

**Benner Township Supervisors  
May 17, 2010**

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:30 p.m. by the Vice Chairman, Dave Breon with member Randy Moyer present. Also in attendance were Doug Weikel, Dennis O'Leary, Brian McKinley, Renee Swancer, Katie Ombalski and Sharon Royer.

**PERSONS TO ADDRESS THE BOARD**

Pam Adams: Was not present at this time.

Brian McKinley: Mr. McKinley was present to present the Planning Module exempt card for the Glen at Paradise Hills South. It was noted that the letter of sewer acceptance from Bellefonte Borough and SBWJA have been obtained. Mr. Moyer moved to approve the exemption card. Mr. Breon seconded the motion.  
Vote: Mr. Moyer – yes                      Mr. Breon – yes                      Mr. Elnitski – yes

**MINUTES**

The minutes of May 3, 2010, were presented to the Board for their review and comments. Mr. Breon moved to approve the minutes of May 3, 2010. Mr. Moyer seconded the motion.  
Vote: Mr. Moyer – yes                      Mr. Breon – yes                      Mr. Elnitski – yes

**BILLS**

The bills of May 17, 2010, were presented to the Board for their review and approval. Mr. Moyer moved to approve the bills as presented. Mr. Breon seconded the motion.  
Vote: Mr. Moyer – yes                      Mr. Breon – yes                      Mr. Elnitski – yes

**ENGINEER'S REPORT**

Mr. Weikel presented the Board with his written report on the projects that he has been reviewing on the Board's behalf.

**ROAD SUPERINTENDENT'S REPORT**

Mr. O'Leary noted that we are expecting the truck to be delivered next week. He added that space is becoming a premium and a few more truck bays are needed. Discussion was held. The Board asked that due to the remaining items on tonight's agenda that the building be placed on their June agenda.

(Mr. Elnitski is now present, the time being 7:45 p.m. Pam Adams is also now present.)

Pam Adams: Mrs. Adams noted that the list of those not paying for the trash has gone from 68 down to 28. She noted that she plans on scheduling a meeting with District Hoffman prior to sending out the certified violation notices

to go over the Township's ordinance. Mrs. Adams noted she will have a summer intern and the Centre County Solid Waste Authority's intern that will work on recycling education for the township's commercial properties. Mr. Breon questioned when satisfaction surveys would be distributed. Mrs. Adams noted that generally they are not sent out until the end of the second year of the contract, however she was not opposed to sending them out to Benner's residents after the fourth quarter billing. She noted that she wanted to get both bulk pick ups in before sending out the survey.

## **OLD BUSINESS**

Spring Creek Canyon Documents: Copies of the draft Cooperative Agreement between the Game Commission and Benner Township were gone over. Mr. Elnitski went over the various changes/revisions that each agency has made to the document. Mr. Elnitski moved to conditionally approve the document as revised as long as no changes other than clerical are made. Mr. Moyer seconded the motion.

Vote: Mr. Moyer – yes

Mr. Breon – yes

Mr. Elnitski – yes

Mr. Elnitski noted that the Game Commission provided the Township a cursory draft copy of the Cooperative Agreement for Transfer of Jurisdiction between DGS and the Game Commission.

## **ZONING OFFICER'S REPORT**

Spring Creek Canyon Overlay Ordinance: It was noted that Mr. Breon provided his comments to Mrs. Swancer electronically. Mr. Elnitski noted that he has several questions that he would like to go over concerning language in the draft ordinance. Much discussion was held. It was noted that probably the best way to resolve these comments is to have EPD attend a meeting with the Supervisors and go page by page through the document. Staff noted that they would try to have EPD attend the June 7<sup>th</sup> meeting and would invite the Planning Commission to attend as well.

## **COMMITTEE REPORTS**

Spring Creek Watershed Commission: Mr. Breon noted that the borehole/drilling Ordinance will be discussed at Wednesday's meeting. He asked that if there were any comments on this ordinance to please forward them on to him by the 19<sup>th</sup>.

EIT Tax: Mrs. Royer previously provided her written report. It was noted that at the present time, the majority of the group agrees to move forward with preparing a contract with the State College Borough Office to collect the EIT taxes for the county's group. Currently, the Township pays the school district 3% to collect the taxes. The Borough is proposing to charge 2 1/2% so we will see a 1/2% increase in revenue.

**OLD BUSINESS**

Bellefonte Borough Fire Protection Agreement: This item remains tabled. The Board asked that the Borough be contacted to see when the Solicitors may be getting together as Mr. Schnoover hasn't heard anything.

Amberleigh Surety Phase I and II: It was noted that we have received all the required signed paperwork back. The developer is requesting a reduction in the surety amount from \$231,858.00 down to \$207,243.00. These amounts have been reviewed and approved by the engineer. Mr. Elnitski moved to approve the surety agreement. Mr. Breon seconded the motion.

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

**NEW BUSINESS**

Paving Bids: Sealed bids for the 2010 paving projects for the following: T-383 - .26 Miles, T-376 - .24 miles, T-344 – various, T-375 - .37 miles, for roadway base repairs 651 SY, milling of bituminous paving notch 190 LF, HMA wearing course (scratch & leveling) 254 tons, HMA wearing course 9.5 mm MIX level I 846 tons, 12" corrugated plastic pipe, type "S" 69 LF, 12" concrete pipe 35 LF were opened with the following results:

	New Enterprise Stone and Lime	HRI, Inc.	Glenn O. Hawbaker, Inc.	Ameron Construction
Item 1	94.00	65.00	48.10	111.50
Item 2	6.00	4.00	2.45	18.50
Item 3	95.00	78.00	77.90	103.00
Item 4	94.00	75.00	73.15	93.00
Item 5	106.00	90.00	115.00	120.00
Item 6	132.00	140.00	151.00	131.00
TOTALS	\$177,922.00	\$137,447.00	<b>\$126,670.10</b>	\$193,806.50

Mr. Elnitski moved to award the bid to Glenn O. Hawbaker, Inc. Mr. Breon seconded the motion.

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

Surplus Property: Seal bids were opened for the various surplus pieces of equipment as follows:

Item #	Corl Bros.	R. Moyer	Frantz	Mishock	Meyer	Veneziano
1 – 1984 GMC Truck	<b>\$4,525.00</b>	807.50				3,102.00
2 - 2005 Tailgate spreader			125.00	<b>150.00</b>		105.00
3 – 1972 Equipment Trailer						<b>427.00</b>
4 – Elkin 88" stainless steel spreader						<b>531.00</b>
5 – 2006 Enrossi 7" sickle bar mower						<b>312.00</b>
6 – John Deere 116 lawn tractor			75.00		100.00	<b>111.00</b>

Mr. Breon moved to award the surplus property to the highest bidder. Mr. Elnitski seconded the motion.

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

Centre County Airport Authority Conditional Use: The Conditional Use application for the Centre County Airport Authority Rental Car parking lot was received. Mr. Elnitski moved to pass this application on to the Planning Commission for their review and approval. Mr. Breon seconded the motion.

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

C-Net Services: A proposal was received from C-Net for filming and airing two Township meetings a month for 2011 at the cost of \$11,141.00. The Board noted that they are not interested in this service at this time.

Jagger Lane: It was noted that Jagger Lane is the proposed name for the lane in the Hartle Subdivision. Emergency Services requires that the Township approve the proposed name. Mr. Breon moved to approve the name Jagger Lane. Mr. Moyer seconded the motion.

Vote: Mr. Moyer – yes                      Mr. Breon – yes                      Mr. Elnitski – no

2010 Bellefonte Scholarships: Scholarship applications were presented to the Board for their selection of the candidates. Mr. Elnitski moved to award the Athletic/Scholastic Participation Award to Kaitlyn Swales and Douglas Weaver and the General Excellence Award to Ashley Hartle and Jacob Mueller. Mr. Moyer seconded the motion.

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

## **CORRESPONDENCE**

The Board acknowledged receipt of the following correspondence:

1. Clair Pre-Trial Narrative Statement
2. PSATS Legal Newsletter
3. Eagle Point Earth Disturbance Inspection Report
4. SBWJA Minutes of April 26, 2010
5. PA Fish & Boat Commission NPDES Permit renewal notifications

## **ADJOURNMENT**

The meeting was adjourned the time being 9:40 p.m.

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Sharon Royer, Sec.