

**Premetek Conditional Use Hearing  
March 15, 1999**

The Chairman, Michael Kelleher, called the Conditional use hearing for Premetek to order at 9:00 p.m. with member Helen Alters present. Mr. Lahr was absent. Also in attendance was Renee McGowan. The proposed decision was read aloud. Mr. Kelleher moved to approve the conditions as read. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes      Mr. Lahr – absent      Mr. Kelleher – yes

The hearing was adjourned the time being 9:12 p.m.

**Benner Township Supervisors  
March 15, 1999**

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 9:13 p.m. by the Chairman, Michael Kelleher with member Helen Alters present. Mr. Lahr was absent. Also in attendance was Renee McGowan.

**PERSONS TO ADDRESS THE BOARD**

No one was in the audience.

**MINUTES**

The minutes of March 1, 1999, were presented to the board for their review and comments. Mrs. Alters moved to approve the March 1, 1999 minutes as presented. Mr. Kelleher seconded the motion.

Vote: Mrs. Alters – yes      Mr. Lahr – absent      Mr. Kelleher – yes

**BILLS**

The bills of March 15, 1999, were presented to the Board for their review and approval. It was noted that there is an additional expenditure that payment needs to be approved. The additional payment is to Pellegrini Engineers in the amount of \$1,700.00 for the remainder of the 537 Plan work. Mrs. Alters moved to approve the bills of March 15<sup>th</sup> including the addition. Mr. Kelleher seconded the motion.

Vote: Mrs. Alters – yes      Mr. Lahr – absent      Mr. Kelleher – yes

**EXECUTIVE SESSION**

The Board called for an executive session from 9:15 p.m. until 9:31 p.m. The Board discussed potential litigation matters.

Fillmore Farms Settlement: Mr. Kelleher moved to approve and enter into the settlement and stipulations for the Manufactured Home Park of Fillmore Farms. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes      Mr. Lahr – absent      Mr. Kelleher – yes

Fish Commission: Discussion was held on the \$100 fine that the Fish Commission issued the Township for the road oil runoff that occurred along Barns Lane. Mrs. Alters moved to pay the \$100 fine because it would cost more in the end to fight the issue. Mr. Kelleher seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher – yes

Bardon Homes: It was noted that Ms. Hook's attorney has contacted the Township's attorney to see if the Township would be willing to enter into an agreement of stipulations in her Zoning Hearing Board case. Mrs. Hook has purchased a lot in another township and is going to build another home as her office. She expects to have her new home done by August. It was noted that depending on the decision of the Zoning Hearing Board, Ms. Hook could appeal the decision to Court spending a lot of township money and not resolving anything until fall at which time she would have already moved out of the Township. Mr. Kelleher moved to enter into the settlement agreement that Ms. Hook must move her business out of the Township by August 15<sup>th</sup> and promises not to come back. In addition she will be fined \$100 per day for each day she continues to operate her business in the Township. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher - yes

## **ZONING OFFICER'S REPORT**

Excess Maintenance Agreement with Glenn O. Hawbaker: Mr. Kelleher moved to approve the Excess Maintenance Agreement with Glenn O. Hawbaker for the Airport Park project. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher – yes

Zoning Amendment: It was noted that the Planning Commission held their public hearing on the zoning amendments on March 11<sup>th</sup>. The Board's public hearing on the amendment is scheduled for April 19<sup>th</sup>.

Spring Creek Cleanup: Mrs. McGowan noted that Genny Robine called to say that the Spring Creek Cleanup will be held on May 1<sup>st</sup>. If the Board knows of any areas in the township that need cleaned up to let her know.

## **OLD BUSINESS**

Spring Township Agreement/Boundary Change: Tabled.

Patton Township/Benner Township Boundary: Tabled.

Part-time Police Protection: Mr. Kelleher noted that he is going to be sending letters to Bellefonte Borough, College Township and Patton Township to see if they have any interest or what the cost would be.

Truck Bids: Sealed bids were opened for a new 1999 single axle dump truck. The bids were as follows:

|                   | Truck       | Trade    | Final Cost  |
|-------------------|-------------|----------|-------------|
| Bradco Supply:    | \$82,609.84 | \$5,500- | \$77,109.84 |
| Noerr's Garage    | \$79,710.00 | \$5,500- | \$74,210.00 |
| Thomas Timberland |             | \$8,250- |             |

Mr. Kelleher moved to award the used township truck to Thomas Timberland at the cost of \$8,250. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher – yes

Mr. Kelleher moved to table the truck bids until the next meeting so that they can be reviewed. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher – yes

Road Materials: Sealed bids were opened for the following road materials:

Road Oil:

|                    |               |
|--------------------|---------------|
| Eastern Industries | \$1.05/gallon |
| Whitaker           | \$.90/gallon  |

Mr. Kelleher moved to award the oil bid to Whitaker Corporation. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher - yes

| StoneType        | (Hanson)Picked up | Delivered   | (GOH)Picked up | Delivered   |
|------------------|-------------------|-------------|----------------|-------------|
| 2A               | 3.55              | 5.35        | <b>3.50</b>    | <b>5.10</b> |
| 2RC              | 3.40              | 5.10        | <b>3.30</b>    | <b>4.90</b> |
| #4               | 4.70              | 6.45        | <b>4.45</b>    | <b>6.30</b> |
| 2Bs              | 5.00              | <b>6.75</b> | 5.00           | 6.80        |
| 1Bs W            | <b>4.80</b>       | <b>6.60</b> | 4.85           | 6.70        |
| Surge Stone      | 5.00              | 6.60        | <b>4.75</b>    | <b>6.40</b> |
| 1Bs              | <b>4.80</b>       | <b>6.60</b> | 4.85           | 6.70        |
| Cold patch (HRI) | <b>29.00</b>      | 33.50       | 31.00          | 33.50       |

Mr. Kelleher moved to award the stone bids to the low bidder. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher – yes

**NEW BUSINESS**

Aerial photo of the Township: The Board is in receipt of a quote from PDS to prepare an aerial photo of the Township at the cost of \$2,200. Mrs. McGowan noted that the Planning Commission discussed this at their last meeting and feels that this photo would be a helpful planning tool. Mrs. Alters moved to have this photo prepared for the township. Mr. Kelleher seconded the motion.

Vote: Mrs. Alters – yes Mr. Lahr – absent Mr. Kelleher – yes

Water Line Installation Request: The board was in receipt of a letter from Max Gill requesting the Board's permission for them to begin water line installation in the Airport Park as well as along Fillmore Road. The Board decided to table this request until the Engineer has reviewed the plans and gives his approval.

## **NOTES**

Paving Projects: Mr. Kelleher noted that Mr. Fisher will be writing the Township's road projects up soon and that we are requesting quotes from guiderail contractors to continue the guiderail along Purdue Mt.

Contaminated Wells: Mrs. Alters noted that she is aware of 5 contaminated wells along Big Hollow Road. She asked that Mr. Williams be made aware of this situation to see if the University can be made to check into this problem because of the conditional use decision that they were given during the airport expansion hearings.

Fall Festival: Mrs. Alters noted that she would like the "Fall Festival" to be considered a Park & Rec. fund raising project with all proceeds being placed back into the park.

Rockview Water Filtration Plant Plan: This plan was presented to the Board for their signatures. It was noted that all of the outstanding pending items have been addressed. Mr. Kelleher moved to approve the plan as presented. Mrs. Alters seconded the motion.

Vote: Mrs. Alters – yes    Mr. Lahr – absent    Mr. Kelleher – yes

## **ADJOURNMENT**

The meeting was adjourned the time being 10:45 p.m.

---

Sharon Royer, Sec.