

MILLHEIM BOROUGH COUNCIL

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(CENTRE COUNTY)

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REGULAR MEETING

June 11, 2013

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, Kay Brown, Marlene Corl, Alan Ilgen, Lauralee Snyder, Leslie Warriner, John R. Miller, III, Sharon Heckman, Glenn Ripka, Mike Lesniak, Casey Gunsallus, Roy Rupert, Dan Guss, Michele Aukerman, Katie Flynn, Dan McGee, Stacy Richards and Carl Rote.

CITIZEN'S INPUT:

Dan McGee, representing William Klunk and Mary Ann McGee, explained that land is being purchased from Ed and Barb Shaffer contingent on getting the same License Agreement granted as the Shaffer's upon the closing within the next two weeks. Mr. Rupert raised a question about liability because this road is very narrow. The Solicitor explained that there is a Hold Harmless Clause in the Agreement. The Solicitor presented a License Agreement. The only change from the Shaffer agreement is that the proposed agreement becomes effective on the date of closing. A motion was made by Marlene Corl and seconded by Kay Brown to approve the License Agreement as prepared by the Solicitor with William Klunk and Mary Ann McGee. Motion carried.

Katie Flynn of RCx Building Diagnostics presented findings of an energy analysis for the Water Filtration Plant and the Sewer Facility. This analysis is the result of a grant from SEDA-Cog.

- The Water Filtration Plant building seems fairly well sealed with double paned windows. Most of the lighting is mercury vapor. Significant leakage was found at the duct work of the heating system and at the door. There is a major mold problem because of the humidity in the building.
- The main structure and chlorine treatment shed were analyzed at the Sewer Treatment Plant. The shed had significant leakage but because chemicals are stored here it shouldn't be too well sealed. Dampers need fixed because they are left open. Recommendations for the main structure would be to use a power strip, weather strip exterior doors, install occupancy sensors and analyze motors and equipment.
- More detail will be provided in the final report that will be provided at a later date.

Stacy Richards of SEDA-Cog gave a status report on the community-wide energy audit, which she expects will be funded. More information should be available next month.

Dan Guss gave a status report on the Water Replacement Project.

- Recommends holding \$2,900 to cover cost for John Claar to fix the grass strip at 155, 157 & 159 West Main Street.
- Sidewalks were replaced at the same elevation as the original sidewalks. Since PennDot put the asphalt curbing the water will now go into the storm drains. After storms the only walk with some water was at the Marcum property and this walk into their house had a water problem before the project.
- The concern of rocks in the yard at the Miller property was discussed. The only digging on this property was at the barn so they can't get the contractor to do the repair. The tenant asked for rocks at the road and complimented them after the work was completed.
- The asphalt sidewalk section was there prior to the Water Replacement Project and no work was done in that area.
- A motion was made by Ed Bowman and seconded by Marlene Corl to authorize payment of the Contractor's Application for Payment #8 in the amount of \$49,444 with \$2,900 to be withheld to cover grass restoration. Motion carried.
- A motion was made by Kay Brown and seconded by Ed Bowman to submit Final Pay Request #11 to PennVest in the amount of \$154,178.64. Motion carried.
- A motion was made by Kay Brown and seconded by Marlene Corl to approve payment of the invoice submitted by Uni-Tec in the amount of \$2,312.29. Motion carried.
- A motion was made by Marlene Corl and seconded by Ed Bowman to approve final revised payment of the 3-year Bond required by PennDot in the amount of \$2,608. Motion carried.

The DEP Consent Order and Agreement for the Sewer Plant was discussed. An engineer must be employed to diagnose the problems. Proposals have been submitted by Qwin Dobson & Foreman in the amount of \$12,500 and Uni-Tec Consulting Engineers, Inc. in the amount of \$8,700. A motion was made by Kay Brown and seconded by Ed Bowman to accept the proposal submitted by Uni-Tec Consulting Engineers for a Lump Sum Fee of \$8,700 to work with the Borough to prepare a Corrective Action Plan and an Engineering Evaluation Report within the time-frame required by DEP. Motion carried.

CODE ENFORCEMENT:

A written report submitted by Mike Lesniak was reviewed. Twenty-five letters on lawn care maintenance were delivered and to date 80% complied.

HARB REPORT:

A status update on the Heggenstaller building was given. The cease work order will be removed since all requirements have been met. Plans must be submitted to the HARB prior to any exterior renovations being done. The temporary board on the building exterior will be painted gray.

President Ilgen reported the following from the last Penns Valley Code Enforcement Agency meeting:

- Discussed a \$2.00/hour pay increase retroactive to May for Mr. Lesniak since he has successfully completed a 90-day probationary period. Since Mr. Ripka has decreased his hours, this pay increase would still be within budget.
- Discussed an audit for the Agency books. The Bylaws state an audit must be done by three representatives from the Board or a Certified Public Accountant which would cost \$4,000-\$6,000. The possibility of amending the Bylaws was suggested. The Solicitor reported that Penn Township also discussed changing the Bylaws. This will be discussed at the next Agency Board meeting.
- Worth Township is considering buying services from the Agency.

A motion was made by Leslie Warriner and seconded by Marlene Corl to approve the \$2.00/hour pay increase retroactive to May for Mr. Lesniak. Motion carried.

EMPLOYEE REPORTS:

Roy Rupert reported that the Sewer Plant is running better. An invoice received from Breon's was discussed. Breon's worked on the generator at the Sewer Plant. This generator automatically runs for one-half hour every Monday but it wasn't working properly. Breon's replaced a battery and a 2-amp volt charger. It is working fine now. A motion was made by Leslie Warriner and seconded by Ed Bowman to pay the invoice submitted by Breon's in the amount of \$779.77. Motion carried.

President Ilgen reported that a resident asked about dumping his camper sewerage into his sewer cleanout. The Borough Ordinance prohibits this. A newsletter article needs done about the sewer problems to make residents aware of these issues.

Casey Gunsallus reviewed his written report with Council. The illegal trash dumped at the recycling area was removed, street sweeping is done, the battery charger needs replaced. He reported that the welder needs repaired and he was instructed to get a cost estimate from Breons to make this repair. Mr. Gunsallus reported that approximately 100 water meters have been installed. President Ilgen instructed Mr. Gunsallus to look at the storm sewer at the sidewalk in front of his office and across the street in front of the Jewelry Store to see if the problem with the metal curb on the sidewalk can be fixed.

PLANNING COMMISSION REPORT: None

OLD ACTION:

Letters have been sent about connecting the church property on North Street to the public water/sewer utilities. To date there has been no response. The Solicitor explained the Borough has the authority to have the connection made and a lien can be filed.

All property owners have signed temporary right-of-ways for the timbering of water property but to date President Ilgen hasn't heard from Mr. Lowenstein.

NEW ACTION:

A motion was made by Leslie Warriner and seconded by Ed Bowman to adopt Ordinance #250 Amending Chapter 4 Part 1 requiring a building permit or Centre County Planning Commission and Centre County Conservation Office approval prior to any grading or excavation taking place. Motion carried.

A motion was made by Leslie Warriner and seconded by Kay Brown to adopt Ordinance #251 Repealing in its entirety Chapter 26 Part 1 and Amending Chapter 26 Part 2 of the Millheim Borough Code of Ordinances. Motion carried.

Consensus of Council was that since the Borough is not directly involved there is no interest in being a consulting party on the Potters Mills Gap issue.

A motion was made by Ed Bowman and seconded by Marlene Corl to approve the request from Gregg Township for Millheim Fire Police services at the Gregg Township Fire Company parade on August 1, 2013. Motion carried.

An article on the sewer should be completed by the end of the month for the newsletter.

A proposal submitted by John Claar to spread out the excess pile of fill and blend into existing grades in the amount of \$2,950 and to fine grade, weed, etc. in the amount of \$2,200 was discussed. Council discussed that if the area was graded the Borough employees could seed the area in September and again in the spring if necessary. They also discussed letting residents take fill but Mrs. Brown pointed out that the price quoted is for the pile currently there. Council will let Mr. Claar know after next month's meeting.

Since the bucket truck needs batteries and some other work to get it running properly and other arrangements have been made to change the banners, a motion was made by Leslie Warriner and seconded by Ed Bowman to sell the truck for scrap if it is worth less than \$1,000 and to remove it from the vehicle insurance. Motion carried.

COMMITTEE REPORTS: None

A motion was made by Ed Bowman and seconded by Marlene Corl to approve the minutes from the May 14, 2013 meeting as presented. Motion carried.

A motion was made by Marlene Corl and seconded by Ed Bowman to approve the May budget report as presented. Motion carried.

SECRETARY'S REPORT:

A written report submitted was reviewed. All business owners signed and agreed to waive enforcement of parking for the May Fly event.

President Ilgen announced that an Executive Session will be held immediately following adjournment of tonight's meeting to discuss matters of employment.

A motion was made by Ed Bowman and seconded by Leslie Warriner to adjourn the meeting at 10:15 p.m.

Sharon A. Heckman

Sharon A. Heckman, Secretary-Treasurer