

**MILLHEIM BOROUGH COUNCIL
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(CENTRE COUNTY)**

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**SPECIAL MEETING
January 30, 2012**

President Alan Ilgen called a Special Meeting of the Millheim Borough Council to order at 8:00 a.m. with the following persons in attendance: Linn Auman, Kay Brown, Alan Ilgen, Lauralee Snyder, Leslie Warriner and Sharon Heckman

Absent: Marlene Corl and John R. Miller, III,

NEW ACTION:

The Uni-Tec Engineering Agreement to continue moving forward with the PennVest Funding Offer for the Water Main Line Replacement Project on Rt. 45 was discussed as follows:

- Uni-Tec should include a fee schedule as of the day of service.
- The Agreement needs to have clear language on how Change Orders will be handled.
- Uni-Tec should conduct a Pre-Bid meeting.
- A point-of-contact should be listed. This is usually Council President.
- Professional Liability Insurance from Uni-Tec should be provided. Ms. Warriner explained that for PennDot projects this is usually \$2 million and \$4 million aggregate.
- A Detailed Cost Estimate should be included.
- The Indemnification paragraph should be re-written. Mayor Snyder will provide the language and if the Solicitor approves, the new language should be included as part of the Agreement.
- A Contingency Plan to handle hidden conditions if found during the project should be included.
- A document with the Revised Ownership Paragraph on Page 4 was reviewed by Council and they unanimously agreed the wording on this revised document was fine.
- President Ilgen explained that the loan payment on a 1% 20-year loan of \$240,000 would be \$1,100/month.
- Council agreed that a funding offer of \$1.6 million grant and \$240,000 1% 20-year loan was too good an offer to pass up considering the scope of work for this project.
- Penn-Vest is a reimbursable type funding so a line of credit would be needed. The Secretary was instructed to call Jamie Schlessinger of Concord Public Financial Advisors, Inc. to determine how much they would charge to set up an interim line of credit. If Bond Counsel is needed, the Borough would use Rhoads & Sinon for the closing.

The Secretary reported that Bob Jacobs will be attending the next meeting of the Haines Aaronsburg Municipal Authority to discuss signing the STAG Grant over to the Borough so the interconnect project could be completed at the end of the Rt. 45 Water Line Replacement Project.

Council unanimously agreed to move forward on the stream crossing portion of the water line replacement project by having Uni-Tec start the permitting process for the crossing.

A motion was made by Linn Auman and seconded by Leslie Warriner to authorize Alan Ilgen to sign and intercede for all aspects of the water line replacement project. Motion carried.

Warriner would like the to the 120 calendar days paragraph changed to read "The fees of the ER set forth in this Agreement are based upon the Construction Phase of the project lasting 120 calendar days maximum. If the Project Construction Phase is expected to last longer than 120 calendar days the ER shall be entitled to additional services if the Client determines that the additional services are justified and the Client issues written authorization to bill for the services."

A motion was made by Linn Auman and seconded by Kay Brown to accept the PennVest Funding Offer of \$1.6 million grant and \$240,000 loan for 1% for 20 years. Motion carried.

A motion made by Leslie Warriner and seconded by Kay Brown based on changes discussed President Ilgen and Leslie Warriner will meet with a Uni-Tec representative and sign the agreement when satisfied and the Solicitor agrees with the contract documents. Motion carried.

President Ilgen adjourned the meeting to an Executive Session to discuss matters of employment at 8:58 a.m.

President Ilgen recalled the meeting from Executive Session at 9:51 a.m. with the following members present: Linn Auman, Kay Brown, Alan Ilgen, Lauralee Snyder, Leslie Warriner and Sharon Heckman.

A motion was made by Kay Brown and seconded by Linn Auman to authorize payment of the 2012 Solvency Fee of \$180.52. This fee protects against certain unemployment charges. Motion carried.

The Secretary was instructed to purchase a flag pole for a State flag in the Council room.

A motion was made by Kay Brown and seconded by Linn Auman to adjourn the meeting at 9:57 a.m. Motion carried.

Sharon A. Heckman

Sharon A. Heckman, Secretary-Treasurer