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REGULAR MEETING

February 9, 2016

President Alan Ilgen called the regular meeting of the Millheim Borough Council to order at 7:05 p.m. with the following persons in attendance: Patty Beckenbaugh, Ed Bowman, Alan Ilgen, Lauralee Snyder, David Sprowls, Leslie Warriner, Sharon Heckman, Glenn Ripka, Roy Rupert, Tim Bowser, Gary Gyekis, Tim Orndorf and Carl Rote.

Michele Aukerman and John R. Miller, III entered the meeting at 7:10 p.m.

CITIZEN'S INPUT:

Gary Gyekis explained that his agreement with the Borough regarding the Town Clock needs to be modified to describe the removal of the clock. This new agreement should explain how the clock will be removed and the cost sharing aspect of this removal should be described. He presented drawings of several different options for the tower once the clock is removed. Mr. Gyekis said in all likelihood he would prefer the simplest version which would be to put a cap on top of the spire. The Borough Solicitor agreed that a new agreement is needed describing how this removal process is to be done. An article will be put into the March newsletter and a committee will be formed to determine what to do with the clock. President Ilgen will contact Nevin Stitzer and the Secretary will contact G&R Excavating in Tyrone about prices and availability of a crane for this work.

Michele Aukerman of Uni-Tec Engineering discussed with Council the changes made to the "Draft" amendment to §296. Grease & Oil Interceptors of the Borough Sewer Ordinance. The suggestion was made to send letters requesting input on this proposed amendment. There was discussion on how to handle existing properties with grease and oil interceptors that would not comply with the amended requirements. The proposed amendment gives the Borough the right to go into a business and inspect the interceptor but doesn't require a Borough inspection as long as the Borough receives documentation when the interceptor is cleaned out. The Secretary was instructed to draft a letter to all businesses that we are thinking of changing our current ordinance and they are to send comments or to attend the March meeting. This letter should also be sent to the one auto repair business.

Due to the weather, Francis Bradley and Curt Kosko of Atlantic Broadband, Inc. will attend the March 8, 2016 meeting.

CODE ENFORCEMENT/HARB:

The written report submitted by Mike Lesniak was reviewed. Glenn Ripka reported that the trial for the 209 Hillcrest complaint was held but Mr. McGee wasn't there. District Magistrate Jordan found Mr. McGee guilty of the charges.

EMPLOYEE REPORTS:

The written reports submitted by the employees were reviewed and discussed. Roy Rupert reported a new influent pump in the amount of \$5,250 is necessary in case the old one at the sewer plant stops working. He also reported that Inflow & Infiltration (I&I) has been a problem. A cleanout at 161 Penn Street that has been fixed several times needs to be replaced correctly this spring. The Secretary was instructed to send a letter. Mr. Rupert contacted Spring/Benner/Walker about bringing their equipment to locate any additional problem areas. They charge \$800-\$1,000/day. A motion was made by Ed Bowman and seconded by Leslie Warriner to allow Mr. Rupert to contact Spring/Benner/Walker about leak detection. Motion carried.

A motion was made by Leslie Warriner and seconded by David Sprowls to approve the purchase of an influent pump for the sewer plant at a cost of \$5,250. Motion carried.

PLANNING COMMISSION REPORT:

President Ilgen explained that this report coincides with the Component 3 for New Grist for the Mill, LLC for Tim Bowser under new action. He raised questions about the Historic Preservation Act. Ms. Aukerman explained that any time a large project is proposed questions are asked about historic artifacts. She also explained that based on the page from the letter from the PA State Historic Preservation Office included in the packet submitted by Hill Engineering, when this proposed subdivision was submitted it was flagged because of Millheim and Penns Valley Historical Districts so the Historic Preservation Office in Harrisburg needs more information. Until that is done the packet can't move forward. Ms. Aukerman explained that there are a few other minor items that need addressed (i.e., the intent to serve letter for water and some questions that aren't answered). She gave Council the completed Section J based on the Borough's Chapter 94 report. Mr. Sprowls asked how question J4-A was answered and Ms. Aukerman explained she answered "yes" because we will project an organic overload but we will attach the Corrective Action Plan letter. President Ilgen asked about the last question in Section P that wasn't answered. Ms. Aukerman thought that should be answered "yes" and a public notification would need to be done but she explained that Mr. Bowser's engineer should check with DEP. She explained that the Alternative Analysis - Section H needs more information. Specifically how the effluent waste will be treated since Component 3 is for a brewery facility and the pre-treatment of this effluent should be addressed in this section. Ms. Aukerman and the Secretary will put together and send a list of the items that need to be addressed to Hill Engineering.

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The possible changes to the Zoning Ordinance were discussed. The Solicitor explained that Mr. Grazier recommended that the current definition for an eating and drinking establishment was okay for Mr. Bowser's current proposal. It is still a good idea to have the Centre County Planning Office and Millheim Planning Commission establish criteria for breweries, distilleries and wineries so if he expands and exceeds that criteria he would have to move. President Ilgen agreed that criteria should be established and that this can be done at the same time the subdivision is moving forward. Mr. Bowman explained that the Planning Commission thinks Council needs to tighten our ordinance with definitions. A motion was made by David Sprowls that Council not accept as proposed but with an amendment that Council look at conditions they want to apply for the district. President Ilgen suggested that Council could do that with the current recommendation and then send it back to the Planning Commission. Mr. Sprowls removed his motion from consideration. A motion was made by Leslie Warriner and seconded by Ed Bowman to approve the Planning Commission recommendation that a micro-brewery is currently a permitted use in the Central Business District as an eating and drinking establishment as defined in the current zoning ordinance. Motion carried.

President Ilgen directed the Planning Commission to meet on February 23, 2016 to review input from Mr. Jacobs of the Centre County Planning Commission to determine what restrictions should be included in the Zoning Ordinance.

A motion was made by Leslie Warriner and seconded by David Sprowls to authorize President Ilgen to sign a letter of intent to provide water service for New Grist for the Mill for 1,700 gallons per day with certain stipulations for inclusion in the Component 3 packet. Motion carried.

Ms. Aukerman reported that cost estimates have been prepared for the proposed interconnection to connect Haines Township and Millheim Borough water systems. The construction cost estimated that Mr. Jacobs needs to keep the STAG grant moving forward is \$12,000 for the vault and piping. The Borough's cost would be the \$20,000 engineering fees.

OLD ACTION:

The Energy Independence Project was discussed. President Ilgen explained that Millheim Borough committed to \$3,500 of in-kind match for this project. He will be contacting Stacy Richards about having some type of weatherization workshop.

Ms. Warriner reported that all revisions for the Source Water Management project have been sent and she will try to get Mark Stevens to attend the April meeting.

The Secretary reported that the required supplement form has been signed and returned to continue moving the Leased Streetlight LED Conversion project forward. There will be no cost to Millheim Borough for conversion of the lights on North and Penn Streets.

The part-time water billing position was discussed. Pam Winter, our Sewage Enforcement Officer, is interested in the position. President Ilgen suggested bringing her on for a probationary period. A motion was made by David Sprowls and seconded by Leslie Warriner to employ Pam Winter for the part-time water billing position starting at \$8.00/hr. as budgeted for ninety (90) days and to reevaluate at the end of the ninety (90) day probation. Motion carried.

NEW ACTION:

Disposal of the deteriorating concrete blocks was discussed. The value of these blocks is questionable because they were seconds. A motion was made by David Sprowls and seconded by Ed Bowman to offer Michael Lesniak the opportunity to get the blocks he wants for \$1.00 and then offer the rest to Leroy Shawver for \$1.00. Motion carried.

A motion was made by Ed Bowman and seconded by David Sprowls to exonerate Kathy Highbaugh, Tax Collector, from collection of the 2015 Per Capita Taxes and to turn the list of delinquent people in to J.P. Harris for collection. Motion carried.

A motion was made by Ed Bowman and seconded by David Sprowls to authorized President Ilgen to sign Resolution #2016-1 adopting the Centre County 2015 Hazard Mitigation Plan as the official Hazard Mitigation Plan of the Millheim Borough. Motion carried.

The Solicitor presented the License Agreement between Lewis Corman, Jr. and Millheim Borough which allows Mr. Corman to use the 4.06 acres, recently donated to Millheim Borough by Mr. and Mrs. Thomas Gilmore, to graze cattle at a cost of \$100 per year. A motion was made by David Sprowls and seconded by Leslie Warriner to approve this License Agreement as presented. Motion carried.

COMMITTEE REPORTS: None


A motion was made by David Sprowls and seconded by Ed Bowman to approve the January 4, 2016 minutes as presented. Motion carried.

A motion was made by Ed Bowman and seconded by David Sprowls to approve the January 2016 budget report as presented. Motion carried.

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The written report submitted by the Secretary was reviewed. The Secretary and the Solicitor are looking into several options available for a replacement company to codify the Borough ordinances.

A motion was made by Leslie Warriner and seconded by Patty Beckenbaugh to approve payment of the registration/room cost for the Secretary to attend the Pa State Association of Borough's conference in Hershey from June 5-8, 2016 and for the Secretary to act as the Borough's Voting Delegate at this conference. Motion carried.

A motion was made by Ed Bowman and seconded by Leslie Warriner to adjourn the meeting at 9:45 p.m. Motion carried.



Sharon A. Heckman, Secretary-Treasurer