

Benner Township Supervisors

March 21, 2005

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:30 p.m. by the Chairman, John Elnitski, Jr. with members James Swartzell and Dave Breon present. Also in attendance were Tom Bowes, Doug Weikel, Mike Shamalla, Larry Cramer and Ed Galus.

PERSONS TO ADDRESS THE BOARD

Tom Bowes - Martin/Weaver Sewage Planning Module: Mr. Bowes was present to present the Board with the Martin/Weaver sewage planning module. It was noted that this system is for a small flow discharge system because the remaining lot area is not suitable for a replacement sewage system. Mr. Bowes reviewed with the Board how the treatment of the system works and where the discharge flow will ultimately end up. All adjoining property owners were notified and notice was placed in the Centre Daily Times. Mr. Bowes noted that a few that were notified contacted him by phone with questions but that no written comments were received. Mr. Swartzell moved to approve the Martin/Weaver Planning Module - Resolution 05-2. Mr. Breon seconded the motion.

Vote: Mr. Breon - yes Swartzell - yes Mr. Elnitski - yes

Larry Cramer: Mr. Cramer was present to express concerns regarding the relocation of the Fire Training Facility to the UAJA property. The Board noted that it is only being looked into and that no decision has been made. Should the Committee decide to pursue this location a zoning amendment would need to occur as well as the conditional use hearing process.

MINUTES

The minutes of February 21, 2005, were presented to the Board for their review and comments. Mr. Breon moved to approve the minutes as presented. Mr. Swartzell seconded the motion.

Vote: Mr. Breon - yes Swartzell - yes Mr. Elnitski - yes

BILLS

The bills of March 21, 2005, were presented to the board for their review and approval. Mr. Swartzell moved to approve the bills as presented. Mr. Elnitski seconded the motion.

Vote: Mr. Breon - yes Swartzell - yes Mr. Elnitski - yes

ENGINEER'S REPORT

Mr. Weikel went over the items that he has been reviewing on the Board's behalf.

ZONING OFFICER'S REPORT

Mrs. Swancer provided the Board with a copy of her written report. It was noted that a violation notice has been sent to Teddy Brown requiring her to clean up her property. She now has 90 days to clean up the property. After this time frame the matter will be taken before the magistrate.

OLD BUSINESS

Spring Township Agreement/Boundary Change: This item continues to be tabled.

Patton Township/Benner Township Boundary: This item continues to be tabled.

Beezer Hill Road Closure: This item continues to be tabled.

Parking Lot Paving: This item continues to be tabled.

Adelphia Franchise Fee Agreement Renewal: This item remains tabled until a renewal agreement is reached.

Harmon Farm Rezoning Request: This item is tabled until the May 2, 2005 hearing date.

NVJPC Zoning and Implementation agreement: It was noted that the implementation agreement has been sent on to the Solicitor for legal advertising. Mr. Breon noted the Commission started to discuss the Ag Districts of the new Zoning Ordinance and also started discussions concerning how the process of transferring development rights would happen. Mr. Breon reported that the Township's share to complete the new zoning ordinance is \$3,600. Mr. Swartzell moved to participate in drafting of the new zoning ordinance with the Nittany Valley Joint Planning Commission. Mr. Breon seconded the motion.

Vote: Mr. Breon – yes

Swartzell – yes

Mr. Elnitski – yes

Bid openings: The Board received the following sealed bids for roadway materials:

| | <u>Glenn O. Hawbaker</u> | | <u>HRI</u> | <u>Hanson</u> | |
|-------------------------|-----------------------------|------------------|---------------------------------|---------------|------------------|
| | <u>Plant</u> | <u>Delivered</u> | <u>Plant</u> | <u>Plant</u> | <u>Delivered</u> |
| 3,000 tons of 2A stone | <u>4.00</u> | <u>6.50</u> | | 5.00 | 7.35 |
| 2,000 tons of 2RC stone | <u>3.60</u> | <u>6.10</u> | | 4.00 | 6.35 |
| 400 tons of #4 stone | <u>5.00</u> | <u>7.50</u> | | 6.70 | 9.75 |
| 100 tons of 2Bs | <u>5.20</u> | <u>7.70</u> | | 5.50 | 7.85 |
| 500 tons Washed 1Bs | <u>5.20</u> | <u>7.70</u> | | 6.00 | 8.40 |
| 300 tons 1Bs stone | <u>5.20</u> | <u>7.70</u> | | 6.00 | 8.40 |
| 400 tons Surge Stone | <u>5.20</u> | <u>7.70</u> | | 7.00 | 9.35 |
| 100 tons Limestone Sand | <u>6.00</u> | <u>8.50</u> | | 6.40 | 8.75 |
| 100 tons Cold patch | 35.00 | | <u>35.00</u> | | |
| 900 tons I D2 Wearing | 35.00 | | <u>31.50</u> | | |
| 600 tons I D2 Binder | 34.00 | | <u>28.50</u> | | |
| | <u>Whitaker Roads Corp.</u> | | <u>Eastern Industries, Inc.</u> | | |
| 3,000 MC 70 Road Oil | <u>\$1.45/gallon</u> | | \$2.08/gallon | | |
| 2,000 E-3 Road Oil | \$1.28/gallon | | <u>\$1.26/gallon</u> | | |

Mr. Elnitski moved to approve the low bidder on each of the items. Mr. Breon seconded the motion.

Vote: Mr. Breon – yes Swartzell – yes Mr. Elnitski – yes

Sewage Management Districts: The Board was in received of a letter from Warren Miller requesting a meeting be scheduled to start discussing how the sewage management districts will be set up. The Board asked that Mr. Miller come up with some suggested dates.

Letter from DeMaire Re: Noise: The Board received a letter from Larry and Connie DeMaire asking for the Board's assistance with their noise problem from the new roadway. An excerpt from the noise study was included with the letter. The Board asked that the secretary contact PennDot to request a complete copy of the study and to have this item remain on their agenda until further information can be obtained.

Township Building Addition: Mr. Breon reported that he is waiting on some mapping from aerial photos. He also noted that he plans to submit to DCED for grant money.

NEW BUSINESS

Memo of Understanding Preliminary Plan Opequon Hill Subdivision: Mr. Elnitski moved to approve the Memorandum of Understanding for the Preliminary Plan for the Opequon Hill Subdivision. Mr. Swartzell seconded the motion.

Vote: Mr. Breon – yes Swartzell – yes Mr. Elnitski – yes

Memo of Understanding – Final Plan Phase I of the Opequon Hill Subdivision:

Mr. Elnitski moved to approve the Memorandum of Understanding for the Phase I – Final Plan of the Opequon Hill Subdivision. Mr. Swartzell seconded the motion.

Vote: Mr. Breon – yes Swartzell – yes Mr. Elnitski – yes

Gruendler Planning Module: The Board is in receipt of a Sewage Planning Module for 5 EDUS along West Water Street. It was noted that the Gruendlers wish to place a second residence on their property as well as turn their home into a bed and breakfast establishment. Mrs. Swancer noted that, at this time, it is not known if the other property owners along where the main line will run is aware that they will be mandated to connect because of the township's connection ordinance. It is also unclear as to whom will own the line once it is installed. If SBWJA doesn't accept ownership, it is unknown if private individuals (Gruendlers) can be in the Township's right of way. Mr. Elnitski moved to table this Planning Module until more information can be obtained. Mr. Swartzell seconded the motion.

Vote: Mr. Breon – yes Swartzell – yes Mr. Elnitski – yes

Road Bonding: It was noted that Speiglemeyer wishes to bond Barns Lane for some timbering that he is doing. All the necessary paperwork is in order and that bond has been received. Mr. Swartzell move to approve the road bonding documentation for Speiglemeyer to use Barns Lane. Mr. Elnitski seconded the motion.

Vote: Mr. Breon – yes Swartzell – yes Mr. Elnitski – yes

Blacks' Home Sales wishes to bond the roadways of the Crestview Development so that they can haul material out, as well as bring a four-section home in. All the necessary paperwork is in order and the bonding documentation has been received. Mr. Swartzell moved to approve the road bond for Black's Home Sales. Mr. Elnitski seconded the motion.

Vote: Mr. Breon – yes Swartzell – yes Mr. Elnitski – yes

Paradise Road Property/Centre County Training Facility: Mr. Elnitski noted that he has requested that a letter be drafted to Senator Corman requesting that he consider giving the Paradise Hill Road property to the Township should the Fire Training Facility be moved to the UAJA Property.

Bellefonte Little League: Mr. Elnitski noted that he and the league have some issues regarding how field usage and teams are being handled. Discussion was also held on the condition of the Buffalo Run Park fields and how he would like to see them repaired.

PARK & REC DIRECTOR'S REPORT

Mr. Shamalla noted that he would like to hold a picnic at the park on April 23th for those individuals that volunteer to come out and do roadway clean up. Mr. Shamalla noted that he felt that he could hold the picnic for around \$50. The Board noted that they did not object to this idea.

Mr. Shamalla noted that planning is underway for Summer Park & Rec. All of the same staff as last year is available to come back with the exception of one. Mr. Shamalla noted that he would like to offer Craig Lahr the unfilled position. He noted further that Mr. Lahr volunteered his time last year to the program and worked well with the staff and youth alike. The Board noted that they did not object to his hiring.

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. Centre County Planning Commission Correspondence
 - a. Village of Nittany Glen Phase II comment letter
 - b. Time Extension Centre County Fire Training Facility
 - c. Time Extension Centre County Prison Land Development
 - d. Time Extension Benner Chiropractic
 - e. Time Extension Graymont Land Development
 - f. Time Extension Airport Park Subdivision
 - g. Minor Land Development Proposal Re: Gruendler
 - h. DEP Sewage Planning Review letter Re: Gruendler
 - i. DEP Planning Module Review letter Re: Robert Martin/Kathleen Weaver
 - j. Lot addition Re: Grove Park Subdivision/Jesse Schaeffer
2. PSATS News Bulletin
3. Centre Co. Conservation District Letter Re: NPDES Permit Burnham Farms
4. Notice from FEMA that new flood maps will be prepared soon
5. SBWJA Meeting minutes of 2/14/05 and 2/28/05
6. Centre County Fire and Emergency Services Training Committee Minutes of 3/3/05

ADJOURNMENT

The meeting was adjourned the time being 10:05 p.m.

Sharon Royer, Sec.