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REGULAR MEETING
January 13, 2015

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: Marlene Corl, Alan Ilgen, Leslie Warriner, Sharon Heckman, John R. Miller, III, Sandra Snook and Andrea Stroup.

ABSENT: Ed Bowman and Kay Brown

CITIZEN'S INPUT:

Mrs. Stroup stated that she thought the ATV Ordinance would be on the agenda because she thought Leslie Warriner was going to work on other considerations. Ms. Warriner explained that she would recommend starting, when the weather gets nice, to permit riding ATV's with proper mufflers on private property on Monday-Friday from 3:00-5:00 p.m. The riders would have to stay 150 feet from any structure and the number of riders would be limited to no more than four. She would recommend this at the February meeting until the end of school if there are no issues with neighbors. Then she suggested that the Planning Commission could revisit and see if longer hours are permissible. Ms. Warriner thinks this needs a trial period and she wants to start here to see if it is effective through the end of school. Ms. Warriner is willing to rewrite the ordinance. President Ilgen stated he is not on board with this but if Ms. Warriner wants to rewrite it for distribution to Council before the February or March meeting he will look at it. He also explained that this is Council's decision because Council knows where the Planning Commission stands on this issue. Mrs. Stroup asked if decibel enforcement, how would it pan out? Ms. Warriner explained she will take this issue up again with NoNoise.com.

Lauralee Snyder entered the meeting at 7:08 p.m.

Mrs. Stroup raised a concern about what qualifies as a complaint. Ms. Warriner explained it would be the same as complaints about burning where the neighbors or anyone being disturbed can complaint and then the complaint would be investigated. President Ilgen explained that Council would have to amend the existing ordinance. Ms. Warriner will rewrite the ordinance.

Kathy Highbaugh, Tax Collector for Millheim Borough, was not able to attend the meeting but a deputy tax collector needs to be appointed. Mrs. Highbaugh recommends Wendy Nolf, Tax Collector for Potter Township, as deputy tax collector. A motion was made by Marlene Corl and seconded by Leslie Warriner to approve Wendy Nolf as Deputy Tax Collector for Millheim Borough. Motion carried.

CODE ENFORCEMENT/HARB:

The written report submitted by Mike Lesniak was reviewed with no questions. President Ilgen explained that Mr. Lesniak and Mr. Ripka will no longer need to attend meetings to go over routine reports but they will come to any meeting if Council has questions.

EMPLOYEE REPORTS:

The written reports submitted by the employees were reviewed and discussed. Mr. Rupert is requesting additional hours for Nittany Controls, LLC to reprogram the software at the sewer plant to get the plant operating as it should. Jens Sonntag of A-3 USA has offered to pay half the cost for Nittany Controls, LLC to do this work. A motion was made by Leslie Warriner and seconded by Marlene Corl to approve 40 (forty) hours for Nittany Controls, LLC to reprogram the sewer plant at \$80 per hour for a total cost of \$3,200 contingent on A-3 USA paying one-half the cost or \$1,600 and authorizing the Secretary to send a letter to A-3 USA stating this as Mr. Sonntag requested. Motion carried.

PLANNING COMMISSION REPORT: None

OLD ACTION:

The "draft" letter about the sidewalk issue on West Main Street was discussed. Mayor Snyder and Ms. Warriner think the letter is good and should be sent.

The information presented by the Secretary on the Special Events Criteria was discussed. Mayor Snyder suggested the wording should be changed to "the organization will endeavor to meet the three month deadline". The Secretary explained that the Borough must have the request three months in advance to do the necessary letter for the organization to get PennDot's approval if any of PennDot's highways are involved during the event. President Ilgen explained the intent is to give the organizations as much information as possible. Ms. Warriner stated that this is a good starting point. These are recommended guidelines and all organizations will be held to the same standards. The President and Secretary will write the document in a formalized format for the February meeting.

President Ilgen explained that the information given to the Borough by Koge Suto regarding the STAG Grant has been forwarded to Bob Jacobs at the Centre County Planning Office for his use in completing the application process. 235

The Solicitor explained that all the other municipalities have had their January meetings so the revised PVEMA Workers Compensation agreement will be discussed in February. The Agreement will be effective January 1, 2015.

The Secretary reported that the property owner on Penn Street made modifications to the inside plumbing so the water will be correctly metered. Mr. Rupert will inspect this property.

President Ilgen updated Council on the Energy Independence Project. Stacy Richards of SEDA-Cog would like to send a letter to residents about the three companies that will do the Energy Audits. Jason Grottini of Envinity didn't think all the companies should be contacting the residents. He thought it would be better for the residents to make the contacts. Another meeting of the oversight committee is needed because some parts of town still need to be surveyed.

To date no further information has been received about the Sheep Hill property. President Ilgen explained about the Source Water Management Plan and how most of the possible threats to our water source on Elk Creek are in municipalities that Millheim has no control over. He questioned if the Borough wants to keep Sheep Hill because of Elk Creek and access for Borough equipment if necessary.

To date no further information has been received about an estimate for the chimney on the Borough building.

The Secretary reported that a notice was posted on the property at 202 East Main Street about making arrangements to have their water service restored.

NEW ACTION:

The 2015 Borough Insurance Policy Renewal package submitted by Doty and Hench was reviewed and discussed. A motion was made by Marlene Corl and seconded by Leslie Warriner to approve the renewal of the insurance police through the Trident Insurance Company for 2015-2016 at a cost of \$16,449. Motion carried.

President Ilgen explained to Council that a "draft" agreement regarding the fire tax has been submitted by Dennis Heggenstaller, Treasurer, of the Millheim Fire Company. After some discussion, the Secretary was instructed to do a letter to the Fire Company stating that Council has received the "draft" agreement but they see no reason to make any changes to the existing agreement.

The invoice submitted by the Millheim Fire Company requesting payment of the Borough's share of the Volunteer Workers' Compensation for 2015 was reviewed and discussed. The documentation submitted establishing the cost of this premium was not an actual invoice but simply an estimate dated October 31, 2014 for budget purposes. The Secretary will send a letter requesting a copy of the actual Workers' Compensation invoice, asking if the copy of the volunteer roster is current and letting the Fire Company know that the mailing costs are the Fire Company's responsibility.

The pump for the Sewer Plant has been ordered from Orchard Pumps.

President Ilgen expressed the need for an employee meeting and the need for a job description for Mr. Kerstetter. The meeting will be set for either Friday, January 23 or January 30, 2015 at 8:30 a.m. after everyone is able to check their calendars.

A motion was made by Leslie Warriner and seconded by Marlene Corl to approve Uni-Tec Consulting Engineers, Inc. to prepare the 2014 Chapter 94 report at a cost of \$425. Motion carried.

A motion was made by Marlene Corl and seconded by Leslie Warriner to exonerate Kathy Highbaugh, Tax Collector, from collection of delinquent real estate taxes and to forward a list of the delinquent accounts to Centre County for collection.

The Secretary reported on a request received from David Bolton, a council person in Adams County, to adopt a Resolution in support of the development of Industrial Hemp Cultivation. The Council unanimously agreed they had no interest in this.

The Solicitor reported that due to gun regulations the Borough may need to change some of the existing ordinances. The Solicitor needs to review the ordinance for Fountain Park to be sure it doesn't say that a resident can't have firearms. The Borough can regulate discharging firearms within the Borough.

COMMITTEE REPORTS: None

A motion was made by Marlene Corl and seconded by Leslie Warriner to approve the December 9, 2014 minutes as presented. Motion carried.

The Secretary explained that \$10,000 had been added to the General Fund and General Fund Truck Replacement Certificates of Deposit and that a new Certificate of Deposit was purchased for the Water Fund Filter Bed Replacement in the amount of \$7,500.

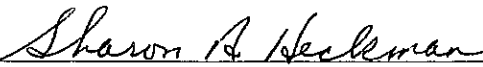
A motion was made by Marlene Corl and seconded by Leslie Warriner to approve the December budget report as presented. Motion carried.

The written report submitted by the Secretary was reviewed. The Secretary reported that a 2014 donation check was received from Mifflinburg Bank in the amount of \$1,000. This will be deposited in the General Fund Checking account as discussed during budget to help pay for the LED lighting conversion for the downtown street lights and Fountain Park lights.

A motion was made by Marlene Corl and seconded by Leslie Warriner to approve the Secretary's report. Motion carried.

The Secretary reported that the Borough paid to have the Union Cemetery Arch repaired from the General Fund. Discussion followed on how to invest the \$40,857.52 currently in a savings account at First National Bank. These funds were deposited into the bank from an estate and set up so the Borough isn't to use the principal. A motion was made by Leslie Warriner and seconded by Marlene Corl to invest the entire amount in the savings account into a six-month Union Cemetery certificate of deposit. Motion carried.

A motion was made by Leslie Warriner and seconded by Marlene Corl to adjourn the meeting at 8:45 p.m. Motion carried.



Sharon A. Heckman, Secretary-Treasurer