

**MILLHEIM BOROUGH COUNCIL
225 EAST MAIN STREET
P.O. BOX 421
MILLHEIM, PA 16854
(CENTRE COUNTY)**

FAX (814) 349-5733

PHONE (814) 349-5350

**REGULAR MEETING
July 8, 2008**

President Linn Auman called the regular meeting of the Millheim Borough Council to order at 7:00 p.m. with the following persons in attendance: Linn Auman, Kay Brown, Marlene Corl, Alan Ilgen, Tom Strebel, Lauralee Snyder, Sharon Heckman, Roy Rupert, Tim Bowser, Karen Weiss, and other interested citizens.

Absent: John R. Miller, III

Everyone present joined in the Pledge of Allegiance to the Flag.

CITIZENS INPUT: None

FIRE COMPANY REPORT:

No report was available. A Resolution and Cooperative Agreement establishing a committee to manage purchases of equipment for the Millheim Fire Co. #1 from the Fire Tax collected by Haines Township and Millheim Borough were reviewed. Council agreed that a new document would need to be completed if Penn Township begins collecting a fire tax. Tom Strebel agreed to serve on this committee as Millheim Borough's representative. A motion was made by Alan Ilgen and seconded by Tom Strebel to adopt Resolution 2008-5 approving a Cooperative Agreement between Millheim Borough, Haines Township and the Millheim Fire Company No. 1 to establish a committee by which purchases of equipment from the taxes collected by Millheim Borough and Haines Township for the benefit of the Millheim Fire Company No. 1 shall be managed. Motion carried.

The Code Enforcement Report was moved to later in the meeting pending Mr. Ripka's arrival.

EMPLOYEE REPORTS:

Written reports submitted by Lester Kerstetter and Todd Wasson was reviewed. Roy Rupert explained that he has received answers to his questions about the E. Coli Testing he is required to do at the Water Filtration Plant. He can just sample the water sources as they are used. Data will be compiled on Elk Creek as we use it. The spraying and the bug zapper have solved the Lady Bug problem. Water leaks are down. He explained that most of his time is being spent at the sewer plant. Mr. Rupert explained that the Inflow & Infiltration is down and under control.

PLANNING COMMISSION REPORT:

President Auman explained the purpose of the Official Road Map/Ordinance. He explained that the Planning Commission wanted to try to plan where the Borough would want roads for future development and that would not allow for cul-de-sacs. One road added was across the Rearick Property that is zoned for industrial and high-density development to connect with Gladell Lane for good site distance and better access onto Rt. 45. Walter Alley was extended around the back of the Borough property and out to St. Michaels Lane to accommodate future development in those areas. No roads were proposed for the areas currently zoned as Agriculture. Kay Brown pointed out that some of the existing streets are labeled incorrectly on the map. Further discussion was tabled until next month when a corrected map can be reviewed.

A question was raised about the Marcum property being in the Historic District.

Karen Weiss of Nittany Engineering updated Council on the progress at the Sewer Plant and the following action was taken:

1. A motion was made by Tom Strebel and seconded by Alan Ilgen to approve Pay Application #8 for HRI, Inc. in the amount of \$111,150.00 this leaves a balance to finish plus retainage of \$232,038.75. Motion carried.
2. A motion was made by Tom Strebel and seconded by Alan Ilgen to approve a Pay Application for Howard Organization in the amount of \$21,664.56 for the rest of their work and this leaves a balance to finish plus retainage of \$10,067.04. Motion carried.
3. A motion was made by Tom Strebel and seconded by Alan Ilgen to accept the change order requested by HRI, Inc. in the amount of \$1,036.50. Motion carried.

Ms. Weiss explained that HRI, Inc. is requesting a time-extension. She and Roy Rupert explained some of the reasons for the delay in start-up of the new plant. Everyone agreed that start-up should not be rushed because this plant must operate correctly. She explained that Nittany Engineering is not recommending the requested time-extension at this time. The Secretary is to get dates to schedule a meeting with DEP on the "Draft" Consent Order & Agreement for the week of July 21-25. President Auman will attend the meeting

and Alan Ilgen will attend if his schedule permits. The Secretary was instructed to contact Mr. Randis for clarification of DEP waiving the civil penalties of \$100/day through July 31, 2008 because start-up is over the agreed upon date.

CODE ENFORCEMENT REPORT:

Glenn Ripka did not attend this meeting. Tim Bowser was present to discuss the notification he received to replace the window that had been closed up on the North Street side of the Elk Creek Café building. He explained that this window has been boarded in for one year and he had no idea there was a problem. President Auman explained that Mr. Bowser should have been contacted when the window was boarded up so he could have gone to the HARB. Mr. Bowser explained that the room has been improved on the inside where the window was located. He also expressed concerns that, if the window were put back in, his customers would be looking directly at the run-down building across the street. Mr. Bowser will take a proposal to the HARB.

The Secretary explained that Glenn Ripka has filed citations against Brownies Tavern because Mr. Leitzell didn't replace the window and he is waiting for a hearing date to be set by the District Magistrate.

The Secretary explained that Tim Fohringer was told he needed to do a letter to Council or speak to Linn Auman or Kay Brown for permission to remove a portion of his sidewalk. No letter has been received and neither Mr. Auman nor Mrs. Brown was contacted. President Auman explained that the Borough is not interested in removing existing sidewalks but would agree to a time extension for the sidewalk replacement. A motion was made by Alan Ilgen and seconded by Tom Strebel to grant a time-extension for both Larry Webb and Tim Fohringer until October 31, 2008 to replace their existing sidewalks due to contractor schedules. Motion carried. The Borough will replace the sidewalk across Linn Alley in conjunction with Mr. Webb's contractor.

HARB REPORT: None

NEW ACTION:

A meeting to discuss windmills is set for July 15, 2008 at the Borough Council Room.

A letter received from Charles Herr requesting a mileage increase was discussed. A motion was made by Alan Ilgen and seconded by Kay Brown to approve the request to increase the rate to 58.5¢ per mile. Motion carried.

An Intergovernmental Cooperation Agreement for the LED Conversion of the traffic signal was discussed. This conversion includes the two flashing lights at either end of town. A motion was made by Tom Strebel and seconded by Marlene Corl to approve the Intergovernmental Cooperation Agreement and approve the payment to Centre County in the amount of \$1,209.20 to purchase these lights. Motion carried.

A motion was made by Alan Ilgen and seconded by Tom Strebel to approve payment of the Nittany Engineering invoices in the amount of \$4,618.01. Motion carried.

A proposal submitted by Marian Owen for community family tennis and Wii Habilitation was discussed. Since the tennis courts at the Pool don't belong to the Borough, Alan Ilgen suggested this could be coordinated through the Regional Park and Rec Board being formed. Mayor Snyder agreed to pass her name to this Regional Board. Mr. Ilgen recommended that Ms. Owen come to the September meeting to discuss her plans with Council. After discussion the consensus of Council was to send a letter to Ms. Owen explaining that Council is open to considering her idea if the room is available when she is ready and her name will be passed along to the Regional Park and Rec group.

A letter received from the Board of Supervisors of East Brunswick Township requesting support of their issue on sewage sludge and its associated harms. After discussion, the consensus of Council was not to adopt the resolution as requested.

A proposal submitted by Morefield Communication for an extended warranty for the surveillance camera at Fountain Park in the amount of \$628.80 was discussed. The Secretary did not recommend this purchase. After discussion, the consensus of Council was to not purchase the extended warranty.

OLD ACTION:

The Secretary explained she would be forwarding information from Conference on "Marketing Your Borough" to the Business Association.

President Auman reported that Curt Bierly is moving forward on the downtown sidewalk project.

The State Police issue was discussed. The Secretary distributed information from the Borough's Association Chat Room. Many Boroughs' are eliminating private police forces because of the costs and are moving toward "Neighborhood Watches". The robberies in town were discussed. Alan Ilgen didn't think the statistics presented by Sgt. Emigh were overwhelming. The Secretary was instructed to contact Sgt. Emigh for the additional information Council requested at last month's meeting so a decision can be made.

COMMITTEE/MAYOR REPORTS:

Tom Strebel reported that the Penn & North Street signs are not at the red light. The Secretary explained that she was told there are too many PennDot signs at the intersection. The employees are to find a way to put these signs at the intersection.

Building Committee Chairperson, Alan Ilgen reported on the following:

1. New bids he received for replacement of the small single door on the east side of the building:
 - Spring Lake Vinyl - \$685.00 (without commercial opener)
 - Ronald Rishel - \$1,360.00
 - Rusty Long – Didn't want to bid.
 - Exterior Door (old bid) - \$810.00

A motion was made by Tom Strebel and seconded by Kay Brown to accept the proposal from Spring Lake Vinyl in the amount of \$685.00, as recommended by Mr. Ilgen. Motion carried.

2. Mr. Ilgen will follow up with Mr. Kauffman about the steps at the front of the building.
3. The Library Committee will meet at the Borough building on July 22 with the Centre County Library Board and the Secretary will open the building.

President Auman reported on the following:

1. He was contacted by Gardner Wagner about a water authority (the East Penns Valley Water Authority) that had met in the past. There was an agreement written up but never followed through. Mr. Wagner would like a cost to rent the Borough backhoe and Todd Wasson, as operator, for the water company. The Secretary raised the concern about renting equipment to a non-governmental entity. The Solicitor needs to give his opinion on this. Mr. Wagner will attend the meeting in August to discuss the emergency interconnect between Haines Township and Millheim Borough.
2. A subcontracted person wants paid for the hours submitted in July for snow removal work done in December 2007 and February 2008. He knew the hours should have been submitted during the pay periods and he has always done this correctly in the past. After much discussion, the consensus of Council was, if the hours can be verified, he is to be paid and a letter should be written that explains the process.
3. An incident reportedly occurred on the street Wednesday night between the protesters and an individual that resulted in someone being punched. Tom Strebel explained that no such incident ever happened.

A motion was made by Tom Strebel and seconded by Alan Ilgen to approve the June 2008 minutes as presented. Motion carried.

A motion was made by Tom Strebel and seconded by Alan Ilgen to approve the June 2008 budget report as presented. Motion carried.

SECRETARY'S REPORT:

A written report submitted by the Secretary was reviewed and the following was decided:

1. The consensus of Council is to allow pictures to be loaned to the Historical Society for an October exhibit as long as they are signed out.
2. The consensus of Council is not to get involved with the Certified Local Government Program unless there is some benefit for the Borough.
3. A request will be forwarded to the Millheim Fire Police for them to help with traffic control for the Gregg Township Parade on July 31, 2008.

Mrs. Heckman explained that the new law signed by the Governor would eliminate the collection of Earned Income Tax by local tax collectors. This job would be done on a countywide basis. Very little information is available at this time.

A motion was made by Al Ilgen and seconded by Tom Strebel to adjourn the meeting at 10:00 p.m. Motion carried.

Sharon A. Heckman, Secretary-Treasurer