lot #22 and  
190 Lot #23 Oak Avenue. Mr. Romanini had also submitted a request for a connection permit that required  
191 multiple EDU's; however, there were insufficient EDU's available to fulfill his request. In accordance  
192 with Paragraph VII of the EDU allocation policy resolution, Potential non-residential candidates that  
193 have requested connection permits that require multiple EDU's shall only be extended a written offer if  
194 sufficient EDU's are available to fulfill the full project request. If insufficient EDU's exist to fulfill a  
195 candidate's request, the next candidate, as determined under Paragraph IV, will be offered the  
196 connection. Since there were no other requests submitted and the EDU allocation policy resolution  
197 doesn't address how the remaining three (3) EDU's should be handled: would they have to be re-  
198 advertised or distributed first come, first served; Mr. Page advised that he would review the EDU  
199 allocation policy resolution, as well as the advertisement for these EDU's, and make a recommendation  
200 for a path forward. Subsequently, Borough Council took action to re-advertise the remaining three (3)  
201 EDU's with different language and to advertise on the Borough's website if advised by the Solicitor.

202 Mrs. Metzger reported that as discussed at the Tuesday, March 17, 2020 regular Borough Council  
203 meeting, Mr. Page has revised the EDU allocation resolution to add Paragraphs VI which reads that if  
204 any EDU's remain available after the initial distribution in accordance with Paragraphs B. I – IV above,  
205 the remaining EDU's shall be distributed on a first come, first serve basis until all available EDU's are  
206 distributed. A copy of the revised resolution has been distributed to Borough Council members via  
207 email prior to tonight's meeting. Mrs. Metzger noted that there are a few additional revisions that were  
208 recommended to the EDU allocation policy resolution which are as follows:

- 209
- 210 1. Add language on how to address Potential non-residential candidates that have requested
  - 211 connection permits that require multiple EDU's if insufficient EDU's are available to fulfill
  - 212 the full project request.
  - 213 2. Add a clearer definition to the meaning for Existing Connection.
- 214

215 A lengthy discussion was held; Mrs. Metzger clarified that the additional revisions were discussed at a  
216 Borough Work Session; however, they have not been included in the revised the EDU allocation  
217 resolution. Borough Council action is requested to adopt Resolution No. 2020-15; a resolution  
218 establishing and adopting a policy for the distribution of connection permits under state, federal or  
219 regulatory limitations.

220

221 Motion by: Linda L. Lewis

222 Second by: Richard J. Fry

223

224 **MOTION: To adopt Resolution No. 2020-15; A resolution establishing and adopting a policy for**  
225 **the distribution of connection permits under state, federal or regulatory limitations, as is.**

226

227 Yes – Mr. Steese, Mr. Fry, Ms. Lewis, Mrs. Hackenberg

228

229 No – Mr. Zimmerman

230

231

232 Mrs. Metzger informed Borough Council that action is requested to authorize her to advertise the  
233 availability of eighteen (18) sewer EDU's: the remaining three (3) EDU's from the March 2020  
234 distribution and the fifteen (15) EDU's that the Borough will be receiving from DEP, for distribution at  
235 the Tuesday, August 18, 2020 regular Borough Council meeting.

236

237 Motion by: Tod M. Steese

238 Second by: Richard J. Fry

239

240 **MOTION: To authorize Mrs. Metzger to advertise the availability of eighteen (18) sewer EDU's in**  
241 **accordance with Resolution No. 2020-15; a resolution establishing and adopting a policy for the**  
242 **distribution of connection permits under state, federal, or other regulatory limitations for**  
243 **distribution at the Tuesday, August 18, 2020 regular virtual Borough Council meeting.**

244

245 Approved via unanimous voice vote.

246

247

248 Mrs. Erin Threet, HRG, Inc., provided Borough Council with an update on the status of the Mifflinburg  
249 Dewatering Upgrade Project. Mrs. Threet reported that HRG, Inc. has been working to finalize review  
250 of the design submittal for the Schwing Dewatering Screw Press System. Subsequent to finalizing  
251 review of the design submittal, HRG, Inc. will proceed to move forward with bidding and installation of  
252 the Schwing Dewatering and Ancillary Equipment.

253

254 Mr. Rowe provided Borough Council with an update on the status of the Mill Street Reconstruction and  
255 Chestnut Street Water Main Replacement Projects. Mr. Rowe reported that the contractor, Dave  
256 Gutelius Excavating, Inc., has submitted Change Order No. 1 for a price increase of \$18,378.50. This  
257 change order amends the contract price to incorporate the following additional work items for the  
258 Chestnut Street Water Main Replacement Project:

259

- 260 • Addition of live tap to water main at Line Street (\$7,426.60).
  - 261 • Additional cost to account for mismarked water main (\$1,387.04).
  - 262 • Additional cost to account for mismarked water service (\$9,564.86).
- 263

264 A copy of the change order has been distributed to Borough Council members via email prior to  
265 tonight's meeting. Uni-Tec Consulting Engineers, Inc. has reviewed the change order and is  
266 recommending that Borough Council take action to approve this change order.

267 Mr. Rowe noted that upon acceptance of the Time & Materials Change Order, the Borough will receive  
268 a change order for a decrease in the contract price in the amount of \$6,890.20 for the Pay Items and  
269 approximate quantities not applied for on payment application.  
270

271 Motion by: Linda L. Lewis

272 Second by: Richard J. Fry

273

274 **MOTION: To approve Change Order No. 1 to Dave Gutelius Excavating, Inc. for the Mill Street**  
275 **Reconstruction and Chestnut Street Water Main Replacement Projects for a price increase of**  
276 **\$18,378.50**

277

278 Yes – Mr. Zimmerman, Mr. Fry, Ms. Lewis, Mr. Steese, Mrs. Hackenberg

279

280 No – None

281

282

283 Mr. Rowe reported that Dave Gutelius Excavating, Inc. has also submitted Change Order No. 2 for a  
284 price increase of \$21,602.49 for the Mill Street Reconstruction and Chestnut Street Water Main  
285 Replacement Projects. This change order amends the contract price to incorporate the additional cost to  
286 account for mismarked water main for the Mill Street Reconstruction Project. A copy of the change  
287 order has been distributed to Borough Council members via email prior to tonight's meeting. Uni-Tec  
288 Consulting Engineers, Inc. has reviewed the change order and is recommending that Borough Council  
289 take action to approve this change order.  
290

290

291 Motion by: Linda L. Lewis

292 Second by: Richard J. Fry

293

294 **MOTION: To approve Change Order No. 2 to Dave Gutelius Excavating, Inc. for the Mill Street**  
295 **Reconstruction and Chestnut Street Water Main Replacement Projects for a price increase of**  
296 **\$21,602.49.**

297

298 Yes – Mr. Fry, Ms. Lewis, Mr. Steese, Mr. Zimmerman, Mrs. Hackenberg

299

300 No – None

301

302

303 Mr. Rowe stated that in addition to the changes orders, Dave Gutelius Excavating, Inc. has also  
304 submitted Payment Application No. 1 in the amount of \$112,740.75 for the Mill Street Reconstruction &  
305 Chestnut Street Water Main Replacement Projects. A copy of the payment application has been  
306 distributed to Borough Council members via email prior to tonight's meeting. Uni-Tec Consulting  
307 Engineers, Inc. has reviewed the payment application and is recommending that Borough Council take  
308 action to approve this payment application.  
309

309

310 Motion by: Linda L. Lewis

311 Second by: Richard J. Fry

312

313 **MOTION: To approve Payment Application No. 1 to Dave Gutelius Excavating, Inc. for the Mill**  
314 **Street Reconstruction & Chestnut Street Water Main Replacement Projects in the amount of**  
315 **\$112,740.75.**

316

317 Yes – Ms. Lewis, Mr. Steese, Mr. Zimmerman, Mr. Fry, Mrs. Hackenberg

318

319 No – None

320

321

322 Mr. Rowe provided Borough Council with an update on the status of the three (3) Waterline Projects:  
323 Industrial Park Road, South 10<sup>th</sup> Street, and Thompson Street and the two (2) design only Stormwater  
324 Projects: the Mifflinburg Community Park and North 3rd Street.  
325

325

326 Mr. Rowe also provided Borough Council with an update on the status of the architectural design for the  
327 Borough Equipment Center located at 6 Industrial Parkway and the Mifflinburg Hose Company  
328 Building located at 325 Chestnut Street.  
329

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332

333 Mrs. Metzger reminded Borough Council that \$100,000.00 has been included in the 2020 Budget for  
334 sewer line repair work. Mrs. Metzger reported that the Borough has reviewed the highest rated pipe  
335 segments with critical issues which are prioritized for repair as noted on the Pipeline Rating Map for the  
336 Closed Circuit Television (CCTV) Camera work. Borough Management has obtained some cost  
337 estimates for the sewer line repair work and the cost estimates were just under \$60,000.00. Mrs.  
338 Metzger clarified that formal bid would be required since this work exceeds the \$25,000.00 bidding  
339 threshold. Borough Council direction is requested as to how to proceed. A discussion was held; it was  
340 the consensus of Borough Council to direct Borough Management to prepare and solicit a bids for the  
341 Sewer Repair Project.  
342

343 Mrs. Metzger reminded Borough Council that they took action at the Tuesday, June 16, 2020 virtual  
344 Borough Council meeting to waive utility termination for June 2020; and to offer extended payment  
345 arrangements for past due balances through August 2020, since the Governor has prohibited evictions  
346 through August 31, 2020. Mrs. Metzger reported that Borough Council consideration is requested on  
347 whether or not they want to waive utility termination for July 2020.  
348

349 A lengthy discussion was held regarding notifications to landlords; Mr. Zimmerman stated that he thinks  
350 the Utility Collection Policy should be amended to require that property owners be notified when their  
351 tenant has been terminated for non-payment.  
352

353 Mr. Zimmerman made a motion to waive utility termination for July 2020 and table this until the  
354 Tuesday, August 18, 2020 Borough Council meeting. Mrs. Hackenberg asked if there was a second to  
355 the motion. There was no second to the motion. The motion died due to lack of a second.  
356

357 Motion by: Linda L. Lewis

358 Second by: Richard J. Fry  
359

360 **MOTION: To proceed with utility termination for July 2020.**  
361

362 Mrs. Metzger clarified that the Borough should proceed with utility termination for both residential and  
363 businesses alike.  
364

365 Approved via voice vote with Mr. Zimmerman voting no.  
366  
367

368 Mrs. Metzger reminded Borough Council that they took action at the Tuesday, July 16, 2019 regular  
369 Borough Council meeting to authorize Mr. Rowe to submit a Community Development Block Grant  
370 (CDBG) application through the Pennsylvania Department of Community and Economic Development  
371 (DCED) for additional ADA curb ramps in the amount of \$125,000.00. Mrs. Metzger reported that the  
372 Borough has received the Subrecipient Agreements between the Borough of Mifflinburg and Union  
373 County for the CDBG funds. The agreement has been emailed to Mr. Page for review and approval.  
374

375 Mr. Page informed Borough Council that he has received the Subrecipient Agreement; however, he has  
376 not had a chance to review the agreement. Mr. Page advised Borough Council that they could take  
377 action to approve the Subrecipient Agreement, contingent upon to the Solicitor's review and approval.  
378

379 Motion by: Duane L. Zimmerman

380 Second by: Linda L. Lewis  
381

382 **MOTION: To approve the Subrecipient Agreement between the Borough of Mifflinburg and**  
383 **Union County for the Community Development Block Grant (CDBG) funds for additional ADA**  
384 **curb ramps, contingent upon to the Solicitor's review and approval.**  
385

386 Yes – Mr. Steese, Mr. Zimmerman, Mr. Fry, Ms. Lewis, Mrs. Hackenberg  
387

388 No – None  
389  
390

391 Mrs. Metzger requested an executive session to discuss potential litigation and personnel matters.  
392

393 Mayor Cooney informed Borough Council that they received a copy of the Monthly Police Report for  
394 June 2020 included in the information tonight.  
395  
396  
397  
398

399 Mayor Cooney informed Borough Council that Mr. Jared Fry, with the Mifflinburg Hose Company No.  
400 1, has contacted him regarding the Mifflinburg Hose Company's Annual 9/11 Memorial Walk. Mr. Fry  
401 indicated that the Mifflinburg Hose Company will be hosting its 5<sup>th</sup> Annual 9/11 Memorial Walk this  
402 year; however, they will be holding it without much fanfare. A PennDOT permit will not be required  
403 since there will be no road closures in Mifflinburg as in years past, so Borough Council permission is  
404 not required. All participants in the 9/11 Memorial Walk will be required to adhere to all rules of the  
405 road in accordance with the General Pedestrian Law Pennsylvania's Vehicle Code.  
406

407 Chief Hackenburg informed Borough Council that they should have received an email that he sent prior  
408 to tonight's virtual meeting regarding the Noise Complaint Research Report. As directed at the  
409 Tuesday, June 16, 2020 virtual Borough Council meeting, the Mifflinburg Police Department has  
410 completed a traffic study in the vicinity of 4<sup>th</sup> Street and other nearby areas in the Borough. Chief  
411 Hackenburg provided Borough Council with an update on the status of the sound level data study that  
412 the data collected. A lengthy discussion was held; it was the consensus of Borough Council that based  
413 on the data collected, there was not sufficient evidence of a vehicular sound issue within the borough to  
414 justify pursuing the matter any further. Borough Council directed Chief Hackenburg to closeout this  
415 complaint and send a letter to Ms. Paula Christy notifying her of this.  
416

417  
418 Motion by: Duane L. Zimmerman

419 Second by: Richard J. Fry

420

421 **MOTION: To enter into executive session at 8:45 PM.**

422

423 Approved via unanimous voice vote.

424

425

426 Motion by: Linda L. Lewis

427

428 **MOTION: To reconvene the meeting at 9:25 PM.**

429

430 Approved via unanimous voice vote.

431

432

433 Motion by: Tod M. Steese

434 Second by: Linda L. Lewis

435

436 **MOTION: To grant Mr. Geoffrey Smith permanent full-time employment status effective**  
437 **Monday, July 27, 2020 at a wage of \$19.50/hr. as an Electric Lineman Apprentice/Lineman III**  
438 **under the terms of the current non-uniformed employment contract.**

439

440 Yes – Mr. Zimmerman, Mr. Fry, Ms. Lewis, Mr. Steese, Mrs. Hackenberg

441

442 No – None

443

444

445 Motion by: Duane L. Zimmerman

446 Second by: Richard J. Fry

447

448 **MOTION: To grant Mr. Ronald Miller permanent full-time employment status effective Monday,**  
449 **August 3, 2020 at a wage of \$17.50/hr. as a Maintenance Worker II under the terms of the current**  
450 **non-uniformed employment contract.**

451

452 Yes – Mr. Fry, Ms. Lewis, Mr. Steese, Mr. Zimmerman, Mrs. Hackenberg

453

454 No – None

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466 Motion by: Tod M. Steese  
467 Second by: Duane L. Zimmerman

468  
469 **MOTION: To authorize an incentive raise to Mr. Patrick Wetzel, Water/Wastewater Technician**  
470 **3, of \$0.50/hr. for the work he's completed towards obtaining his Class B sewer license and a Class**  
471 **C water license.**

472  
473 Yes – Ms. Lewis, Mr. Steese, Mr. Zimmerman, Mr. Fry, Mrs. Hackenberg

474  
475 No – None

476  
477  
478 Motion by: Linda L. Lewis  
479 Second by: Richard J. Fry

480  
481 **MOTION: To ratify the consolidated claim filed by the Borough of Mifflinburg against Purdue**  
482 **Pharmaceuticals.**

483  
484 Yes – Mr. Steese, Mr. Zimmerman, Mr. Fry, Ms. Lewis, Mrs. Hackenberg

485  
486 No – None

487  
488  
489 Motion by: Todd M. Steese

490  
491 **MOTION: To adjourn the Mifflinburg Borough Council meeting.**

492  
493 Approved via unanimous voice vote.

494  
495  
496 Meeting adjourned at 9:30 PM.

497  
498 Respectfully Submitted,

499  
500  
501 Misty L. Ross  
502 Assistant Borough Secretary  
503