

MILLHEIM BOROUGH COUNCIL  
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(CENTRE COUNTY)

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REGULAR MEETING  
August 12, 2014

President Alan Ilgen called the regular meeting of the Millheim Borough Council to order at 7:00 p.m. with the following persons in attendance: Ed Bowman, Marlene Corl, Alan Ilgen, Lauralee Snyder, Leslie Warriner, Sharon Heckman, John Miller, III, Mike Lesniak, Glenn Ripka, Roy Rupert, Michele Aukerman and interested citizens.

**ABSENT:** Kay Brown

**CITIZEN'S INPUT:**

Susan Haney reported on a large hole at the corner of Long Lane and Rt. 45. President Ilgen explained the Secretary will report this to PennDot.

Mrs. Andrea Stroup spoke representing a group of residents in support of revision to the ATV Ordinance. She explained that she was given additional petitions after she submitted the ones included in the meeting agenda packet. Mrs. Stroup stated the following:

- They understand these vehicles are not licensed for use on the highways.
- They don't ride on properties without permission of the property owners.
- Ownership of these vehicles teaches their children life lessons (i.e., they must work to earn the vehicles, if repairs are needed they must work to be able to do this, etc.)
- It is unfair for their children to be forced to discontinue something that teaches valuable lessons.
- The adults are inconvenienced because dirt bike owners must travel 2-1/2 hours to Breezewood for their children to have a place to ride.
- The ordinance is unreasonable.
- Their children have made many new friends through riding.
- The parents know where their children are and they are not involved with the drugs in town.
- They own twenty (20) acres to ride on.
- Concerns about the inconsistency with enforcement of the Ordinance because a woman on Long Lane was told she could ride and it wasn't a problem.
- The day the dirt cloud happened in the neighborhood they stopped riding.
- They are willing to work with Council to fix the problem.
- Respectfully ask that the Ordinance be removed immediately.

Leslie Warriner explained that the ordinance began because of noise complaints and riding late at night. Then there was the complaint about the dirt cloud hanging over the neighborhood, safety concerns and if riding on less than a quarter of an acre destroying the neighboring property.

President Ilgen raised the question about the right of the neighbors and explained that sometimes you need to take them into consideration. Mr. Butler responded that this isn't valid if tractors come to the edge of the property and no complaint is raised about that.

After a heated discussion, Leslie Warriner asked Andrea Stroup to give Council a bulleted copy of her concerns and a list of recommendations to change the ordinance.

President Ilgen explained that Council will discuss their concerns. If they have specific recommendations to change the ordinance they should put them in writing. President Ilgen explained Council will get input from Mrs. Stroup.

Mayor Snyder explained that this will go to the Planning Commission. The information should be given in writing to Sharon Heckman for the Planning Commission meeting.

Michele Aukerman of Uni-Tec reviewed with Council her written Engineer's Report. She reported that Roy Rupert will do grab samples to see if any single property has higher levels. Also in accordance with the accepted Corrective Action Plan, the final Standard Operating Procedures will be submitted to DEP this week.

President Ilgen reported on the information received from Dave Maneval explaining that PennDot working in conjunction with concrete manufacturers has discovered that the concrete ratio required by PennDot specifications is not strong enough to prevent pitting in the concrete for areas that can be covered with road salt. Mr. Maneval explained that the Borough could do two applications of boiled linseed oil to the problem sidewalks to prevent further pitting. An estimate from Hosterman & Stover

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Hardware for this linseed oil is a not-to-exceed cost of \$500. A motion was made by Leslie Warriner and seconded by Marlene Corl to proceed with the application of linseed oil to the sidewalks on West Main Street if the property owner gives permission. Motion carried. The Secretary was instructed to send a letter to the property owners from 143 West Main Street to 159 West Main Street to get permission for the Borough employees to apply the boiled linseed oil. If no response is received, the Borough will take this as a no permission granted response.

A motion was made by Marlene Corl and seconded by Ed Bowman to authorize payment of the invoice submitted by Uni-Tec in the amount of \$278.75 for initial work on the Standard Operating Procedures at the sewer plant. Motion carried.

**EMPLOYEE REPORTS:**

Roy Rupert reported that DEP has approved a change to a different corrosion chemical at the water plant with no change required to the Borough's permit. Mr. Rupert explained that he needs two new flow meters which cost \$700 each. These funds were included in the 2014 budget. He also explained that once he receives the okay from Pittsburgh Controls, Nick from Nittany Controls will take over work at the sewer plant.

**CODE ENFORCEMENT/HARB:**

Mimi Owen submitted a sign request to the HARB. Ms. Owen would like to place a sign at 122 West Main Street advertising "Lizzie Belle's Closets". The proposed sign meets the ordinance requirements so the HARB is recommending approval of the request. The consensus of Council was to agree with the HARB's recommendation and approve the request.

The request to the HARB by Harry and Gretchen Schafft is for a partial demolition and room addition to their residence at 112 East Main Street. The HARB supports this request if they maintain the historical appearance of the property.

Mike Lesniak informed Council that he was offered a part-time job with an Arizona company. This will not create a conflict with his position in the Code Enforcement Office.

Mr. Lesniak reviewed his written report. The parking issue on Main Street was discussed. The suggestion was made to remove the "T" on the parking spaces the next time the lines are painted.

**PLANNING COMMISSION:** None

**OLD ACTION:**

No further information has been received with regard to the STAG Grant. HAMA didn't meet due to lack of a quorum.

A copy of the "Joint Municipal Agreement" prepared by Gregg Township was discussed. The Solicitor explained that most municipalities just received the agreement yesterday. He thinks most municipalities won't act on this until September. Mayor Snyder would like Paragraph 3 on Page 1 changed by adding "for the PVEMA" so the sentence reads: ...municipality's portion of the workers' compensation premium for the PVEMA on a per capita basis. The Secretary would like to see the formula included in the Agreement explaining how the Per Capita Charge is to be computed each year because the Per Capita Charge as listed in the attached Exhibit A may change from year-to-year but the method of computation will not. She would also like to see the following items added as required documentation with the invoice sent to the municipalities: A current list of active volunteer names; a copy of the bill showing what the volunteer workers' compensation cost is; a copy of the PVEMA budget/financial statement. The Solicitor will take care of this after he gets input from the other municipalities.

President Ilgen discussed the comments received from the residents about "No Parking" on all of Penn Street. Kory Rudy explained that speeding on Penn Street is a problem and having vehicles parked along the street slows the traffic down. He also explained that they have three vehicles in the back so there is no room for his son to park. He asked if the vacant mill lot could be used for supplemental parking. Mr. Rudy explained that he parks a camper along Penn Street for a week or less each summer. Leslie Warriner and Mayor Snyder volunteered to measure the cart way and the median to determine if there is adequate room for vehicles to park.

President Ilgen reported that the timbering contract was signed with Kuhn's Brothers and the first check in the amount of \$45,232 was deposited into the Water Fund Certificate of Deposit on July 24, 2014.

The Secretary reported that the insurance payment has been received for the fire hydrant damaged as the result of a vehicle accident on North Street several months ago.

**NEW ACTION:**

A motion was made by Leslie Warriner and seconded by Marlene Corl to adopt Ordinance #255 amending Sign Ordinance #202. Motion carried.

A motion was made by Leslie Warriner and seconded by Ed Bowman to accept the proposal submitted by Ben Haupt to remove two trees in the amount of \$550. These trees are located along the eastern boundary of the Borough building property and are a liability issue for the neighboring house. Motion carried.

A motion was made by Leslie Warriner and seconded by Marlene Corl to accept a proposal submitted by Ben Haupt to remove a tree in the amount of \$150. This tree is located on the water company land. 217

Council set the first 2015 budget meeting for Friday, October 3, 2014 at 8:30 a.m.

**COMMITTEE REPORTS:** None

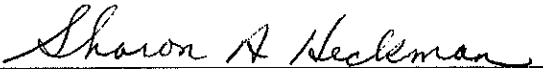
A motion was made by Ed Bowman and seconded by Marlene Corl to approve the July 8, 2014 minutes. Motion carried.

A motion was made by Ed Bowman and seconded by Leslie Warriner to approve the July budget report as presented. Motion carried.

The written report submitted by the Secretary was reviewed and discussed. President Ilgen explained that a non-refundable payment of \$150 must be submitted with the grant application to convert Borough owned street lights to LED fixtures. A motion was made by Marlene Corl and seconded by Ed Bowman to approve the \$150 non-refundable payment to submit the grant application. Motion carried.

A motion was made by Leslie Warriner and seconded by Marlene Corl authorizing President Ilgen to sign grant forms as required. Motion carried.

A motion was made by Ed Bowman and seconded by Leslie Warriner to adjourn the meeting at 9:08 p.m. Motion carried.

  
Sharon A. Heckman, Secretary-Treasurer