

**Benner Township Supervisors  
October 17, 2011**

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 David Breon and Randy Moyer present. Also in attendance were Doug Weikel, Tim Schoonover, Dennis O'Leary, Debra Gaebel, Paul Gaebel, Renee Swancer, Sharon Royer and Ms. Lumkin.

**EXECUTIVE SESSION NOTICE:**

It was noted that the Board held an executive session on October 5, 2011 from noon until 12:18 p.m. to discuss possible litigation. All three board members participated.

**PERSONS TO ADDRESS THE BOARD**

Debra Gabel: Mrs. Gabel was present to thank the Board for its past support of the library and bookmobile and noted that continued support would be greatly appreciated. She noted that internet usage in the library has gone up a lot with individuals using it for searching for jobs and applying electronically for positions. She noted that the library also now has approximately 1000 books that can be downloaded onto the "Kindles". Mrs. Gabel reported that they are also seeing increased usage in the Historical Library.

**MINUTES**

The minutes of October 3, 2011, were presented to the Board for their review and comments. Mr. Elnitski made a motion to approve the minutes as presented. Mr. Breon seconded the motion.

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

**BILLS**

The bills of October 17, 2011, were presented to the Board for their review and approval. Mr. Elnitski made a motion 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 went over the plans that he has been reviewing on behalf of the board. Discussion was held concerning the tree issue in Grove Park Subdivision. Mr. Moyer noted that he believes that the developer is going to remove all the trees that were planted in the right-of-ways and either give home owners credit for the trees removed or replant the trees in the homeowners yards in a location of their choice. It was noted that Mr. Whitaker is upset by this decision of tree removal. The Board asked that a letter be drafted and sent to Mr. Whitaker regarding this matter.

## **ROAD SUPERINTENDENT'S REPORT**

Mr. O'Leary reported on the following:

Tree removal: It was noted that there are several larger trees located in the township's right of way that needs to be removed. Mr. O'Leary noted that these trees are larger and more complex than he would like the road crew to be removing. It was noted that he received three quotes for the removal being  
Troy's Tree Service - \$2,600  
B & H Tree Service - \$2,000  
Aikey's Tree Service - \$2,495

Mr. Elnitski moved to approve the lowest bidder for the tree removal. Mr. Moyer seconded the motion.

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

Brush Mower: Mr. O'Leary noted that the brush mower was rented for two weeks and that we hadn't received any complaints on the work that was done. He noted further that he would like to rent the mower for three weeks next year.

Budget: Mr. O'Leary noted that the bucket truck will need to be replaced. He noted that the T-Tag is the next piece of equipment on the equipment replacement schedule to be replaced in 2012. Mr. Elnitski questioned what issues the Township has had with the T-Tag or if there is any issues that are foreseen with it. Mr. O'Leary noted that he feels now is the time to replace it in order to get the best trade value for the truck. Mr. Elnitski noted that this will be further discussed during the budgeting process. Mr. O'Leary noted that for road projects he plans to dust oil several dirt roads and do some base repair on Purdue Mt. He also noted that he is checking into other surface treatment options such as applying fiber matting to the roadway.

## **ZONING OFFICER'S REPORT**

Mrs. Swancer noted that she didn't have anything additional to add.

## **COMMITTEE REPORTS**

Mr. Elnitski noted that township representatives will be meeting this week with the YMCA to discuss the future of the Kepler pool.

## **OLD BUSINESS**

Spring Creek Canyon: Mr. Elnitski asked that Mrs. Swancer check to see where the plan was with the county or what else needs to be done for the land transfer.

Right of Way Regulatory Ordinance: Tabled.

Krout's Bridge: Tabled.

Greystone Court Conditional Use: Mr. Elnitski moved to pass the conditional use application for Greystone Court on to the Planning Commission for their review and comments. Mr. Breon seconded the motion.

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

**NEW BUSINESS**

2012 Pledge for Water Resources Monitoring Project: The Board was in receipt of a request from the Spring Creek Watershed Association to continue to support the water resources monitoring project for 2012 in the amount of \$1,433. Mr. Elnitski moved to continue to support the water monitoring project. Mr. Breon seconded the motion.

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

MOU for Dr. Gerald and Susan Clair Plan: Mr. Breon moved to approve the Memorandum of Understanding for the Dr. Gerald and Susan Clair Plan. Mr. Elnitski seconded the motion.

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

Nittany Valley Running Club: The Board received a letter from David Egger representing the Nittany Valley Running Club seeking permission to once again hold the Nittany Valley Half Marathon which will use Rock Road as a portion of the race course. The date for the race has been scheduled for December 4<sup>th</sup> from 10 a.m. to Noon. Mr. Elnitski moved to allow the race under the same conditions as in the past. Mr. Breon seconded the motion.

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

C-Net Proposal: The Board was in receipt of a proposal from C- Net to broadcast the Township's meetings for 2012. The total cost of the proposal was in the amount of \$13,792.00. The Board noted that they are not interested in this service at this time.

USGS Funding: The Board was in receipt of an email from ClearWater Conservancy noting that the USGS is planning to shut down the stream gage on Spring Creek at Houserville. ClearWater is trying to find companies, municipalities, ect. to contribute the shortage for 2012 of \$5,300 to keep the gage up and running. Discussion was held. Mr. Breon noted that he would try to get more information on this item for the Board's next meeting.

Resolution 11-12 County Aid: The Board was in receipt of the paperwork to complete and seek the 2011 County Aid money approved for Fillmore Road in the amount of \$36,465.00. Mr. Elnitski moved to approve Resolution 11-12 to seek payment of the 2011 County Aid allocation. Mr. Breon seconded the motion.

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

Earned Income Tax Ordinance: Mrs. Royer noted that due to Act 32 and the Earned Income Tax reform that each municipality adopt the ordinance so that each entity in the taxing district has the same ordinance. The Centre County Tax Committee purchased an ordinance that has been created to take care of this requirement and has forwarded it to all entities for adoption. Mr. Elnitski moved to advertise the ordinance. Mr. Breon seconded the motion.

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

Roof Repair Estimate: It was noted that Zooks came and looked at the roof and gave a proposal of \$3,200 to acid-etch and power-wash the entire 48' X 88' roof, retighten or replace all loose fasteners as needed, apply Red Metal Ready rust inhibiting primer to the entire roof area and then apply White Kolor Kote roof paint to the entire roof area. Mr. Zook noted that he feels that with this treatment that the roof should hold up for another 7 years. He noted that he can't offer a warranty not knowing what type of paint is currently on the metal. Discussion was held. Mr. Elnitski moved to approve the Zook proposal in the amount of \$3,200. Mr. Moyer seconded the motion.

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

### **CORRESPONDENCE**

The Board acknowledged receipt for the following correspondence:

1. Spring-Benner-Walker Joint Authority Minutes - September 26, 2011
2. 2012 CCMPO Budget
3. Centre County Planning Office
  - a. Dr. Gerald & Susan Clair Plan
4. Copy of letter that was sent to Andrew Ramish from Ralph Houck
5. ELA Group package seeking to become Benner Township's Municipal Engineer
6. Grove Park Subdivision - Conservation District Report

### **EXECUTIVE SESSION**

The Board went into executive session from 8:20 p.m. to 8:45 p.m. to discuss possible litigation. All three Board members were present.

### **ADJOURNMENT**

The meeting was adjourned the time being 8:46 p.m.

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Sharon Royer, Sec.