

Benner Township Board of Supervisors
Re-Organization Meeting
January 7, 2013

The re-organizational meeting of the Benner Township Board of Supervisors was called to order at 7:30 p.m. by David Wise with Board members Randy Moyer and John Elnitski, Jr. present. Also in attendance were Helen alters, Tom Moyer, Dick Lahr, Wayne Engle, Michele Aukerman, Melissa Reed, Darin Reed, Nate Campbell, Lindsay Schoch, Dennis O'Leary and Sharon Royer.

Organization of the Board

Chairman: Mr. Moyer moved to nominate David Wise to be the Chairman of the Board for 2013. Mr. Elnitski seconded the nomination.

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

Vice Chairman: Mr. Wise moved to nominate Randy Moyer to be the Vice Chairman of the Board for 2013. Mr. Moyer seconded the nomination.

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

Employee Liaison: Mr. Moyer moved to nominate John Elnitski, Jr. for the position of employee liaison. Mr. Wise seconded the nomination.

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

Appointments

Secretary/Treasurer: Mr. Wise moved to appoint Sharon Royer as the Township's Secretary/Treasurer. Mr. Moyer seconded the motion.

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

Sewage Enforcement Officer: Mr. Wise moved to appoint Charles Herr as the Township's primary Sewage Enforcement Officer with Pamela Winter as the backup Sewage Enforcement Officer. Mr. Mover seconded the motion.

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

Code Enforcement/Zoning Officer: Mr. Wise moved to appoint Lindsay Schoch as the Township's Code Enforcement/Zoning Officer. Mr. Moyer seconded the motion.

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

Building Code Officer: Mr. Wise moved to appoint Harry Burd as the Township's Building Code Officer with the revision to the contract of the revised payment schedule for Commercial/Multi-family permits. Mr. Moyer seconded the motion.

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

Solicitor: Mr. Elnitski moved to appoint Timothy Schoonover of the firm Babst, Calland, Clements and Zomnir as the Township's Solicitor. Mr. Wise seconded

the motion. Mr. Moyer noted that he would like to see the appointment of this position change. Mr. Wise noted that there are several legal issues that the township is currently facing and didn't think that it would be beneficial for the township to switch at this time. Mr. Elnitski noted that he feels that Mr. Schoonover has been serving the township well.

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

Appointment of following positions/assignments: Mr. Wise moved to appoint the following appointments:

Engineering – Franson Engineering

Bank – M & T Bank and PLIGET

Road Superintendent/Road Master – Dennis O'Leary

Road Crew – (Full Time) Norman Corl, Harold Meyer, Donald Tressler
(Part Time) William Frantz and Steve Zelznick

Road Crew Clothing Allowance - \$250 for full time and \$100 for part time.

PSATS Voting Delegate – Randy Moyer

Mr. Elnitski seconded the motion.

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

Appointment of the following positions: Mr. Wise moved to make the following appointments:

Zoning Hearing Board – Ian Henderson 3 year term.

Water Authority – Steve Lanich for a 5 year term.

Centre County Tax Collection Committee – Primary appointment

Sharon Royer with the alternate of Randy Moyer.

Mr. Elnitski seconded the motion.

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

Spring Creek Watershed Commission & Nittany Valley Joint Planning Commission: Mr. Moyer moved to appoint David Wise to serve as Benner Township's liaison to the Spring Creek Watershed Commission and the Nittany Valley Joint Planning Commission. Mr. Wise seconded the motion.

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

Vacancy Board: Mr. Moyer noted that he believes that this position should be filled as it is required in the Second Class Township Code and noted further that Thomas Moyer is interested in the appointment and has provided the Township with a letter of interest. Mr. Moyer moved to appoint Thomas Moyer to the position of Vacancy Board. Mr. Wise seconded the motion.

Vote: Mr. Elnitski – abstain Mr. Moyer – yes Mr. Wise – yes

OTHER BUSINESS

Meeting Dates and Times: Mr. Wise moved to advertise for regular Supervisor Board meetings the first Monday of each month and also for the third Monday of the following months: April, May, October and November at 7:30 p.m. Mr. Elnitski seconded the motion.

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

Employee Wage Review: It was noted that this will be discussed in executive session at the end of the regular meeting.

ADJOURNMENT

The re-organizational meeting was adjourned the time being 7:44 p.m.

Sharon Royer, Secretary

**Nittany Valley Joint Recreation Authority
Public Hearing
January 7, 2013**

The public hearing on the creation of the Nittany Valley Joint Recreation Authority was called to order at 7:45 p.m. by the Chairman, David Wise with members Randy Moyer and John Elnitski, Jr. present. Also in attendance were Helen alters, Tom Moyer, Dick Lahr, Wayne Engle, Michele Aukerman, Melissa Reed, Darin Reed, Nate Campbell, Lindsay Schoch, Dennis O’Leary and Sharon Royer.

Mrs. Royer indicated that the Board has not received any comments or questions regarding the proposed Ordinance to create the Nittany Valley Joint Recreation Authority. Mr. Wise asked those present if anyone had any questions regarding what was being proposed. No one present responded.

With no comments, the public hearing was adjourned the time being 7:49 p.m.

Sharon Royer, Secretary

**Benner Township Supervisors
January 7, 2013**

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:50 p.m. by Chairman, David Wise with Board members Randy Moyer and John Elnitski, Jr. present. Also in attendance were Helen Alters, Tom Moyer, Dick Lahr, Wayne Engle, Michele Aukerman, Melissa Reed, Darin Reed, Nate Campbell, Lindsay Schoch, Dennis O'Leary and Sharon Royer.

PERSONS TO ADDRESS THE BOARD

Andrew Ramish: Mr. Ramish asked to be placed on the agenda but did not attend.

Wayne Engle: Mr. Engle was present to go over the Glenn at Paradise Hills West plans. It was noted that the plans reflect plans to construct 4 quads equaling 16 single family homes. The requirements of the zoning amendment have been made. It was noted that signatures will not be obtained from the Board until construction is complete or surety is posted.

Justin Harford: Mr. Harford asked to be placed on the agenda but did not attend. It was noted that Mr. Harford indicated to Board members that he was having difficulties securing the 18 month maintenance bond for the newly paved roads in the Opequon Development due to the fact that the base coat had been down for approximately six years without being topped. The Board suggested that Mr. Harford could acquire a line of credit from a bank in the amount required or could give the township the cash to hold in a separate account until the 18 month expiration.

Melissa Reed: Ms. Reed was present to inquire about the Township's junk vehicle ordinance. She noted that there is a home near hers that has several junk and dismantled cars sitting in their yard. The Board noted that they would have Mrs. Schoch look into the matter to see if anything can be done.

MINUTES

The minutes of December 3, 2012, were presented to the Board for their review and comments. Mr. Moyer moved to approve the minutes as presented. Mr. Elnitski seconded the motion.

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

BILLS

Mr. Wise moved to approve the payments in the State Fund. Mr. Moyer seconded the motion.

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

ROAD SUPERINTENDENT'S REPORT

Mr. O'Leary noted that the road crew is continuing to work on the inside of the building addition when the weather permits it.

ZONING OFFICER REPORT

Mrs. Schoch reported on the following:

- *Gave an up on the Planning Commission Meeting.
- *Discussed the upcoming Nittany Valley Joint Planning Commission meeting.
- *Update on the GIS workshop that was attended
- *DCNR Grant Application – when weather permits, planning to walk trail with Trish Meek.
- *Additional airport parking discussion regarding impervious coverage amounts.

COMMITTEE REPORTS

Mr. Wise noted that discussions are continuing on the funding formula for the MPO.

The next meeting of the Nittany Valley Joint Planning Commission is scheduled for January 17th.

OLD BUSINESS

Krout's Road Bridge: Mrs. Aukerman gave the Board an update on the status of the bridge. She noted that a pre-submission meeting was held with PennDot to get the particulars of what they wanted to see on the submission. She noted that they hoped to submit to PennDot by the end of the month.

Mr. Elnitski moved to approve the contract with Uni-Tec to complete the engineering work needed for the Krout Road bridge project. Mr. Wise seconded the motion.

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

Mrs. Royer noted that Mr. Schoonover has been in communication with Kristin Long (legal representative for CDICC) regarding the Krout Lane easement. She stated that she should have her comments on the agreement within a few days.

Valentine Hill Road Closing/Amberleigh Surety: Mr. Wise noted that he instructed Mr. Schoonover to send letters to Lexon to get a status update on the township's request of cashing in Amerleigh's surety. It was noted that the work will need to be bid to close Valentine Hill Road by March to insure that it is completed by the end of June. He also asked that a letter be sent to Mr. Glass informing him that no new permits would be issued in Amberleigh and that if the Township is forced to contract the work that the costs will be higher due to prevailing wage requirements that the Township must deal with and that any costs that aren't covered by the surety agreement will be assessed as liens on his remaining property.

Nittany Valley Joint Recreation Authority Creation Ordinance: It was noted that there weren't any comments during the public hearing process and that the Ordinance is ready for adoption. Mr. Wise moved to adopt the Ordinance that creates the Nittany Valley Joint Recreation Authority. Mr. Elnitski seconded the motion.

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

NEW BUSINESS

Bids for Surplus Tractors: Sealed bids were opened for two surplus tractors that are no longer needed by the Township. The bids received were as follows:

Bidder's Name:	Ford Model 3930	John Deere Model 770
Steve Zelznick		\$2,100.00
Gene Dubbs	\$2,370.00	\$4,530.00
Jim Smith	\$3,600.00	\$2,800.00

Mr. O'Leary noted that he was expecting the bids to be higher than what has been received. After discussion, Mr. Wise moved to award the bid of the John Deere Model 770 to Gene Dubbs at the cost of \$4,530.00. Mr. Elnitski seconded the motion.

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

The Board noted that they would table action on the Ford Model 3930 until further research can be done.

Gordon Repine Conditional Use Request: The Conditional Use application was received from Gordon Repine requesting permission to construct an addition to his building on the Benner Pike to house an adult day care facility. Mr. Elnitski moved to accept the application and forward it on to the Planning Commission for review and sign the County's MOU for the County's submission. Mr. Moyer seconded the motion.

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

2012 Year End Audit: Mr. Elnitski moved to appoint the firm of ParenteBeard to conduct the Township's 2012 audit. Mr. Moyer seconded the motion.

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

Executive Session was called the time being 8:22 p.m. The meeting was reconvened the time being 8:37 p.m. All three Board members were in attendance. Items discussed in executive session were employee wages and pending legal matters.

Resolution 2013-1: Resolution 2013-1 was presented to the Board for their review and approval. This resolution deals with re-appropriating funds within the

2013 general fund budget. Mr. Wise moved to approve Resolution 2013-1. Mr. Moyer seconded the motion.

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

Renee Swancer Settlement Agreement: The proposed settlement agreement between Renee Swancer and the Township was presented for review and comments. Mr. Wise moved to approve the agreement as presented. Mr. Moyer seconded the motion.

Vote: Mr. Elnitski – abstained Mr. Moyer – yes Mr. Wise – yes

General Fund Accounts Payable: Mr. Wise moved to approve the January 7, 2013 General Fund Accounts Payable list as presented. Mr. Moyer seconded the motion.

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

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. Centre County Planning Office
 - a. Time Extension Grove Subdivision
 - b. Time Extension Rogers Farm
2. PSATS News Bulletin
3. Water Authority Minutes of November 20, 2012
4. SBWJA Minutes of November 28, 2012

ADJOURNMENT

The meeting was adjourned the time being 8:40 p.m.

Sharon Royer, Secretary