

1 MINUTES OF MIFFLINBURG BOROUGH COUNCIL

2 November 16, 2021

3

4

|  | PRESENT                | ABSENT |
|--|------------------------|--------|
| 5 Beverly L. Hackenberg, Council President | X                      |        |
| 6 Tod M. Steese, Vice President            | X                      |        |
| 7 Richard J. Fry, Council Member           | X                      |        |
| 8 Ellie K. Kreisher, Council Member        | X – Arrived at 6:31 PM |        |
| 9 Linda L. Lewis, Council Member           | X                      |        |
| 10 Matthew C. Wagner, Council Member       | X                      |        |
| 11 David M. Cooney, Mayor                  | X                      |        |
| 12 Jeffrey L. Hackenburg, Chief of Police  | X                      |        |
| 13 Allen P. Page IV, Solicitor             | X                      |        |
| 14 Margaret A. Metzger, Borough Manager    |                        | X      |
| 15 Robert M. Rowe, Borough Project Manager | X                      |        |
| 16 Misty L. Ross, Assistant Secretary      | X                      |        |

17

18 The regular meeting of Mifflinburg Borough Council was called to order at 6:30 PM.

19

20 Visitors present at this meeting were Owen Sanders, Bronwen Sanders and Larry Potash.

21

22 Mrs. Hackenberg announced that approval of the minutes of the Tuesday, October 19, 2021 regular  
23 meeting of Mifflinburg Borough Council will be deferred until the Tuesday, December 21, 2021 regular  
24 Council meeting.

25

26

27 Motion by: Linda L. Lewis

28 Second by: Richard J. Fry

29

30 **MOTION: To approve payment of Bill List # 2021-11 in the amount of \$494,626.05.**

31

32 Yes – Mr. Fry, Mrs. Kreisher, Ms. Lewis, Mr. Steese, Mr. Wagner, Mrs. Hackenberg

33

34 No – None

35

36

37 Mrs. Hackenberg reported that Mr. Tim Turner was supposed to be present at tonight’s meeting  
38 regarding the commercial Equivalent Dwelling Unit (EDU) methodology; however, he is not present at  
39 tonight’s meeting.

40

41 Mr. Page explained that the Borough, in conjunction with the Borough Engineer, conducted an EDU  
42 audit of all non-residential properties located in the Borough. The purpose of the audit was to inventory  
43 all non-residential EDUs and establish a baseline moving forward. The number of assigned EDUs was  
44 calculated based on the number of units currently assigned to their property by the Borough and a  
45 review of the property’s average water usage over a two-year period (beginning January 2018 and  
46 ending December 2019). The results of the EDU audit will be incorporated in a resolution and presented  
47 to Borough Council for consideration. Notices were recently sent to non-residential owners to inform  
48 them of the recent audit and the results of same, so that they were aware of the number of EDUs that  
49 will be assigned to their account. The notices were sent via mail on October 20, 2021 (at the earliest)  
50 with the idea that owners have thirty (30) days should they have any questions or concerns. Mr. Page  
51 indicated that he believes just based on issues with the mail in general and the timing of certain  
52 interjections, that there was some delay in owners receiving these notices and recommended that  
53 Borough Council defer action on the commercial EDU resolution until the Tuesday, December 21, 2021  
54 regular Borough Council meeting to allow affected businesses additional time to voice any questions or  
55 concerns they may have.

56

57

58 Motion by: Tod M. Steese

59 Second by: Linda L. Lewis

60

61 **MOTION: To approve the Mifflinburg Borough Zoning Report for October 2021 and authorize  
62 payment to the Central Keystone Council of Governments (CK-COG) in the amount of \$2,278.36.**

63

64 Yes – Mrs. Kreisher, Ms. Lewis, Mr. Steese, Mr. Wagner, Mr. Fry, Mrs. Hackenberg

65

66 No – None

67

68 Mr. Rowe reported that Borough Council direction is requested at to whether or not they want to  
 69 proceed with purchasing a video conferencing unit for the Borough Council meeting room. Mr. Wagner  
 70 moved that the Borough doesn't proceed with purchasing either of the video conferencing units for the  
 71 Borough Council meeting room. Mr. Wagner stated that in his opinion it's a waste of money. If people  
 72 have a public interest in the actions of government, they should be responsible and attend the public  
 73 meetings. Mr. Fry and Mayor Cooney were both in agreement with Mr. Wagner, while Ms. Lewis  
 74 disagreed. Ms. Lewis expressed that she kind of likes the idea of purchasing a video conferencing unit  
 75 for the Borough Council meeting room. A discussion was held regarding the purchase of a video  
 76 conferencing systems. Mrs. Hackenberg deferred further discussion on the video conferencing systems  
 77 until the Tuesday, December 7, 2021 Borough Work Session.

78  
 79 Mr. Rowe reported that R. Gordon Ziegler has submitted an application for three (3) sewer EDUs for 10  
 80 Ann Street; 20 Ann Street; and 21 Ann Street. A copy of the application has been included in the  
 81 information tonight. Borough Council action is requested to allocate three (3) sewer EDUs to Gordon  
 82 Ziegler for 10 Ann Street; 20 Ann Street; and 21 Ann Street. Mr. Rowe stated that with the three (3)  
 83 EDUs allocated to R. Gordon Ziegler, there are ten (10) EDUs that remain undistributed

84  
 85 Motion by: Richard J. Fry  
 86 Second by: Tod M. Steese

87  
 88 **MOTION: To allocate three (3) sewer EDUs R. Gordon Ziegler for 10 Ann Street; 20 Ann Street;  
 89 and 21 Ann Street.**

90  
 91 Approved via unanimous voice vote.

92  
 93  
 94 Mr. Rowe provided Borough Council with an update on the status of the Borough Equipment Center  
 95 located at 6 Industrial Parkway and the Mifflinburg Hose Company Building located at 325 Chestnut  
 96 Street Renovation. Mr. Rowe reminded Borough Council that they took action at the Tuesday, October  
 97 19, 2021 regular Borough Council meeting to authorize him to solicit bids for the Borough Equipment  
 98 Center and the Mifflinburg Hose Company Building Renovations. Mr. Rowe reported that Anthony H.  
 99 Visco Jr. Architects has solicited bids for the Borough Equipment Center and the Mifflinburg Hose  
 100 Company Building Renovations. The bid opening was held on Monday, November 15, 2021 at 1:00  
 101 PM. The following are the bids received for the Borough Equipment Center and the Mifflinburg Hose  
 102 Company Building Renovation:

103 **List of Prime General Bidders**

|                          | <u>Base Bid</u> | <u>Equip. Center</u> | <u>Hose Co.</u> | <u>Alt G1</u> | <u>Alt G2</u> |
|--------------------------|-----------------|----------------------|-----------------|---------------|---------------|
| 104 Yoder Builders, Inc. | \$131,502.00    | \$ 79,339.00         | \$52,163.00     | \$11,551.00   | \$10,653.00   |
| 106 WSL Incorporated     | \$131,763.00    | \$ 76,795.00         | \$54,968.00     | \$17,943.00   | No Bid        |
| 107 Lundy Construction   | \$183,000.00    | \$102,600.00         | \$80,400.00     | \$22,600.00   | \$ 7,600.00   |
| 108 Martins Construction | \$205,510.00    | \$113,351.00         | \$92,159.00     | \$13,869.00   | \$ 1,523.00   |
| 109 Gray Builders        | No Bid          |                      |                 |               |               |
| 110 M&R Contracting      | No Bid          |                      |                 |               |               |
| 111 Turnkey Construction | No Bid          |                      |                 |               |               |

112  
 113 **List of Prime Plumbing Bidders**

|                        | <u>Base Bid</u> | <u>Equip. Center</u> | <u>Hose Co.</u> | <u>Alt P1</u> |
|------------------------|-----------------|----------------------|-----------------|---------------|
| 114 Silvertip Inc.     | \$ 52,300.00    | \$ 30,000.00         | \$22,300.00     | \$ -0-        |
| 116 Spencer Mechanical | \$ 63,100.00    | \$ 33,750.00         | \$29,350.00     | \$ 1,300.00   |

117  
 118 **List of Prime HVAC Bidders**

|                        | <u>Base Bid</u> | <u>Equip. Center</u> | <u>Hose Co.</u> |
|------------------------|-----------------|----------------------|-----------------|
| 119 Silvertip Inc.     | \$ 54,300.00    | \$ 15,600.00         | \$38,700.00     |
| 121 Spencer Mechanical | \$ 82,800.00    | \$ 24,400.00         | \$58,400.00     |

122  
 123 **List of Prime Electrical Bidders**

|                          | <u>Base Bid</u> | <u>Equip. Center</u> | <u>Hose Co.</u> |
|--------------------------|-----------------|----------------------|-----------------|
| 124 KC Larson Inc.       | \$ 30,315.00    | \$ 11,115.00         | \$19,200.00     |
| 126 BA Meixel Electrical | \$ 43,645.00    | \$ 18,650.00         | \$24,995.00     |
| 127 TRA Electric         | \$ 55,500.00    | \$ 19,100.00         | \$36,400.00     |
| 128 Selsyn Electric      | No Bid          |                      |                 |

129  
 130 A copy of the bid tabulation has been included in the information tonight. Mr. Rowe informed Borough  
 131 Council that \$251,000.00 has been budgeted for both projects. The total for all four (4) low base bids  
 132 without the alternates is \$268,417.00; a shortfall of \$17,417.00. The bids are good for thirty (30) days.  
 133 Borough Council direction is requested on how they want to proceed with awarding the bids.

135 Motion by: Ellie K. Kreisher  
136 Second by: Tod M. Steese

137  
138 **MOTION: To award bid for the General Contract to Yoder Builders, Inc. for the base bid amount**  
139 **of \$131,502.00; the Plumbing Contract to Silvertip Inc. for the base bid amount of \$52,300.00; the**  
140 **HVAC Contract to Silvertip Inc. for the base bid amount of \$54,300.00; and the Electrical**  
141 **Contract to KC Larson Inc. for the base bid amount of \$30,315.00 for the Borough Equipment**  
142 **Center and the Mifflinburg Hose Company Building Renovations.**

143  
144 Yes – Ms. Lewis, Mr. Steese, Mr. Wagner, Mr. Fry, Mrs. Kreisher, Mrs. Hackenberg

145  
146 No – None

147  
148  
149 Mr. Rowe provided Borough Council with an update on the status of the CFA Grant funded Sanitary  
150 Sewer Main Replacement Project for High Alley and Hickory Street. Mr. Rowe reported that Snyder  
151 Environmental Services has submitted Payment Application No. 1 in the amount of \$154,346.35 for the  
152 CFA Grant funded Sanitary Sewer Main Replacement Project for High Alley and Hickory Street. A  
153 copy of the payment application has been included in the information tonight. Uni-Tec Consulting  
154 Engineers, Inc. has reviewed the payment application and is recommending that Borough Council take  
155 action to approve this payment application.

156  
157 Motion by: Tod M. Steese  
158 Second by: Linda L. Lewis

159  
160 **MOTION: To approve Payment Application No. 1 to Snyder Environmental Services for the CFA**  
161 **Grant funded Sanitary Sewer Main Replacement Project for High Alley and Hickory Street in the**  
162 **amount of \$154,346.35.**

163  
164 Yes – Mr. Steese, Mr. Wagner, Mr. Fry, Mrs. Kreisher, Ms. Lewis, Mrs. Hackenberg

165  
166 No – None

167  
168  
169 Mr. Rowe provided Borough Council with an update on the status of the Corrective Action Plan (CAP).

170  
171 Mr. Rowe reported that Mrs. Erin Threet, HRG, Inc., has prepared a supplement proposal to compensate  
172 for additional work that HRG, Inc. has performed to-date as well as to allow HRG, Inc. to complete the  
173 remaining tasks in accordance with the existing, executed Engineering Services Agreement dated  
174 Tuesday, March 20, 2018 and continue processing data through September 2022. The supplement  
175 proposal will be performed in accordance with the existing Agreement and the associated General  
176 Provisions currently in effect for this project and described as follows:

177  
178 Description of Additional Services

179  
180 HRG, Inc. has been helping the Borough to support ongoing bi-annual CAP submissions since  
181 their May 2019 authorization. This authorization envisioned provision of services (which at  
182 the time were primarily flow meter data processing/evaluation) through March 2020. As you  
183 know, HRG, Inc.'s processing of flow data decreased substantially due to ongoing issues with  
184 the metering equipment, so they were able to support nearly 3 additional CAP submissions  
185 within the previously authorized not to exceed fee. With the completion of the September  
186 2021 submission, they exceeded their fee by approximately \$1,500.00.

187  
188 Therefore, HRG, Inc. has prepared a supplemental proposal to the Borough's CAP Assistance  
189 Agreement to provide the following services:

- 190  
191
- 192 • Compensation for completion of the September 2021 CAP submission support as  
193 previously noted.
  - 194 • Continues compilation and analysis of Borough-provided sanitary sewer flow and rainfall  
195 data, focusing on available pump station and WWTP flows for use in CAP submissions.
  - 196 • Continued completion of WWTP operational summary for use in CAP submissions.

197  
198 For the purposes of this authorization, HRG, Inc. has assumed that bi-annual CAP submissions  
199 will continue through 2022 (March and September).

200

201 HRG, Inc.'s current contract for this work in on a time and materials basis for a fee not to exceed  
202 \$64,440.00 without prior authorization. Through the completion of work to-date, HRG, Inc. has  
203 expended just under \$65,900.00. It costs and average of \$3,800.00 to assist with CAP submissions. To  
204 authorize HRG, Inc. to continue to support CAP submissions through September 2022, HRG, Inc. is  
205 requesting a \$9,100.00 increase to their not-to-exceed fee, for a total not-to-exceed fee of \$73,540.00. A  
206 copy of the supplement proposal has been included in the information tonight. Borough Council action  
207 is requested to approve this supplement.  
208

209 Motion by: Ellie K. Kreisher

210 Second by: Linda L. Lewis

211

212 **MOTION: To approve the supplement proposal (Amendment #3) with HRG, Inc. to continue to**  
213 **support CAP submissions through September 2022, for a \$9,100.00 increase to their not-to-exceed**  
214 **fee.**

215

216 Yes – Mr. Wagner, Mr. Fry, Mrs. Kreisher, Ms. Lewis, Mr. Steese, Mrs. Hackenberg

217

218 No – None

219

220

221 Mr. Rowe provided Borough Council with an update on the status of the following projects:

222

- 223 • The Pelican's SnoBalls Subdivision & Land Development.
- 224 • The American Municipal Power (AMP) Generation Project.
- 225 • The Borough Sewer Lateral Inspections.
- 226 • The Borough Leaf Collection.

227

228 Mr. Page provided Borough Council with an update on the status of the American Municipal Power  
229 (AMP) Generation Project. Mr. Page reported that American Municipal Power (AMP) has prepared a  
230 Pool Purchase Approval Letter that relates to capacity purchase which reads as follows:

231

232 November 16, 2021

233

234 Mr. Michael Migliore

235 Vice President of Power Supply Planning and Marketing

236 American Municipal Power

237 1111 Schrock Rd.

238 Columbus, OH 43229

239

240 Dear Mike,

241

242 Pursuant to Section G.4. of the Eastern Pennsylvania Pool Participants Schedule (AMP  
243 Contract No. C-12-2012-9431), I am authorized by the Borough of Mifflinburg to approve on  
244 behalf of the Borough, and by my signature below do hereby authorize AMP to purchase the  
245 following Long Term Resource as a RPM Pool Resource that is greater than one year for resale  
246 to the EPPG Power Pool:

247

- 248 1. 78.42 MW of PJM Installed Capacity from NextEra for a term from June 1, 2023 through  
249 May 21, 2028 under the terms substantially in the form of the draft confirm provided by  
250 AMP on November 8, 2021.

251

252 Sincerely,

253

254 Beverly L. Hackenberg

255 Mifflinburg Borough Council President

256

257 A copy of the Pool Purchase Approval Letter has been included in the information tonight along with an  
258 EPPG Capacity Purchase from NextEra presentation packet. Mr. Page clarified that both he and Mr.  
259 Norm Baron, of Utility Engineers, PC, have reviewed the information and Borough Council action is  
260 requesting to authorize Mrs. Hackenberg to sign this letter.

261

262

263

264

265

266

267

268 Motion by: Ellie K. Kreisher  
269 Second by: Linda L. Lewis

270  
271 **MOTION: To authorize the Borough Council President, Mrs. Beverly L. Hackenberg, to sign the**  
272 **Pool Purchase Approval Letter authorizing AMP to purchase the Long Term Resource (as**  
273 **described above) as a RPM Pool Resource that is greater than one year for resale to the EPPG**  
274 **Power Pool.**

275  
276 Yes – Mr. Fry, Mrs. Kreisher, Ms. Lewis, Mr. Steese, Mr. Wagner, Mrs. Hackenberg

277  
278 No – None

279  
280  
281 Mr. Page informed Borough Council that they received a copy of the Agreement for Construction of  
282 Electric Service Facilities between PPL Electric Utilities Corporation and the Borough of Mifflinburg  
283 included in the information tonight. Mr. Page clarified that both he and Mr. Norm Baron, of Utility  
284 Engineers, PC, have reviewed the agreement and Borough Council action is requesting to approve this  
285 agreement.

286  
287 Motion by: Ellie K. Kreisher

288 Second by: Linda L. Lewis

289  
290 **MOTION: To approve and execute the Agreement for Construction of Electric Service Facilities**  
291 **between PPL Electric Utilities Corporation and the Borough of Mifflinburg.**

292  
293 Approved via unanimous voice vote.

294  
295  
296 Mrs. Hackenberg reported that the 2022 tentative budget for the Borough of Mifflinburg has been  
297 prepared and is ready for adoption. A copy of the 2022 tentative budget has been forwarded to Borough  
298 Council via email prior to tonight’s meeting. Borough Council action is requested to adopt the 2022  
299 tentative budget for the Borough of Mifflinburg with revenues in the amount of \$26,584,800.00 and to  
300 authorize her to advertise the availability of the budget for public inspection in accord with the Borough  
301 Code prior to final budget adoption at the Tuesday, December 21, 2021 regular Borough Council  
302 meeting.

303  
304 Motion by: Ellie K. Kreisher

305 Second by: Linda L. Lewis

306  
307 **MOTION: To adopt the 2022 tentative budget for the Borough of Mifflinburg with revenues in the**  
308 **amount of \$26,584,800.00 and to authorize Mrs. Metzger to advertise the availability of the budget**  
309 **for public inspection in accord with the Borough Code prior to final budget adoption at the**  
310 **Tuesday, December 21, 2021 regular Borough Council meeting.**

311  
312 Yes – Mrs. Kreisher, Ms. Lewis, Mr. Steese, Mr. Wagner, Mr. Fry, Mrs. Hackenberg

313  
314 No – None

315  
316  
317 Ms. Lewis provided Borough Council with an update on the status of the revisions to Chapter 3  
318 “Animals” of the Borough Code of Ordinances. Ms. Lewis reported that the Animal Nuisance  
319 Committee has review Chapter 3 “Animals” of the Borough Code of Ordinances. A copy of the draft  
320 amendment has been forwarded via email for Borough Council review. The draft amendment to  
321 Chapter 3 “Animals” of the Borough Code of Ordinances includes revisions to the dog ordinance as well  
322 as a proposed cat ordinance which reads as follows:

323  
324 Proposed Cat Ordinance

325  
326 § \_\_\_Nuisances.

327  
328 No person owning, harboring, keeping, or in charge of any cat shall cause, suffer, or allow such  
329 cat to soil, defile, defecate on or commit any nuisance on any common thoroughfare, sidewalk,  
330 passageway, bypath, play area, park, or any place where people congregate or walk, or on any  
331 public property whatsoever, or on any private property without the permission of the owner of  
332 said property. Nuisance complaints submitted to Borough Police must be accompanied by  
333 evidence of offense such as photo or video evidence as well as name and/or address of suspected  
334 owner, harbinger or keeper.

335 § \_\_\_ Warnings to Owners of Cats Creating a Nuisance  
336

337 The Borough Animal Law Officer or any Borough Police Officer shall make a reasonable  
338 attempt to contact any person who shall own, harbor or keep in custody any cat that creates a  
339 nuisance act as outlined in the previous paragraph, and provide a written warning for the first  
340 infraction.

341 § \_\_\_ Penalties.  
342

343 Any owner, custodian or keeper of any dog cat who shall violate any of the provisions of this  
344 Part any time after a first warning shall, upon each conviction thereof, be sentenced to pay a fine  
345 of not more than \$600 plus costs of prosecution and, in default of payment of such fine and  
346 costs, may be imprisoned for not more than five days; provided, such fine and costs may be in  
347 addition to any payments required to be made under Section \_\_\_ of this Part.  
348

349 § \_\_\_ Owner, Harboring or Keeper.  
350

351 In cases where no owner, harboring or keeper accepts responsibility either by denial as owner,  
352 harboring, or keeper after being contacted by the Borough Animal Law Officer or Mifflinburg  
353 Police Officer; or whereby no owner, harboring or keeper exists, the claimant shall be informed  
354 by the Borough Animal Law Officer or Mifflinburg Police Officer that no such owner, harboring  
355 or keeper is responsible for the animal.  
356

357 In such cases where no owner, harboring or keeper exists, the claimant of the nuisance report is  
358 authorized to contact local authorities such as local animal shelters, local 'spay and release'  
359 organizations, etc. for assistance in removal and handling of the cat causing the nuisance.  
360

361 A lengthy discussion was held regarding the amendment to Animal Nuisance Ordinance. Mr. Page  
362 clarified that he hasn't seen the proposed amendment to Chapter 3 "Animals" of the Borough Code of  
363 Ordinances, and he hasn't been asked to review the proposed amendment.  
364

365 Mrs. Hackenberg stated that further discussion on the proposed amendment to Chapter 3 "Animals" of the  
366 Borough Code of Ordinances should be deferred until the Tuesday, December 7, 2021 Borough Work  
367 Session in order to allow Mr. Page time to review the proposed amendment.  
368

369 Chief Hackenburg inquired if there was enough push amongst the existing Council Members to even  
370 move forward with the proposed amendment because if not, what's the point of incurring the costs for  
371 Mr. Page to review the proposed amendment if it's not going to get the votes to pass anyway.  
372

373 Mayor Cooney suggested that Borough Council make a motion to send the proposed amendment to  
374 Chapter 3 "Animals" of the Borough Code of Ordinances to Mr. Page for review. Mr. Page agreed that  
375 Borough Council direction is required on how they want to proceed with this.  
376

377 Mr. Fry stated that he has seen where in other communities that adopted a cat ordinance, where nine (9)  
378 times out ten (10) all it creates is hate and discontent and hostility in the community. Cats are not  
379 required to be licensed and as a result, there is no way of identifying each individual cat or who their  
380 owner is. Mr. Fry clarified that there is no way that he will ever vote in favor of the proposed cat  
381 ordinance unless there is some way of identifying each individual cat in the Borough and the only way  
382 he knows how to achieve this is by requiring the licensing of all cats by their owners which would need  
383 to be implemented, managed, and enforced by the Borough. Mr. Fry expressed that he sympathizes with the  
384 residents about the cats, but unfortunately that's sometimes part of living in the Borough of Mifflinburg.  
385

386 Motion by: Linda L. Lewis  
387

388 Second by: Matthew C. Wagner  
389

390 **MOTION: To send the proposed amendment to Chapter 3 "Animals" of the Borough Code of**  
391 **Ordinances to Mr. Page to review.**  
392

393 Mr. Wagner commented that he feels the Borough does have a problem with feral cats and that we have  
394 to give some sort of power to the claimants who these cats are being nuisances.  
395

396 Mr. Larry Potash, property owner of 108 E. Green Street, thanked the Animal Nuisance Committee for  
397 their consideration of the proposed cat ordinance and clarified that he knows this is a difficult issue, but  
398 just because it's a difficult issue doesn't mean it has to be voted against. Mr. Potash expressed that he  
399 doesn't think it's a part of living in the Borough of Mifflinburg where he has to go out three (3) to four (4)  
400 times a week with a shovel to remove feces from the mulch in his flower bed and he feels this is a public  
401 health issue. The Borough does have a problem with feral cats.

402 Mr. Potash informed Borough Council that he has lived in the Borough for the past (40) years. Since  
403 March of this year, he has fifteen (15) documented incidents of cats defecating in the mulch surrounding  
404 his house. There are three (3) different cats and he knows who the owner is. Mr. Potash reiterated that he  
405 knows this is a difficult issue, but he's pleading with Borough Council and asking them to please help.  
406 This has been very, very frustrating: he's tried putting stones down; he's tried putting sticks down; he's  
407 spoke with the neighbor (owner of cats) numerous times about this. Mr. Potash inquired where's the  
408 responsibility of the pet owners (or the person keeping, feeding, harboring, or who allows a cat to reside  
409 or remain about their premises) to respect their neighbors property. Why can there be fourteen (14) cats  
410 in a barn in this Borough and nothing can be done about it. That's unacceptable to him.

411  
412 Mr. Potash apologized to Borough Council that he got a little emotional during his speech and thanked  
413 them for their time.

414  
415 Yes – Ms. Lewis, Mr. Wagner, Mr. Fry, Mrs. Kreisher

416  
417 No – Mr. Steese, Mrs. Hackenberg

418  
419  
420 Mrs. Hackenberg clarified that she would have Mrs. Metzger forward a copy of the proposed amendment  
421 to Chapter 3 “Animals” of the Borough Code of Ordinances to Mr. Page for his review and approval.

422  
423 Mr. Wagner provided Borough Council with an update on the status of the 2021 Christkindl Market with  
424 regard to staffing.

425  
426 Mr. Rowe requested an executive session to discuss potential litigation and personnel matters.

427  
428 Mr. Owen Sanders, with the Mifflinburg Boy Scout Troop 520, introduced himself and announced that  
429 he is currently working with the Mifflinburg Dog Park Association on the proposed Mifflinburg Dog  
430 Park at the Harry Haney Park on North 8th Street.

431  
432 Mrs. Hackenberg reminded Borough Council that Mr. Page will be advertising to conduct a Public  
433 Hearing for the proposed amendments to the Subdivision and Land Development Ordinance (SALDO)  
434 at the Tuesday, December 21, 2021 regular Borough Council meeting.

435  
436 Mayor Cooney informed Borough Council that they received a copy of the Monthly Police Report for  
437 October 2021 included in the information tonight.

438  
439 Chief Hackenburg presented Borough Council with some Monthly Highlights for the Mifflinburg Police  
440 Department for October 2021.

441  
442 Mayor Cooney informed Borough Council that he participated in or will be participating in the  
443 following meetings or events:

- 444
- 445 • Attended the Evangelical Regional Mobile Medical Services (ERMMS) Board meeting that  
446 was held on Wednesday, October 20, 2021.
  - 447 • The Howl-O-Ween Doggie Event hosted by the Blue Moose that was held on Saturday,  
448 October 30, 2021 from 1:00 PM – 4:00 PM. Mayor Cooney announced that he was the  
449 Judge for the canine costume contest.
  - 450 • The Veteran's Day Ceremony that was held at the Mifflinburg Community Park on  
451 Saturday, November 6, 2021.
  - 452 • Spoke with some scouts from the Scouts BSA 520 as a part of their Citizenship Badge at  
453 the Mifflinburg Community Park on Saturday, November 6, 2021 directly after the  
454 Veteran's Program.
  - 455 • The annual “Turkey Trot 5K and Kids' ½ mile Fun Run” event that is scheduled for  
456 Thanksgiving morning, Thursday, November 25, 2021.
  - 457 • The annual Community Christmas Tree Lighting that is scheduled for Sunday, November  
458 28, 2021 from 7:00 PM – 8:00 PM. Mayor Cooney announced that KJ Reimensnyder will  
459 be performing again this year and that Mr. Will Zimmerman will be playing Santa Claus.
  - 460 • Will be bringing back “What's in Santa's Bag?” again this year. Mayor Cooney explained  
461 that local businesses donate items for the raffle that will be on display in the front window  
462 of his photography studio on Chestnut Street. Anyone ages nine (9) and up can vote one (1)  
463 time at each of the businesses to guess the total value of all of the items. Whoever comes  
464 closest to the actual total without going over that amount wins the merchandise.
- 465  
466

- 467
- 468
- 469
- 470
- 471
- 472
- 473
- 474
- 475
- The Mifflinburg Heritage and Revitalization Association (MHRA), will be conducting the Business Open House from 4:00 PM – 8:00 PM again during this year’s Community Christmas Tree Lighting that is scheduled for Sunday, November 28, 2021. There will be a coloring contest with prizes. The picture that is going to be colored was drawn by Bridget Catherman.
  - Created a Facebook Page for downtown businesses as a way of real time communication in terms of providing updates on events, as well as public safety issues.

476 Motion by: Tod M. Steese  
477 Second by: Ellie K. Kreisher

478

479 **MOTION: To enter into executive session at 7:29 PM.**

480

481 Approved via unanimous voice vote.

482

483

484 Motion by: Tod M. Steese  
485 Second by: Ellie K. Kreisher

486

487 **MOTION: To reconvene the meeting at 8:39 PM.**

488

489 Approved via unanimous voice vote.

490

491

492 Mrs. Kreisher made a public statement on behalf of Borough Council to congratulate the Mifflinburg  
493 High School Girls Varsity Soccer Team on being the first team in school history to be a part of the  
494 “PIAA Girls' Soccer Championships - 3A Girls' Championship" tournament. Sadly, the Mifflinburg  
495 varsity soccer team lost Saturday's neutral playoff game against Archbishop Ryan in double overtime.

496

497

498 Motion by: Ellie K. Kreisher  
499 Second by: Richard J. Fry

500

501 **MOTION: To authorize Mrs. Metzger to execute the Merrill Lynch Transfer on Death Account**  
502 **Beneficiary Letter of Authorization (TOD LOA) to Preservation Mifflinburg, Inc. (PMI).**

503

504 Yes – Mr. Steese, Mr. Wagner, Mr. Fry, Mrs. Kreisher, Ms. Lewis, Mrs. Hackenberg

505

506 No – None

507

508

509 Motion by: Ellie K. Kreisher  
510 Second by: Matthew C. Wagner

511

512 **MOTION: To authorize payment to Keystone Commercial Roofing, LLC in the amount of**  
513 **\$20,000.00 upon mutual execution of the Settlement Agreement and General Release of all Claims**  
514 **as prepared by Mr. Page.**

515

516 Yes – Mr. Wagner, Mr. Fry, Mrs. Kreisher, Ms. Lewis, Mr. Steese, Mrs. Hackenberg

517

518 No – None

519

520

521 Chief Hackenburg publicly thanked the Union County Probation Department, in conjunction with Judge  
522 Michael Hudock, for agreeing to donate \$10,000.00 from their DUI funds to the Mifflinburg Police  
523 Department’s Drug Abuse Resistance Education (D.A.R.E.) Program. Mr. Steese directed that a “thank  
524 you” letter be sent to the Union County Probation Department on behalf of Borough Council. Chief  
525 Hackenburg clarified that he would provide Mrs. Metzger with information to send the letter.

526

527

528 Motion by: Ellie K. Kreisher

529

530 **MOTION: To adjourn the Mifflinburg Borough Council meeting.**

531

532 Approved via unanimous voice vote.

533



534 Meeting adjourned at 8:43 PM.

535

536 Respectfully Submitted,

537

538

539 Misty L. Ross

540 Assistant Borough Secretary