

Benner Township Supervisors

April 3, 2023

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:00 p.m. by the Chairman, Randy Moyer with members Larry Lingle and Thomas Moyer present. Also in attendance were Terry Cable, John Elnitski, Tony Fruchtl, Treva Strouse, Allen Strouse, Thomas Eby, Deb Smeal, Dennis O'Leary, Rod Beard and Sharon Royer.

PERSONS TO ADDRESS THE BOARD

Mr. Moyer asked if anyone had anything for the agenda that was not already listed on the agenda. No one present did.

MINUTES

The minutes of March 6, 2023, were presented to the Board for their review and comments. Mr. R. Moyer moved to approve the minutes as presented. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

ACCOUNTS PAYABLE

The accounts payable list in the amount of \$83,364.77 for the General Fund was presented to the Board for their review and approval. Mr. R. Moyer moved to approve the General Fund bills as presented. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

The accounts payable list in the amount of \$8,860.69 for the State Fund was presented to the Board for their review and approval. Mr. R. Moyer moved to approve the State Fund bills as presented. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

OLD BUSINESS

Zoning Hearing Board Vacancy: It was noted that the Board is in receipt of a letter from Mark Capriani indicating a willingness to serve on the Zoning Hearing Board. Mr. R. Moyer moved to appoint Mr. Capriani to fulfill the vacancy of Dan Hoffman. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Veterans Community Park:

Sign: A draft design prepared by Victorian Signs for the Veterans Community Park was presented to the Board. Mrs. Royer noted that some are concerned that the symbol at the top of the sign could be showing favoritism to one branch over another. Those that had served in the service that were in the audience were asked to look at the sign to see if they felt any objection to it. Those present indicated that they did not and liked it. Mr. R. Moyer moved to have the sign made as proposed. Mr. T. Moyer seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Dedication Plaques: Mrs. Royer noted that she has heard back from Deb Burger and that the Johnstonbaugh's have selected the ballfield to be dedicated in his name. The question has been raised as to how much the Township wants to contribute, if anything, towards these dedication plaques. The Board indicated that they don't have an objection to making a contribution but does not feel that they should be paying for the entire thing. Mr. T. Moyer moved to establish policy that the Township will

contribute towards these dedication plaques of 50% of the cost with the maximum contribution of \$200.00 per plaque. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

RFP for Traffic Engineering Firm for Traffic Grant: It was noted that the Board received proposals from Trans Associates and Stahl Schaeffer Engineers. Mr. O'Leary noted that Mr. Franson and himself reviewed the proposals and scored them in various categories. He noted that both feel that while either firm could handle the job, that Trans Associates appears to be more familiar with this grant application. Mr. R. Moyer moved to approve Trans Associates to assist the Township with this grant. Mr. T. Moyer seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

NEW BUSINESS

Grass Pilot Program: The Board is in receipt of correspondence from the Centre Region concerning a pilot grass recycling program that they are looking to conduct this summer. Ms. Mato indicated that they would like to have the Board's permission to locate a dumpster sized container at the Township grounds to collect grass waste for recycling at the compost facility. It was noted that the grass will be collected from the dumpster weekly. The dumpster will have a combination lock on it so only those who register to be part of the program will have access to avoid dumping of unwanted materials. It was noted that they anticipate the program to start mid May and conclude in October. Mr. R. Moyer moved to approve the placement of the grass dumpster at the Township Building for the pilot program. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Rezoning Request: The Board is in receipt of a rezoning request to have tax parcel 12-003-213 rezoned from Industrial to Commercial. It was noted that the current property owner is the Commonwealth of PA with the developer being PKA Associates. The lot is 13.26 acres in size and the proposed uses for the property include possible retail uses, a possible restaurant, hotel, and car dealership. Mr. R. Moyer moved to accept the application and begin the review process. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Zoning Amendment: Discussion was held concerning setbacks for Convenience Stores. The developer for the proposed WaWa is questioning the wording in the ordinance and the setbacks that are called out in the ordinance especially for any type of canopy. Mr. Beard noted that Mr. Lesniak did extensive research on this and feels that it was a typographical error of sorts. Mr. Beard noted that he too is unsure why all uses in that district wouldn't all have the same setbacks. Mr. Beard noted that he feels that this change could be consider typographical without having to go through the zoning amendment process.

Terry Cable from the audience noted that he feels like this should go through the formal process of making the amendment. Mr. R. Moyer moved to authorize Mr. Beard to prepare this zoning amendment for adoption. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Paving Bids: Sealed bids for the Township's 2023 paving projects were opened by Mrs. Royer. The bid results were as follows:

Item #	Quantities	Descript.	HRI, Inc.	Total	GOH, Inc.	Total
1	1492	Roadway widening	34.25	51,101.00	45.00	67,140.00
2	18	Roadway widening deep	424.00	7,632.00	245.00	4,410.00
3	1013	Milling bit. Paving notch	7.50	7,597.50	8.00	8,104.00
4	1925	WMA wearing 9.5 mm MIX Level 1 (50 gyrations)	85.50	164,587.50	93.00	179,025.00
5	1801	WMA Wearing course 19.0 mm MIX (50 gyrations)	76.50	137,776.50	74.00	133,274.00
6	54	Concrete slant curb	104.00	5,616.00	252.00	13,608.00
				\$374,310.50		\$405,561.00

Mr. R. Moyer moved to award the 2023 paving projects to HRI, Inc. Mr. Lingle seconded the motion.
 Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Road Material Bids: Sealed bids for the Township's 2023 road materials were opened by Mrs. Royer. The bid results were as follows:

2023 BENNER TOWNSHIP ROAD MATERIALS				Hawbaker FOB Plant	Hawbaker Del.	Heidelberg FOB Plant	Heidelberg Delivered
1	1000	ton	PA-2A SUBBASE	10	14.71	11.5	16.25
2	250	ton	SELECT GRANULAR MATERIAL-2RC	10	14.71	9.5	14.25
3	250	ton	AASHTO No. 1	14	18.71	17.25	22.75
4	250	ton	AASHTO No. 57	14	18.71	15.5	19.75
5	250	ton	AASHTO No. 8	17	21.71	24.5	30.00
6	1500	ton	Washed AASHTO No. 8	18	22.71	24.5	30.50
7	250	ton	Washed 1/4" No. 9	10	20.69	16.25	21.00
8	300	ton	#3	13	17.71	20.1	26.10
9	300	ton	R4	14	19.42	20.1	26.10
10	300	ton	R5	17	22.65	23.5	30.00
11	300	ton	R6	17	23.12	23.5	31.00
12	200	ton	Surge Stone	17	23.12	15	20.50
13	250	ton	SUPERPAVE WEARING COURSE, 9.5mm	72.15			
14	250	ton	SUPERPAVE WEARING COURSE, 19.0mm	66.3			
15	250	ton	SUPERPAVE BINDER COURSE, 19.0mm	66.3			
16	250	ton	SUPERPAVE BINDER COURSE, 25.0mm	59			
17	1000	ton	DSA	16	20.71	18.5	25.00
18	250	ton	Limestone Sand	14	18.71		
19	100	ton	UPM Cold Patch	140			
20	100	ton	Cold Patch	no bid		no bid	

Mr. R. Moyer moved to award the road material bids to the lowest cost bidder of each item. Mr. T. Moyer seconded the motion.
 Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

ROAD SUPERINTENDENT'S REPORT

Mr. O'Leary reported on the following:

Pavilion Roof: It was noted that the shingles on the pavilion at the Township building are in need of replacement. Mr. O'Leary noted that he received a quote on metal roof materials to replace it with metal for \$2,500.00. The Board indicated that they were in agreement to replace the roof with metal.

Township building Sign: It was noted that the sign for the municipal building is in need of attention. The pole have rotted off and need replaced. The one side of the sign is in decent shape but the other side is all faded and the painted lettering is worn off. Mr. O'Leary noted that he received an estimate of around \$1,000 to have the repairs made and have the sign repainted. Mr. R. Moyer moved to have the sign repainted. Mr. Lingle seconded the motion.

Vote: Mr. T. Moyer – yes Mr. Lingle – yes Mr. R. Moyer – yes

Bellefonte Warehouse: It was noted that discussion was held concerning the roadway improvements that are needed as a result of the proposed Bellefonte Warehouse project. It was noted that there is enough room for the additional lane along Rishel Hill Road however easements would then need to be acquired for signage and the traffic signal cabinets. It was decided that the cleaner approach would be to acquire additional right of way so that everything would be on the Township's property. The Board noted that they were in agreement with this approach.

Rishel Hill Traffic Light Agreement: It was noted that when discussions were taking place regarding the additional right of way that would need to be acquired from the Centre County Jail property for the turning lane, the County Administrator brought up that they would like the Supervisors to reconsider the Rishel Hill Road light agreement that they have with the county. At the time the light went in, the only reason that it was needed was due to the Centre County Jail being constructed. At that time the County and Township signed an agreement that maintenance costs on the light would be split and that the electric costs would be paid by the County. With all of the additional developments taking place and others utilizing the traffic signal, the county would like to see this agreement become null and void. The Board indicated that they want the solicitor to review the agreement.

Street Sweeper: Mr. O'Leary noted that the Township's current street sweeper will need to be replaced in the near future. Repairs have been made several times and it is coming upon its useful life expectancy. The Board asked Mr. O'Leary to get cost estimates on what a new machine would cost as there is some funds left in the ARP money.

CORRESPONDENCE

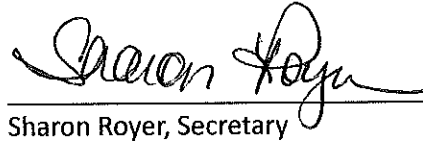
The Board acknowledged receipt of the following correspondence:

1. SBWJA Minutes – February 27, 2023 & March 13, 2023
2. Benner Township Water Authority Minutes of February 21, 2023
3. Centre County Planning Commission Letters
 - i. Time Extensions
 - a. SAI21, LLC
 - b. Greater Buffalo Run UMC
 - c. Belle Rose Townhomes
 - d. Bellefonte Warehouse
 - e. Cascade
 - f. Village of Nittany Glen Phase VII
 - ii. Minor Land Development Douty Chalfa
 - iii. Withdraw of Dubin Witmer Plan

4. DEP PFAS investigation Report update for March 2023
5. Centre County Conservation District Letters
 - i. Happy Valley Blended Release of NPDES permit
 - ii. Earth disturbance inspection report for Logan Greene
 - iii. Completeness letter for Village of Nittany Glen Phase III-A
 - iv. GP Acknowledgement Spring Creek – Benner Springs
 - v. GP Approval letter PSU – ARL Project Field
6. Notice from SunCap re: minor modifications to Chapter 102 permits
7. Notice that PSU – University Park will be seeking to renew their NPDES permit
8. Notice that Berks of Nittany Glen are applying for Chapter 102 permits for a new phase
9. Letter from Halfmoon Township Re: Resolution supporting changes to the PA Quality Health Care Accountability and Protection Act
10. Engineers Reports
 - i. Construction Plan for ARL Project Field
11. 2022 Municipal Audit

ADJOURNMENT

The meeting was adjourned the time being 7:31 p.m.



Sharon Royer, Secretary