

**BOROUGH OF DUNCANNON
COUNCIL MEETING MINUTES
March 21, 2023**

- Call to order:** Michael May, President of Council, called the meeting to order at 7:00PM on March 21, 2023. The call to order was followed by a moment of silence and the Pledge of Allegiance to the American Flag.
- Officials Present:** Michael May, Michael Wolfersberger, Karl Conrad, Joseph Misner, Roger Williams, Mayor Rick Knepp, Junior Council Sophia Cappawana
- Officials Absent:** Cynthia Daub & Jeffrey Kirkhoff
- Others Present:** Treasurer/Finance Director – Robert Kroboth, Engineer – Greg Rogalski, Operator – John Farrier, Solicitor William Dissinger
- Citizens Present:** Margaret Brantner, Lauren Eichelberger, Lennie & Beth Runk, Paul Wyatt. Late Arrivals: Caryl Palenik, Vern Friday, Allen Frank, and Kraig Nace

DUE PROCESS HEARING for 42 N. Market Street – To Consider Dangerous & Dilapidated Determination.

The Hearing was called to order at 7:04PM on March 21, 2023 by Solicitor William Dissinger. Owners of the property at 24 N. Market, Caryl Palenik and Vern Friday were notified in person of their right to dispute the dangerous and dilapidated determination. The owners did not attend and no response was communicated to the Borough

Solicitor Dissinger recommended that the Borough proceed with both a common Law Nuisance filing and a determination of Dangerous and Dilapidated by Borough Council under Chapter 90-2 of the Borough Ordinances.

A motion was made by Mr. Conrad to declare 42 North Market Street a Public Nuisance and Dangerous and Dilapidated and to begin enforcement. The motion was seconded by Mr. May and passed with a unanimous voice vote.

The hearing was adjourned at 7:14 PM.

DUE PROCESS HEARING for 125 Cumberland Street - To Consider Dangerous & Dilapidated Determination was continued until the April 18, 2023 meeting.

MINUTES – A motion was made by Mr. Williams to approve the minutes for the February 21, 2023 Borough Council meeting as presented. The motion was seconded by Mr. May and passed with a unanimous voice vote.

AMENDMENTS TO THE AGENDA – A motion was made by Mr. May to amend the agenda to include (1) Speed Ramps and (2) Maple Street under the Executive

Committee Report and (3) Payment Certificate #2 to CPA Pavement Services under the Engineers Report and (4) Engagement Letter for legal Counsel under the Infrastructure Report. The motion was seconded by Mr. Wolfersberger and passed with a unanimous voice vote.

PUBLIC COMMENT

Lauren Eichelberger – Current Perry County DA and 2023 Candidate for DA in Perry County. Ms. Eichelberger introduced herself and summarized her career in Perry County. Ms. Eichelberger stated that she will be a candidate for DA in the Fall and explained why she would like to continue in the job and asked for the support of all present.

Caryl Palenik, Vern Friday, & Allen Frank – Owners and contractor – 42 N. Market St. Solicitor Dissinger informed the owners and contractor representing 42 N. Market that the Due Process hearing had been conducted in their absence at 7:00PM. He told them the property had been determined to be a public nuisance and dangerous and dilapidated.

Mr. Rogalski, Borough Engineer stated the steps that they should begin to avoid the filing of the public nuisance suit.

- A structural engineer should be engaged to determine feasibility of repair to the property.
- Clean-up of the property and all loose objects should begin immediately as the situation is considered an emergency.
- Mr. Rogalski and Mr. Wolfersberger will meet with the owners and contractor at the property in one week to see progress made.

APPOINTMENTS, CORRESPONDENCE, RESIGNATIONS, CITIZEN ACTION

Picture Perry – Jason Finnerty -Tri-County Regional Planning Commission sent information regarding the *Picture Perry*, the Perry County Comprehensive Plan.

Resolution 2023-2 of the Duncannon Borough Council for the Adoption of the Updated Duncannon Borough Comprehensive Plan Titled: *Picture Perry* was presented.

A motion was made by Mr. Wolfersberger to adopt Resolution 2023-2 of the Duncannon Borough Council for the Adoption of the Updated Duncannon Borough Comprehensive Plan Titled: *Picture Perry*. The motion was seconded by Mr. May and passed with a unanimous voice vote.

Silicon Valley Bank Failure Information – Provided for informational purposes.

Duncannon Main Street Committee – Kyleigh Spidle

A motion was made by Mr. Williams to approve the Duncannon Main Street Committee permit for Community Clean-up Day/Earth Day event on April 22, 2023. The motion was seconded by Mr. Wolfersberger and passed with a unanimous voice vote.

Samuel Smith – 202 N. High Street.

Mr. Smith is requesting a handicap parking spot in front of his residence. This request will be considered by the Public Safety Committee.

Perry County Planning Commission – Regarding proposed changes to the Zoning Ordinance. The Perry County Planning Commission recommends that the proposed Duncannon Borough Zoning amendment in consideration of PA MPC Section 609 € be approved.

GENERAL REPORTS

JUNIOR COUNCIL – Ms. Sophia Cappawana

No Report.

BOROUGH ENGINEER – Mr. Greg Rogalski, Pennoni Associates

Mr. Rogalski reported that the High Street Water Main project is in the restoration stages and should be complete next week.

The sewer blockage on Apple Tree Alley has not yet been repaired.

The tank at the WWTP will be emptied to repair the decanter and other maintenance will be performed at the same time.

A motion was made by Mr. Williams to approve payment of Certificate of Payment #2 to CPA Pavement Services Inc. in the amount of \$142,366.05 for work on the High Street Water Main Project. The motion was seconded by Mr. Wolfersberger and passed with a unanimous voice vote.

PUBLIC WORKS OPERATOR – Miller Environmental, John Farrier

Written report was provided and summarized.

Mr. Farrier reported that the Arsenic removal equipment install was delayed as two valves did not arrive.

The water line repair near the Legion has resulted in higher water levels in the Reservoir.

BOROUGH SOLICITOR – Mr. William Dissinger, Dissinger and Dissinger

Solicitor Dissinger stated that the owners of 317 N. High Street have been in contact and will take three trees down as soon as they are given the go ahead as the water line project is taking place in front of the property.

DUNCANNON FIRE COMPANY – Byron Worner, Chief

No Report.

BOROUGH MAYOR – Mr. Rick Knepp

Mayor Knepp reported that the High Tea event was sold out within five days of advertisement.

The Mayor stated that the High Tea and the parking information included in the newsletter were very much appreciated.

CODES ENFORCEMENT- Mr. Anthony Klase

No Report

BOROUGH SECRETARY – Mrs. Kathryn Bauer

A motion was made by Mr. May to approve the sewer forgiveness for Aerick Powley in the amount of \$161.94. The motion was seconded by Mr. Wolfersberger and passed with a unanimous voice vote.

Mrs. Bauer reported that a planning Commission meeting would be scheduled for April 12, 2023 regarding the plan submitted by State Storage for the property at 330 N. High Street.

The planning Commission needs two members and one ex-officio member to be complete.

APPROVAL OF TREASURER'S REPORT

A motion was made by Mr. May to accept the Treasurers Report dated February 28, 2023, subject to audit. The motion was seconded by Mr. Wolfersberger and passed with a unanimous voice vote.

RATIFICATION AND APPROVAL OF BILLS

A motion was made by Mr. May to approve and ratify the bills/EFT's prepared for February 2023, as presented. The motion was seconded by Mr. Wolfersberger and passed with a unanimous voice vote.

COUNCIL COMMITTEE REPORTS

FINANCE, ADMINISTRATION, and IT – Mr. May, Chairman

Mr. Robert Kroboth, Finance Director/Treasurer, reported that \$292,083.00 has been received in reimbursement from the H2O grant funding.

PARKS & RECREATION – Mr. Williams, Chairman

Mr. Williams reported that movie nights would be held at Cooper field on June 30 and July 28, 2023.

REVITALIZATION & PUBLIC SAFETY – Mr. Misner, Chairman

Mr. Kraig Nace of the Duncannon EMS summarized the request to have UPMC Perry Medic 1 as the second-due Advanced Life Support unit.

A motion was made by Mr. Wolfersberger to execute a letter to the Perry County Emergency Management Agency requesting that dispatches be updated to have UPMC Perry Medic 1 as the second-due Advanced Life Support unit for the Duncannon Borough. The motion was seconded by Mr. Williams and passed with a unanimous voice vote.

Mr. Nace reported on other EMS Activities, Match Madness and changes to the billing structure.

INFRASTRUCTURE, FLEET & FACILITIES – Mr. Wolfersberger, Chairman

Mr. Kroboth reported that Financing for the Screw Press Project may be possible through PENNVEST now that all of the Borough Audits are complete. The monies for this past project would be separate from any future projects.

A motion was made by Mr. Wolfersberger to approve the Proposal submitted by Stephen F. Peters for Stone Bridge repair, time and materials not to exceed \$10,000.00. The motion was seconded by Mr. May and passed with a unanimous voice vote.

A motion was made by Mr. Wolfersberger to accept the IB Abel proposal of \$18,015.60 to replace a pole and Air Break near McGuire's Insurance. The motion was seconded by Mr. Williams and passed with a unanimous voice vote.

A motion was made by Mr. Wolfersberger to Engage Eckert Seamans Attorneys at Law to provide legal counsel to the Borough of Duncannon and Municipal Authority in matters of Financial funding. The motion was seconded by Mr. Williams and passed with a unanimous voice vote.

EXECUTIVE COMMITTEE – Mr. May, Chairman

A motion was made by Mr. May to approve a traffic study to consider installation of traffic calming devices at the North and of Market Street and the Square area. The motion was seconded by Mr. Conrad and passed with a unanimous voice vote.

The Maple Street abandonment is in the hands of Solicitor Dissinger and is proceeding.

UNFINISHED BUSINESS

Mr. Conrad asked the status of the Holiday Lights. Mr. Williams reported that they are now down.

NEW BUSINESS- NONE

PUBLIC COMMENT

Mr. Nace reported that there are 'Alligator' cracks in the street in front of his home.

He has also spoken to Mr. Klase regarding the vehicles parked in front of his property. They did not find that he was in violation of any ordinances

Sidewalk work will be done in front of 1-3 North Market on Wednesday, March 22, 2023.

Mrs. Bauer reported that a downtown business owner was informed that they will receive the 'Façade Grant' through the PCDCED.

ADJOURNMENT

A motion was made by Mr. Wolfersberger to adjourn at 8:31 PM on March 21, 2023. The motion was seconded by Mr. May and passed with a unanimous voice vote.

The next regularly scheduled meeting is set for April 18, 2023 at 7:00PM.

Respectfully Submitted,

Kathryn Bauer
Duncannon Borough Secretary

