

1 MINUTES OF MIFFLINBURG BOROUGH COUNCIL  
2 June 17, 2014  
3

4	PRESENT	ABSENT
5 Michael E. Snook, Council President	X	
6 Beverly L. Hackenberg, Vice President	X	
7 Troy A. Berkheiser, Council Member		X
8 Paul E. Bottiger, Council Member	X	
9 Bryan E. Rohland, Council Member		X
10 Tod M. Steese, Council Member	X	
11 David M. Cooney, Mayor	X	
12 Jeremiah D. Runkle, Solicitor	X	
13 Douglas R. Bickhart, Chief of Police		X
14 Margaret A. Metzger, Borough Manager	X	
15 Misty L. Ross, Assistant Secretary	X	

16  
17 The regular meeting of Mifflinburg Borough Council was called to order at 7:00 PM.

18  
19 Visitors present at this meeting were Amy Stoak, Andrew Landis and Matt Sauers.  
20  
21

22 Motion by: Tod M. Steese  
23 Second by: Beverly L. Hackenberg  
24

25 **MOTION: To approve the minutes of the Tuesday, May 20, 2014 regular meeting of Mifflinburg**  
26 **Borough Council.**

27  
28 Approved via unanimous voice vote.  
29  
30

31 Motion by: Beverly L. Hackenberg  
32 Second by: Paul E. Bottiger  
33

34 **MOTION: To approve payment of Bill List #2014-06 in the amount of \$485,849.94.**  
35

36 Yes – Mr. Bottiger, Mrs. Hackenberg, Mr. Steese, Mr. Snook  
37

38 No – None  
39  
40

41 Motion by: Beverly L. Hackenberg  
42 Second by: Tod M. Steese  
43

44 **MOTION: To approve the Mifflinburg Borough Zoning Report for May 2014 and authorize**  
45 **payment to the Central Keystone Council of Governments (CK-COG) in the amount of \$390.00.**  
46

47 Yes – Mrs. Hackenberg, Mr. Steese, Mr. Bottiger, Mr. Snook  
48

49 No – None  
50  
51

52 Mrs. Metzger provided Borough Council with an update on the Chestnut Street Reconstruction Project.  
53 Mrs. Metzger reported that Don E. Bower, Inc., the contractor for the Chestnut Street Reconstruction  
54 Project, has completed the repairs to the sidewalks along the Chestnut Street Project area. Mrs. Metzger  
55 informed Borough Council that she has notified PennDOT that the application of the sealant has killed  
56 off some of the grass and left the sidewalks discolored and that some of the trees planted are not  
57 showing any signs of life. In accordance with PennDOT regulations, tree planting is only permitted  
58 during April 15<sup>th</sup> through May 31<sup>st</sup> and October 15<sup>th</sup> through November 31<sup>st</sup> of each calendar year.  
59 PennDOT has indicated that they will make replacement in the fall and there will still be a one (1) year  
60 warranty.  
61

62 Mrs. Metzger reported that the Mifflinburg Planning Commission has completed the revisions to  
63 Chapter 5 of the Zoning Ordinance for Borough Council review and adoption. Borough Council action  
64 is requested to authorize the advertisement of a Public hearing for the adoption of this ordinance.  
65  
66

67 Mayor Cooney detailed some of the revisions that were made to Chapter 5 of the Zoning Ordinance.  
68 Mayor Cooney reported that Mrs. Metzger inquired about the overlay for the Historic District; Ms. Pam  
69 Mabus, Community Planner at the Union County Planning Department, has indicated that there is such a  
70 map and she is working to locate it. Mrs. Metzger informed Borough Council that she has a list of  
71 historic properties from the Pennsylvania Historical and Museum Commission (PHMC) that she could  
72 scan and email to them for review. Mrs. Metzger clarified that the list is from a long time ago and  
73 expressed that she believes Borough Council should review the list. A lengthy discussion was held;  
74 Mrs. Metzger suggested that Borough Council could take action to advertise the ordinance amendment  
75 for adoption at the Tuesday, August 19, 2014 regular Borough Council meeting, so the Mifflinburg  
76 Planning Commission knows they intend to take action.

77  
78 Motion by: Paul E. Bottiger

79  
80 **MOTION: To advertise to adopt the ordinance amendment to Chapter 5 of the Zoning Ordinance**  
81 **as drafted by the Mifflinburg Planning Commission with reference to the Pennsylvania Historical**  
82 **and Museum Commission (PHMC) list and conduct a Public Hearing at the Tuesday, August 19,**  
83 **2014 regular Borough Council meeting.**

84  
85 Mr. Runkle informed Borough Council that he just realized that they can't take action to advertise to  
86 adopt the ordinance amendment to Chapter 5 of the Zoning Ordinance until after the Union County  
87 Planning Department reviews the amendment. Mr. Runkle clarified that the motion should be to send  
88 the ordinance amendment to Chapter 5 of the Zoning Ordinance to the Union County Planning  
89 Department for their review

90  
91 Motion by: Paul E. Bottiger  
92 Second by: Beverly L. Hackenberg

93  
94 **MOTION: To send the ordinance amendment to Chapter 5 of the Zoning Ordinance to the Union**  
95 **County Planning Department for their review.**

96  
97 Approved via unanimous voice vote.

98  
99  
100 Mrs. Metzger announced that Mr. Matt J. Sauers, Director of Planning and Zoning for the Central  
101 Keystone Council of Governments (CK-COG), will be present later at tonight's meeting; Mr. Sauers is  
102 requesting an executive session to discuss some Zoning matters which may result in pending litigation.

103  
104 Mrs. Metzger reported that the Borough Maintenance Employees have installed the signs required to  
105 enact the one-way ordinance on 3<sup>rd</sup> Street (as recommended by PennDOT). A property owner at the 3<sup>rd</sup>  
106 and Chestnut Street intersection has requested that some of the signs placed along his property (for the  
107 one-way street) be moved to a different location. Mr. Jason Mitchell, the Borough Public Works  
108 Supervisor, has requested a meeting with PennDOT to review this matter since the signs were placed in  
109 accordance with their recommendations. Mr. Mitchell has not yet received a response from PennDOT.

110  
111 Mrs. Metzger reported that Mr. Andrew Landis, a new property owner located at 914 Mountview Road,  
112 is requesting permission to move the "Welcome to Mifflinburg" signs along Rt. 104 to accommodate a  
113 new fence on his property. Mr. Landis stated that he isn't opposed to having the "Welcome to  
114 Mifflinburg" sign on his property; he is only requesting to move the sign five (5) to ten (10) ft. towards  
115 Rt. 104. Mrs. Metzger informed Borough Council that Mr. Jason Mitchell, the Borough Public Works  
116 Supervisor, has contacted PennDOT to determine what is required to move this sign since it has already  
117 been permitted by PennDOT and has been in place since 1992. PennDOT will allow the sign to be  
118 moved five (5) ft. towards Rt. 104; however the problem is that this work is not included in the  
119 Borough's budget and the Borough is short staffed as it is. Mrs. Metzger clarified that the Borough  
120 Maintenance Employees are not landscapers and reminded Borough Council that when the Borough  
121 replaced both of the "Welcome to Mifflinburg" signs, when they upgraded their logo about two (2) years  
122 ago, they hired a contractor to do this work. A discussion was held; Mr. Runkle expressed that he  
123 believes this work should be completed by a contractor, someone who knows what they are doing and  
124 has the proper insurance. Mr. Bottiger estimated this work to cost around \$500.00 and suggested that  
125 the Borough split the cost for this work with Mr. Landis not-to-exceed \$250.00.

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134 Motion by: Tod M. Steese  
135 Second by: Paul E. Bottiger

136  
137 **MOTION: That the Borough of Mifflinburg be responsible for \$250.00 towards the movement of**  
138 **the “Welcome to Mifflinburg” sign on the mentioned property (914 Mountview Road), making**  
139 **sure that the sign is moved to specs and the sign remains the same as it is now with the exception**  
140 **of the movement, and the property owner be responsible for the remaining costs.**

141  
142 Mr. Landis inquired what his options were if the cost to move the sign came in over his budget. A  
143 discussion was held; Mr. Steese informed Mr. Landis that if the cost to move the sign came in over his  
144 budget, he would need to revisit Borough Council.

145  
146 Yes – Mr. Steese, Mr. Bottiger, Mrs. Hackenberg, Mr. Snook

147  
148 No – None

149  
150  
151 Mrs. Metzger clarified that she would contact Middle Creek Signs Inc. to obtain the estimated cost to  
152 move the “Welcome to Mifflinburg” sign and then she would contact Mr. Landis with the results.

153  
154  
155 Mr. Snook called an executive session to discuss some Zoning matters with Mr. Matt J. Sauers, Director  
156 of Planning and Zoning for the Central Keystone Council of Governments (CK-COG). An executive  
157 session was held from 7:47 PM to 8:12 PM.

158  
159  
160 Motion by: Tod M. Steese  
161 Second by: Beverly L. Hackenberg

162  
163 **MOTION: To not pursue enforcement action against the Scarlet D (located at 264 Chestnut**  
164 **Street) regarding a Land Development Plan for the patio and related improvements that were**  
165 **installed years ago given the likely cost of enforcement and the low probability of success in court.**

166  
167 Approved via unanimous voice vote.

168  
169  
170 Motion by: Tod M. Steese  
171 Second by: Beverly L. Hackenberg

172  
173 **MOTION: To authorize payment of the costs necessary for the Zoning Officer to enforce**  
174 **installation of parking blocks by the Scarlet D (located at 264 Chestnut Street), in their parking**  
175 **area along 3<sup>rd</sup> Street, with parking blocks installed according to the Zoning Ordinance**  
176 **specifications within sixty (60) days from this date.**

177  
178 Approved via unanimous voice vote.

179  
180  
181 Motion by: Tod M. Steese  
182 Second by: Beverly L. Hackenberg

183  
184 **MOTION: To not require the Scarlet D (located at 264 Chestnut Street) to install a sidewalk along**  
185 **3<sup>rd</sup> Street at this time.**

186  
187 Approved via unanimous voice vote.

188  
189  
190 Mrs. Metzger informed Borough Council that the Mifflinburg Heritage and Revitalization Association  
191 (MHRA) Board Members have requested a meeting to discuss what will happen when the current Elm  
192 Street Funding/Grant has expired. This meeting has been scheduled for Tuesday, June 24, 2014 at 7:00  
193 PM. Mrs. Metzger clarified that she hopes all Borough Council members can attend this meeting.

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200 Mrs. Metzger reminded Borough Council that Mr. Rohland volunteered to speak with Elkay, Inc. to  
201 further discuss the noise complaint that Mr. Gusztav Toplenszky, a resident of 105 Meadow Lane, and  
202 Ms. Linda Vonada, a resident of 101 Meadow Lane, has brought to Borough Council's attention. Mrs.  
203 Metzger reported that Mr. Rohland has met with Elkay, Inc. Management regarding this matter and he  
204 feels that Elkay, Inc. has corrected a significant part of the problem. Mr. Rohland was supposed to  
205 provide Borough Council with an update at tonight's meeting; however since he is absent from tonight's  
206 meeting an update can be expected at the Tuesday, July 15, 2014 regular Borough Council meeting.  
207 Mrs. Metzger stated that she believes Mr. Rohland sent an email to Borough Council; based on Mr.  
208 Rohland's email, it sounded like this matter has been resolved.

209  
210 Mrs. Metzger reported that the bid opening for the double bituminous seal coat proposal for the 2014  
211 Annual Street and Alley Paving Project was held on Monday, June 16, 2014 at 1:00 PM. There was one  
212 (1) bid received and is as follows:

- 213  
214 1. Midland Asphalt Materials, Inc. \$ 56,601.78  
215

216 A copy of the bid tabulation is included in the information tonight. Borough Council action is requested  
217 to award this work to Midland Asphalt Materials, Inc. in the unit price amount of \$56,601.78, contingent  
218 upon receipt of the completed Anti-Collusion affidavit.

219  
220 Motion by: Beverly L. Hackenberg  
221 Second by: Tod M. Steese  
222

223 **MOTION: To award the double bituminous seal coat proposal for the 2014 Annual Street and**  
224 **Alley Paving Project to Midland Asphalt Materials, Inc. in the unit price amount of \$56,601.78,**  
225 **contingent upon receipt of the completed Anti-Collusion affidavit.**

226  
227 Yes – Mr. Bottiger, Mrs. Hackenberg, Mr. Steese, Mr. Snook  
228  
229 No – None  
230

231  
232 Mrs. Metzger reported that the bid opening for the paving proposal for the 2014 Annual Street and Alley  
233 Paving Project was held on Monday, June 16, 2014 at 1:00 PM. There were three (3) bids received and  
234 are as follows:

- 235  
236 1. Eastern Industries, Inc. \$ 96,235.50  
237 2. Dave Gutelius Excavating, Inc. \$108,965.50  
238 3. HRI, Inc. \$164,780.00  
239

240 A copy of the bid tabulation is included in the information tonight. Borough Council action is requested  
241 to award this work to Eastern Industries, Inc. in the unit price amount of \$96,235.50, contingent upon  
242 receipt of the completed Anti-Collusion affidavit.

243  
244 Motion by: Beverly L. Hackenberg  
245 Second by: Paul E. Bottiger  
246

247 **MOTION: To award the paving proposal for the 2014 Annual Street and Alley Paving Project to**  
248 **Eastern Industries, Inc. in the unit price amount of \$96,235.50, contingent upon receipt of the**  
249 **completed Anti-Collusion affidavit.**

250  
251 Yes-- Mrs. Hackenberg, Mr. Steese, Mr. Bottiger, Mr. Snook  
252  
253 No – None  
254

255  
256 Mrs. Metzger provided Borough Council with an update on the replacement of the roof at the  
257 Mifflinburg Hose Company Building located at 325 Chestnut Street. Mrs. Metzger reported that the bid  
258 opening for this project was held on Friday, May 23, 2014 at 3:00 PM. There were two (2) bids  
259 received and are as follows:

- 260  
261 1. T-Ross Brothers \$93,411.00  
262 2. Zartman Construction \$94,667.00  
263  
264  
265

266 Mrs. Metzger informed Borough Council that Mr. Ted L. Strosser, Strosser Architecture &  
267 Conservation, Inc., has reviewed the bids received and has prepared his recommendation. A copy of the  
268 bid tabulation and Mr. Strosser's recommendation is included in the information tonight. Borough  
269 Council action is requested to award this bid to T-Ross Brothers in the amount of \$93,411.00.

270  
271 Motion by: Beverly L. Hackenberg  
272 Second by: Tod M. Steese

273  
274 **MOTION: To award the bid for the replacement of the roof at the Mifflinburg Hose Company**  
275 **Building located at 325 Chestnut Street to T-Ross Brothers in the amount of \$93,411.00.**

276  
277 Yes – Mr. Steese, Mr. Bottiger, Mrs. Hackenberg, Mr. Snook  
278  
279 No – None

280  
281  
282 Mrs. Metzger reported that the bid opening for the Cherry Alley Reconstruction Project was held on  
283 Thursday, June 12, 2014 at 3:00 PM. There were four (4) bids received and are as follows:

284

285	1. Dave Gutelius Excavating, Inc.	\$462,000.00
286	2. DOLI Construction Corp.	\$524,250.00
287	3. Sikora Brothers Paving, Inc.	\$599,968.00
288	4. Fairchild Brothers, Inc.	\$700,323.00

289

290 HRG, Inc. has prepared a certified bid tabulation which is attached to the Engineer's Report for June  
291 2014. HRG, Inc. has reviewed the apparent low bid, which was in order and there were no irregularities.  
292 Since the low bidder is a reputable and qualified contractor, HRG, Inc. is recommending that Borough  
293 Council take action to award the contract to Dave Gutelius Excavating, Inc., subject to receipt of  
294 executed Agreements, and acceptable Performance and Payment Bonds.

295  
296 Motion by: Beverly L. Hackenberg  
297 Second by: Tod M. Steese

298  
299 **MOTION: To award the contract for the Cherry Alley Reconstruction Project to Dave Gutelius**  
300 **Excavating, Inc. for the total unit price bid amount of \$462,000.00, subject to receipt of executed**  
301 **Agreements, and acceptable Performance and Payment Bonds.**

302  
303 Yes – Mr. Bottiger, Mrs. Hackenberg, Mr. Steese, Mr. Snook  
304  
305 No – None

306  
307  
308 Mrs. Metzger informed Borough Council that she and Mr. Jason Mitchell, the Borough Public Works  
309 Supervisor, will be meeting with the property owners whose property requires an easement for the  
310 Cherry Alley work and will have the required agreements in place prior to the actual project work. So  
311 far, we have one (1) of the three (3) sets of easement agreements for this project.

312  
313 Mrs. Metzger reminded Borough Council that the Central Keystone Council of Governments (CK-COG)  
314 provided Borough Council with notice that they will no longer be providing Sewage Enforcement  
315 Officer (SEO) services for member municipalities effective Monday, June 30, 2014. In accordance with  
316 DEP's requirements, every municipality is required to appoint a Sewage Enforcement Officer (SEO) and  
317 an alternate. There were two (2) proposals obtained for these services from the following firms:

- 318
- 319 1. All Points Land Surveys, Inc.
  - 320 2. Jami Nolan/Jed Nolan/Denny Shoemaker/Bob Bertin
- 321

322 Borough Council action is recommended to appoint All Points Land Surveys, Inc. as the SEO for the  
323 Borough of Mifflinburg for the period July 1, 2014 through December 31, 2014. Mrs. Metzger informed  
324 Borough Council that All Points Land Surveys, Inc. does have General Liability of Worker's  
325 Compensation Insurance; however they don't have Professional Liability. Mrs. Metzger clarified that  
326 there will be no charge unless services are used for 2014 only.

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333 Motion by: Beverly L. Hackenberg  
334 Second by: Tod M. Steese

335  
336 **MOTION: To appoint All Points Land Surveys, Inc. as the Sewage Enforcement Officer (SEO) for**  
337 **the Borough of Mifflinburg for the period July 1, 2014 through December 31, 2014 per the terms**  
338 **of their proposal dated June 2, 2014.**

339  
340 Yes – Mrs. Hackenberg, Mr. Steese, Mr. Bottiger, Mr. Snook

341  
342 No – None

343  
344  
345 Mrs. Metzger informed Borough Council that the Borough Water System suffered two (2) water main  
346 breaks recently. The first leak was located in the area just south of the Borough Equipment Center and  
347 involved a ten (10) inch water main. The leak was detected about 3:00 PM on Monday, June 2, 2014.  
348 Borough Management made the appropriate contact with DEP Emergency System and was directed to  
349 issue a Boil Water Advisory for the affected customers (approx. 30). The Second leak occurred about a  
350 block and a half east of the original leak and at approximately 3:00 AM on Thursday, June 5, 2014.  
351 Borough Management also reported this violation to DEP and since it was in the same general service  
352 area was directed not to lift the original advisory until one (1) additional ‘clean’ sample was reported.  
353 The advisory was lifted the afternoon of Friday, June 6, 2014.

354  
355 Mrs. Metzger reported that DEP completed an inspection of the Wastewater Treatment Plant on  
356 Tuesday, May 27, 2014. There were no major problems identified, however it was noted that the  
357 Borough will be required to change the Emergency Operations and other plans that reference former  
358 employees. Mrs. Metzger informed Borough Council that she and Mr. Dave Moroskie, the Plant  
359 Operator, will be working on these revisions.

360  
361 Mrs. Metzger reported that DEP also completed an inspection of the Borough’s intake dam. There were  
362 no major issues noted, however DEP’s report will likely note that there is a sapling that needs to be  
363 removed from the dam. This will be taken care of by the crew.

364  
365 Mrs. Metzger reported that during the process of dealing with the Water Main Breaks it was noted that  
366 the Emergency Operations Plan for the Borough’s Water System was from 2004 and requires an update.  
367 Mrs. Metzger informed Borough Council that she and Mr. Dave Moroskie, the Plant Operator, will be  
368 working to update this plan.

369  
370 Mrs. Metzger informed Borough Council that she and Mrs. Erin Threet, HRG, Inc. met with  
371 representatives from Buffalo Township on Tuesday, June 10, 2014. Buffalo Township requested  
372 information about connection to the Borough’s water and sewer systems for their residents east of the  
373 Borough on SR 45. Mrs. Metzger clarified that this meeting was informational only; no official request  
374 for service has been made.

375  
376 Mrs. Metzger reported that the sludge handling pump that moves the waste to the sludge dewatering  
377 building and ultimately to the press, has not been working properly. There were some repairs made;  
378 however the pump is again out of service. The required parts have been ordered, but they are coming  
379 from Switzerland so they will take several weeks to arrive. In order to continue operations without  
380 violations, the Borough has had to haul liquid sludge to a neighboring treatment plant. This is an  
381 expensive process, the Borough is charged by both the hauler and the facility accepting the sludge. It is  
382 anticipated that the parts should be replaced on Wednesday June 18, 2014. Mrs. Metzger clarified that it  
383 will probably cost around \$25,000.00 for the liquid sludge hauling, and as a result the sewer sludge  
384 disposal line item will be over budget.

385  
386 Mrs. Metzger reported that the computer at the Wastewater Treatment Plant was installed with the  
387 construction of the plant. One (1) of the redundant drives, which is a security measure, is no longer  
388 working. In order to properly replace that security measure, the Borough will have to replace the entire  
389 computer system and software because the operating system is XP which is no longer supported. The  
390 Borough requested Process Control Solutions to provide a price to upgrade the computer. The price  
391 quoted was \$10,000.00 because not only does the Borough have to replace the computer, they will have  
392 to upgrade to Windows 7, and then upgrade the operating, plc, security and other software to a Windows  
393 7 compatible version as well. Borough Council action is requested to approve this necessary upgrade.

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400 Motion by: Beverly L. Hackenberg  
401 Second by: Paul E. Bottiger

402  
403 **MOTION: To authorize Process Control Solutions to replace the entire computer system and**  
404 **software at the Wastewater Treatment Plant and make the necessary upgrades for an amount not-**  
405 **to-exceed \$10,000.00.**

406  
407 Yes – Mr. Steese, Mr. Bottiger, Mrs. Hackenberg, Mr. Snook

408  
409 No – None

410  
411  
412 Mrs. Metzger informed Borough Council that the Borough Office Staff converted to the new ‘Eagle’  
413 billing program provided by Logics, Inc. with the May 1<sup>st</sup> billing. They continue to work through the  
414 ‘bugs’ in the system and the learning curve. The Borough still hopes to convert their bills to a full page  
415 format by the end of the year.

416  
417 Mrs. Metzger informed Borough Council that the Borough Office Staff has also converted to the new  
418 Financial Package from Logics software. They are also working through some ‘bugs’ and the learning  
419 curve with this application as well.

420  
421 Mrs. Metzger informed Borough Council that Mr. Rohland recently toured the Wastewater Treatment  
422 Plant and noted that not all of the blowers located at the plant have silencers; Mr. Rohland indicated that  
423 he would like to discuss this matter with Borough Council and consider an additional project to install  
424 these additional silencers.

425  
426 Mrs. Metzger requested an executive session to discuss personnel matters.

427  
428 Mayor Cooney informed Borough Council that they received a copy of the Monthly Police Report for  
429 May 2014 included in the information tonight.

430  
431 Mayor Cooney presented Borough Council with some Monthly Highlights for the Mifflinburg Police  
432 Department for May 2014 in the absent of Chief Bickhart.

433  
434 Mayor Cooney informed Borough Council that the Mifflinburg Police Department participated in or will  
435 be participating in the following events:

- 436
- 437 • The Buckle Up PA Project (BUPA), Click it or Ticket Campaign, that was held from
  - 438 Monday, May 19, 2014 thru Sunday, June 8, 2014.
  - 439 • The D.A.R.E Graduation that was held on Thursday, May 22, 2014 at 1:00 PM at the
  - 440 Mifflinburg Area High School. There were approximately 235 5<sup>th</sup> grade students that
  - 441 graduated from the D.A.R.E Program.
  - 442 • The Annual 4<sup>th</sup> of July festivities that will be held at the Mifflinburg Community Park on
  - 443 Friday, July 4, 2014 beginning at 9:00 AM with the annual 5k race.
- 444

445 Mayor Cooney announced that there was a donation made to the Mifflinburg D.A.R.E Program by Mr.  
446 John and Mrs. Nancy Wilcox, owners of a former local business, in the amount of \$4,486.63. The  
447 donation was deposited into the D.A.R.E account and will be used to purchase work books and teaching  
448 supplies. A nice “thank you” letter was sent to Mr. and Mrs. Wilcox.

449  
450 Mrs. Hackenberg requested an executive session to discuss personnel matters.

451  
452 Mayor Cooney presented Borough Council with an update for the Mifflinburg Regional Economic  
453 Development (MRED) Alliance. Mayor Cooney informed Borough Council that he attended the ribbon  
454 cutting for La Esperanza (or “The Hope”) Day Spa, located at 333 Chestnut Street, on Tuesday, June 3,  
455 2014 at 1:00 PM.

456  
457 Mr. Snook informed Borough Council that they received a copy of the Engineer’s Report for June 2014  
458 included in the information tonight.

459  
460 Mr. Runkle provided Borough Council with an update on the status of the potential Pole Attachment  
461 Agreement with Sunesys, Inc. Mr. Runkle reported that Sunesys, Inc. has submitted the formal forty-  
462 five (45) day notice requesting a potential Pole Attachment Agreement for approximately eighty-five  
463 (85) poles in the Borough’s electric system. Mr. Runkle informed Borough Council that he contacted  
464 Mr. Harry Pohl to request a map of the proposed path; however he hasn’t seen or heard anything.

465

466 Mr. Runkle provided Borough Council with an update on the status of the Third Street Bridge  
467 Relocation Project. Mr. Runkle reported that he has finally been in contacted with Chris Magness, from  
468 PennDOT's Central Office located in Harrisburg, PA. Mr. Magness requested that Mr. Runkle provide  
469 his comments to him in writing. Mr. Runkle informed Borough Council that subsequent to the  
470 conversation with Mr. Magness, he contacted Mr. Ryan Tira, the Union County Solicitor, and asked him  
471 to research the County Code to see if he can find law that states if PennDOT has to force the Borough to  
472 move these poles then they're obligated to pay for the costs. Mr. Runkle stated that he has finally  
473 received the agreement that PennDOT keeps referring to; the agreement is about 100 pages long. A  
474 discussion was held; Mr. Runkle clarified that he hopes to have more positive information to report at  
475 the Tuesday, July 15, 2014 regular Borough Council meeting.  
476

477 Mr. Runkle provided Borough Council with an update on the status of the Landlord Ordinance for the  
478 Borough of Mifflinburg. Mr. Runkle reported that he provided Mayor Cooney with a revised draft of  
479 the ordinance; the next step will be to schedule a Public Safety Committee meeting to further discuss the  
480 Landlord Ordinance. Mayor Cooney clarified that he would contact Mr. Runkle subsequent to tonight's  
481 meeting to coordinate a Public Safety Committee meeting.  
482

483 Mr. Runkle provided Borough Council with an update on the status of the Cable TV and Franchise  
484 Agreements with Atlantic Broadband and Windstream. Mr. Runkle reported that Attorney, Dan Cohen  
485 of the Cohen Law Group, has received the Franchise Agreements from Atlantic Broadband's Legal  
486 Counsel marked with their thoughts, comments, and request of changes they have. Attorney, Dan  
487 Cohen and his partner Attorney, Phil Fraga will review the requests and hash out any minor issues with  
488 Atlantic Broadband. Mr. Runkle clarified that any major issues will come before Borough Council.  
489

490 Mr. Runkle requested an executive session to discuss potential litigation.  
491

492 Mayor Cooney informed Borough Council that he participated in or will be participating in the  
493 following meetings or events:  
494

- 495 • The Annual Memorial Day Ceremony that was held on Monday, May 26, 2014 at 6:00 PM  
496 at the Mifflinburg Community Park/Pool.
- 497 • The 4<sup>th</sup> of July Committee meeting that was held to discuss the Annual 4<sup>th</sup> of July festivities  
498 at the Mifflinburg Community Park.
- 499 • The ribbon cutting for La Esperanza (or "The Hope") Day Spa, located at 333 Chestnut  
500 Street, that was held on Tuesday, June 3, 2014 at 1:00 PM.
- 501 • The Mifflinburg Safety Fair that was held on Wednesday, June 4, 2014 from 5:00 PM to  
502 8:00 PM at the Mifflinburg Community Park. Mayor Cooney thanked Officer Ross  
503 Mitchell for all his help with hosting the event. The event went well without any problems.  
504 The Mifflinburg Police Department are in the process of sending out "Thank You" letters to  
505 everyone that participate in the event. Mayor Cooney reported that due to the near-  
506 drowning incident that occurred at the Mifflinburg Community Pool during last year's  
507 event, free swimming wasn't included with this year's event. Mayor Cooney informed  
508 Borough Council that he offered \$50.00 to anyone who could sink him three (3) times in a  
509 row; Andrew Diehl won the \$50.00.
- 510 • The 20<sup>th</sup> Annual Union County Veterans 4th of July Parade that is scheduled for Saturday,  
511 June 28, 2014 at 10:00 AM.  
512  
513

514 Mr. Snook called an executive session to discuss potential litigation and personnel matters. An  
515 executive session was held from 9:11 PM to 9:56 PM.  
516

517  
518 Motion by: Tod M. Steese  
519

520 MOTION: To adjourn the Mifflinburg Borough Council meeting.  
521

522 Approved via unanimous voice vote.  
523  
524

525 Meeting adjourned at 9:56 PM.  
526

527 Respectfully Submitted,  
528  
529

530 Misty L. Ross  
531 Assistant Borough Secretary