

**MEETING OF THE MOUNT PENN BOROUGH COUNCIL**  
**April 26, 2022**

The Mount Penn Borough Council met in a Business Meeting on April 26, 2022. President Goodman brought the meeting to order at 7:30PM and led the Pledge of Allegiance. Responding to roll call were, President Troy Goodman and Council Members: Rick Lombardo, Roger Reto, Roger Stief, Joseph Cunliffe and Shannon Billman. Also in attendance were Mayor, Ryan Maurer, Solicitor Tom Klonis, Engineer, Chris Falencki, Police Chief, Ray Serafin, and Teresa Dietrich, Secretary.

**I. EXECUTIVE SESSION: Personnel**

Meeting called back to order from Executive Session at 9:31PM.

Motion was made to increase Secretary, Teresa Dietrich's salary \$1.00 per hour by Ms. Billman. Seconded by Mr. Cunliffe. Motion was unanimous. All Ayes.

**II. AUDIENCE PARTICIPATION:**

- A. Mr. Lee Pace, property owner of 2205 Philmay Terrace addressed Mayor Maurer and Council on the letter that was posted on Social Media from The Mayor regarding the CELG and Mr. Janssen following the March Business Meeting. The discussion continued and Mayor Maurer apologized to Council and The Borough for his actions. He plans to put his best foot forward from here going forward. A potential lawsuit was mentioned, The Borough does not have a policy for Slander. And no internet policy for Social Media. Mr. Pace asked for his resignation due to the potential threat of Litigation. Mayor Maurer said he does not plan to resign at this time, he would have to give it some thought based on what would transpire, he said ultimately his heart is here with the Borough. He thanked Mr. Pace and said he would seriously consider it if need be. There is no threat or pending litigation, at this time, per Mr. Klonis.
- B. Christine Dise spoke about solving problems, she thanked the Mayor and the Borough for doing what they do for very little gratitude. She asked for transparency from The Borough and a better way to get information out to the Residents that are not on Social Media and seniors. She then thanked the Mayor for his transparency, in agreement or not.
- C. No other public comments were made. Also in attendance were Residents: Al Worrall, Tom Staron, Christeena & Scott Hauck, Roberta Banks, Mark Dise, Mike Frankhouser, Billie Jean Buckland, Jennifer Lopez, Amanda Stief, and Nathan Poulos.

**III. ENGINEERING:**

- 1. Engineering Report March 21-April 18, 2022 submitted to Council.
- 2. ADA Handicap Ramp Projects- Resolution adopted. Work to be scheduled.
- 3. Handicap Ramp Center/ Cumberland- Coordinated/ signed FHWA settlement agreement.
- 4. Endlich Ave Pipe Restoration – DEP issued permit. Preparing Bid Documents. Motion was made for Krafczek to proceed with bidding for construction by Mr. Lombardo. Seconded by Mr. Reto. Motion was unanimous. All Ayes.
- 5. DCED Multimodal Grant- Awaiting materials to start project. Est. June 2022
- 6. Borough Hall Roof – Work substantially completed. Awaiting warm weather to final complete. Will get a date for starting & completion.
- 7. 2022 Road Projects – Reviewed proposed revised street opening Ordinance.

8. DCED “LSA” Grant – Prepared and submitted grant application. Mr. Falencki was asked about the Fire at the St. Catharine’s Apartment complex. His inspector was there 5 minutes prior and he said it was a pure accident.

#### **IV. APPROVAL OF MINUTES:**

Motion was made by Mr. Reto to approve the minutes of the March 29, 2022. Seconded by Mr. Lombardo. Motion carried unanimously. All Ayes.

#### **V. FINANCE REPORT:**

A motion was made by Ms. Billman to accept the Treasurer’s Report for March 2022 as presented. Seconded by Mr. Lombardo. The motion carried unanimously. The following balances were reported:

Checking	30,781.36
Savings	201,267.62
Liquid Fuels	146,123.54
PIB Loan	40,375.94
Fire Tax	21,917.11
Ambulance Tax	8,476.78
Petty Cash	50.00
Street Light Tax	5,558.24

A motion was made by Mr. Reto for payment of all Borough bills in all accounts including checks 19064-19092 and EFT payments for \$214,993.43 from General Fund. Including checks 1357-1359 for \$5,033.61 from Liquid Fuels Fund, and including check # 110 for \$2,517.32 from Street Light Tax account. Seconded by Mr. Lombardo. The motion carried unanimously.

Mr. Cunliffe asked for Secretary to reconcile and let Council know about any outstanding checks on the account going forward.

#### **VI. LIASION REPORTS:**

**A. Fire Company:** Treasurers report next meeting.

**B. MPBMA:** Appointment needed.

**C. AVMA:** Impervious structure- moving forward, waiting on Exeter Township.

**D. Planning Commission:** No report

**E. Police Commission:**

- a. 2 appointments needed from Council. Motion was made to appoint Mr. Cunliffe and Ms. Billman to The Police Commission by Mr. Lombardo. Seconded by Mr. Reto. Motion was unanimous. All ayes.

**F. RCAV:** Check cashed.

#### **COUNCIL PRESIDENT REPORT:**

**A.** Solicitor Additional fees-Mr. Klonis asking for an additional \$100.00 to be added to his retainer fees monthly. Motion was made to authorize the increase of his fees by \$100.00 per month by Mr. Cunliffe. Seconded by Mr. Lombardo. Motion was unanimous. All Ayes.

**B.** Statute letter, Antietam School District regarding Crossing Guards-Mr. Goodman spoke to Superintendent. Resolution needs to be adopted to remove ourselves from the responsibility of hiring Crossing Guards.

- C. Paul Janssen letter-Motion was made to maintain the financial contract with CLEG and Mr. Janssen for the remainder of the 5 years by Mr. Lombardo. Seconded by Mr. Reto. Motion was unanimous. All Ayes.
- D. Letter was read by Vice President Lombardo regarding the condemnation of Mayor Maurer's letter costing us the contract of Mr. Janssen and one of our Council Members. Motion was made by Mr. Lombardo to Censure the Mayor. Seconded by Mr. Reto.  
Mr. Cunliffe and Mr. Stief countered the claims of losing one of the Council members due to the letter.  
Mr. Klonis suggested language be stricken to include Mr. Nowotarski's resignation for the reason to Censure. Language was stricken from Motion per Mr. Lombardo. And Seconded by Mr. Reto. Motion still on the floor to Censure Mayor. Roll call vote needed to Censure Mayor.  
President Goodman-Y, Mr. Lombardo-Y, Mr. Reto-Y, Mr. Cunliffe-N, Mr. Stief-N, Ms. Billman-Y. Motion carries.  
Mr. Stief countered and asked to Censure Mr. Lombardo for comments he made on Social Media about Mayor Maurer. Motion was made to Censure Mr. Lombardo as well by Mr. Stief due to comments made on or about April 7th. Seconded by Mr. Cunliffe. Roll call vote. President Goodman-N, Mr. Reto-N, Mr. Cunliffe-Y, Mr. Stief-Y, Ms. Billman-N. Motion failed. 3-Naye, 2 Ayes.  
Discussion continued with comments from former President of Council, Tom Staron.

## **VII. COMMITTEE REPORTS:**

### **A. STREETS (Lombardo):**

- a. Update on Road Cut Ordinance- Motion made to authorize and advertise and incorporate fee schedule on the new road cut ordinance made by Mr. Lombardo. Seconded by Mr. Stief. Motion was unanimous. All Ayes.  
We can adjust fee schedule by ordinance 632.  
Curbs and sidewalk Ord. 31-201 to amend codification ord. will be discussed at next meeting. PUC to enforce poles, etc. With 5 or more patches, they have to repair the entire street. Utilities will have to obtain NO Parking signs from the Borough.
- b. The following streets will be completed this year for ADA Ramp compliance- 2700 Grant St., 100 Hollywood Ct. We received \$162,000.00 in Grant monies from Mark Rozzi for said ADA ramps.  
We will be obtaining community service for curb to curb line painting throughout the summer. Cars parked in yellow zones, there should be a sign posted for No Parking.

### **B. PARKS & PUBLIC PROPERTY (Reto/Cunliffe):**

- a. Parking Lot – Motion was made to accept the Bid and sale of the 23<sup>rd</sup> & Perkiomen Parking Lot by Mr. Lombardo. Seconded by Mr. Stief. Motion was unanimous. All ayes.  
It was discussed that Commercial properties are on the rise. Mayor Maurer suggested we accept the bid because interest rates are going up.  
Thanks to Mr. Cunliffe for his hard work on the Parking lot sale and Municibid. He will check with Municibid and on how to proceed on Wednesday the 27<sup>th</sup> of April. 10% down within the first 10 days, balance to follow in 60.  
Resolution will need to be written to authorize the sale of the Parking Lot.
- b. Drive-up area, Water Authority- Needs to be updated –rusty poles and new landscaping. Motion was made to update the Water Authority Drive-thru at their

expense by Mr. Lombardo. Seconded by Ms. Billman. Motion was unanimous. All Ayes.

**C. SOLID WASTE & PUBLIC UTILITIES (Cunliffe/ Stief):**

- a. Residents need to do better with securing their waste. Mike Frankhouser spoke about letting Residents know schedule, etc. Would like an actual calendar. Stealing recycling bins.

**D. PERSONNEL (Goodman/ Billman/ Reto):**

- a. New Hire- Borough Manager- Interview at Special Meeting on May 10<sup>th</sup>.
- b. Job descriptions for Administration Staff- Still working on this.
- c. Mr. Nowotarski's resignation letter read by Troy, effective immediately. Motion made to accept Mr. Nowotarski's resignation made by Mr. Lombardo. Seconded by Mr. Cunliffe. Motion was not unanimous. 1 Naye.
- d. Increase for Tee- Executive session

**E. INSURANCE/PENSION (Billman/ Reto):**

- b. Teresa Dietrich added to Pension.

**F. CODES (Lombardo/ Stief):**

- a. Permit report
- b. Second rental letter- Being created
- c. Rental Inspections- Working on list/ Adam starting inspections.
- d. Quarterly Codes Report

**G. FINANCE (Goodman/ Billman):**

- a. 2021 Financial Audit is available if anyone wants to view it.- President Goodman mentioned our taxes are good for the next 3 years. No debt for the Borough- 2 million of deferred and can get Grant money. Look at rates every 2 years. Discussion continued on PIB loan, etc.

**VIII. OTHER REPORTS:**

**A. Mayor:** Ryan Maurer

**B. Police Report:** Chief Serafin - No report

**C. Solicitor:**

- a. Zoning Hearing Board possible appeal- No development.
- b. Representation for 264 Friedensburg Rd. in Litigation. Rescheduled/ Continuance. Asked to remove these, no action all still pending until July 2022.

**D. Borough Administrator:**

**E. Secretary:** None

**IX. ORDINANCES:**

- A. Ord. 653 Road Cut Amendment – vote to advertise- see streets.
- B. Ord. 873 Handicapped Parking- 32 N 25<sup>th</sup> St- Overly. Motion made to adopt by Mr. Reto. Seconded by Mr. Stief. Motion was unanimous. All ayes.
- C. Ord. 874 M&T Bank – Motion was made to adopt Ordinance for M&T Bank loan by Mr. Cunliffe. Seconded by Mr. Reto. Motion was unanimous. All Ayes.

**X. RESOLUTIONS:**

- A. Motion was made to amend Agenda to include Resolution #21-22 authorizing the sale of the Parking Lot.

**XI. UNFINISHED BUSINESS:** None

**XII. CORRESPONDENCE:** None

**XIII. NEW BUSINESS:**

- A. Special Meeting Scheduled to conduct interviews on May10, 2022 at 7:30. Motion to advertise meeting made by Ms. Billman. Seconded by Mr. Lombardo. Motion was unanimous. All Ayes.
- B. Separate Borough emails for Council and Office staff.- Water Authority has same set up, they can help facilitate this.

- C. Solicitor asking to increase his retainer by \$100.00 per month- See Solicitor
- D. Possible Web management for Borough Site- Reach out to Albright

**XIV. OLD BUSINESS:**

- XV. ADJOURNMENT:** Mr. Lombardo made the motion for adjournment at 10:03PM, seconded by Ms. Billman. The motion carried unanimously.

There are no Workshop Meetings from May to August. The next scheduled Workshop Meeting will be Tuesday, September 20, 2022.

Next Council Business May 24, 2022 @ 7:30PM

Respectfully Submitted,

*Teresa A. Dietrich*  
*Secretary*