

**Benner Township Supervisors
April 4, 2016**

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:00 p.m. by the Chairman, David Wise with board member Mark Capriani also present. Mr. Moyer was absent. Also in attendance were Chris Anderson, Dennis O'Leary, Don Franson, Laul Lehr, Brian Chilton, John Kostas, Shirley Gryczuk, Edward Galus, Tim Miller, Kevin Abbey, Barbara Gillespie, Beryl Widmann, Lisa Roberts, Tom Moyer and Sharon Royer.

PERSONS TO ADDRESS THE BOARD

Shirley Gryczuk: Ms. Gryczuk asked the Board if they had any update on the bio-solid application on the Spicer farm. Mr. Wise noted that the Supervisors sent letters to both Bellefonte Borough and DEP listing concerns that they had. Ms. Gryczuk noted that it was discovered that there is formal appeal process paperwork on DEP's site and asked if this paperwork was completed. Mr. Wise noted that he was lead to believe from DEP that a letter was sufficient at this time and that later in the appeal process is when this formal appeal process paperwork, if it gets to that point, would be completed. Ms. Gryczuk asked the Board that if an injunction was filed against the application would the Supervisors enjoin the injunction? Mr. Wise noted that he wasn't sure at this point in time if that is even a possibility and that more information would need to be gathered before making such a decision.

Beryl Widmann: Mrs Widmann noted that both she and Mrs. Gillespie sent letters to the Environmental Hearing Board opposing the spreading of bio-solids on the Spicer farm twice and both times the letters were returned to them. The Board noted that it would be a good idea to keep the letters and the envelopes to present at a later date.

It was noted that the Board did not per say file an appeal against the application, they sent letters asking for additional information on the application and process/procedures for safeguarding the water supplies and asked that the land application not be made until this additional information is received.

MINUTES

The minutes of March 7, 2016, were presented to the Board for their review and comments. Mr. Wise moved to approve the minutes as presented. Mr. Capriani seconded the motion
Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

BILLS

The bills of April 4, 2016, were presented to the Board for their review and approval. Mr. Capriani moved to approve the bills as presented. Mr. Wise seconded the motion.
Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

ZONING OFFICER'S REPORT

Mr. Anderson reported on the following:
*There will be Zoning Hearing Board hearing for the University Park Airport regarding stormwater requirements that were established by the Spring Creek Canyon Overlay Ordinance.
*The Planning Commission is continuing to review the draft zoning ordinance.
*Reviewed the building permits that were issued in the past month.

ENGINEER'S REPORT

Mr. Franson reported on the following:

*Revised cost estimate for the Phase 1 of the Spring Creek Canyon Trail project is \$260,000. We are still awaiting permit approvals from the Conservation District and DEP before the project can be bid out. A copy of the final design of the trail will need to be sent to DCNR for their comments as well as prior to bids being let. Mr. Franson noted that we did hear back from the PMHC and they accepted the Phase 1 study that had been done. They are requesting that copies of the study be placed on file with them. Mr. Franson noted that he is hoping that everything will come together so that the bids can be placed out for bid in June.

ROAD SUPERINTENDENT'S REPORT

Mr. O'Leary noted on the following:

*Yearly equipment maintenance is happening now that snow plowing season is over.
*Crack sealing will begin shortly.
*Dead tree removal will need to be on going. Many trees have been taken down but there is still a number of them to be removed.

COMMITTEE REPORTS

Mr. Wise noted that he and Mrs. Royer had a meeting with Margaret Gray, PSU Director of Local Government and Community Relations and Rob Cooper also of PSU. These meetings are scheduled to be held quarterly met with Penn State to discuss any upcoming projects that they may be planning or anything that the township may be planning that could have an effect on each other. At this meeting, they mentioned that Columbia Gas is planning to run lines along Fox Hill Road down to the airport and to the Alexander Airport Park.

OLD BUSINESS

New Township Municipal Building: Paul Lehr and Brian Chilton were present to go over the latest set of drawings for the municipal building. It was noted that the final details are now being completed. It was determined that fire rated doors will be added where necessary to avoid the concrete bump outs out the front of the building. Mr. Chilton noted that MEP Design is working on the electrical, plumbing, and HVAC details. It was noted that the earliest that bids will be able to be let will be June.

NEW BUSINESS

Memo of Understanding Hudson Advisors: The Board of Supervisors were presented with a memorandum of understanding from Hudson Advisors who are planning to construct the new PA State Police Barracks in the Benner Commerce Park. Mr. Wise moved to approve the memorandum. Mr. Capriani seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Phase II Spring Creek Canyon: It was noted that DCNR has determined that the Township will be required to apply for grants funds for Phase II of the Spring Creek Canyon Trail since ClearWater Conservancy is not included in the Cooperative Agreement for usage between the PA Fish and Boat Commission and the PA Game Commission. Mr. Capriani noted that he would like to know what financial obligations this project will place on the Township by applying for funds. Mr. Abbey noted that ClearWater will supply the financial commitment in the amount of approximately \$180,000 towards a grant for Phase II. Should a grant be awarded, Mr. Abbey noted that an agreement would be drafted between ClearWater and the Township outlining

each other's responsibilities concerning the project. Mr. Abbey noted that he is working with the Dirt and Gravel Roads program to obtain a realistic cost estimate for Phase II.

It was noted that Resolution 16-5 will need to be approved at this evening's meeting as it is required to be submitted as part of the grant application. It was explained that it is better that the application be filed and have final details worked out or to decline the grant funds than not to file and have another year go by before applying again. Mr. Wise moved to approve Resolution 16-5 which authorizes the filing of a C2P2 grant for Phase II of the Spring Creek Canyon Trail. Mr. Capriani seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Grove Park Phase II Surety: The Board of Supervisors is in receipt of a surety renewal for Grove Park Phase II in the amount of \$49,973.00. Mr. Capriani moved to approve this surety renewal. Mr. Wise seconded the motion. Mr. Kotes questioned what this surety was for. Mrs. Royer noted that she has previously provided Mr. Kotes with the engineer's cost estimate of what the total of the surety represents. He then questioned about the remainder of the development. Mrs. Royer noted that remainder is covered under Phase III surety and that it does not expire until September and that he had also received a breakdown of that amount as well.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Eagle Point: The surety renewal for Eagle Point was presented. It was noted that the amount of this surety is \$26,798.20. Mr. Wise moved to approve this surety renewal. Mr. Capriani seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Village of Nittany Glen Phase III.B.1: Mrs. Royer noted that the county had required wording changes to the previous agreement that the Board had approved and a Letter of Credit has also been provided instead of a check. It was noted that the amount of \$29,168.43 remains. Mr. Wise moved to approve the revised surety agreement for the Village of Nittany Glen, Phase III.B.1. Mr. Capriani seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Bids:

Road Materials:

Sealed bids were opened for the following road materials:

	Glenn O. Hawbaker		Hanson		HRI, Inc.	HEI-WAY, LLC	
	Plant	Delivered	Plant	Delivered	Plant	Plant	Delivered
3,000 tons of 2A stone	7.26	11.09	7.15	10.90			
1,000 tons of 2RC stone	7.00	10.83	6.35	10.10			
500 tons #4 stone	9.00	12.83	9.25	13.00			
500 tons of 2Bs	9.00	12.83	9.25	13.00			
5,000 tons Washed 1Bs	14.16	17.99	15.00	18.75			
500 tons 1Bs stone	12.00	15.83	15.00	18.75			
400 tons Surge Stone	10.00	13.83	9.35	13.10			
300 tons Limestone Sand	9.00	12.83	9.15	12.90			
100 tons Cold patch	120.00				95.00	83.53	105.70
900 tons 9.5 mil wearing	59.00				58.00		
600 tons 19 mil binder	55.00				52.00		
500 tons 12 mil wearing					57.00		
500 tons #3 stone	9.00	12.83	9.25	13.00			

500 tons 25 mil binder	48.00					48.00
2,500 tons DSA	11.00	14.83	10.75	14.50		
2,000 tons TSA	16.00	19.83	11.00	14.75		
100 Tons UPM Cold patch	120.00				83.53	105.70
500 tons 19 mil wearing	55.00				52.00	

Mr. Capriani moved to award the bids to the lowest bidder of each item. Mr. Wise seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Fibermat:

Sealed bids were opened for the placement of fibermat on several township roads. The bids were as follows:

Midland Asphalt	3.04	80,344.16
Hammaker East	3.02	79,815.58

Mr. Wise moved to award the bid for fibermat to Hammaker East. Mr. Capriani seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Paving Projects:

Sealed bids for the Purdue Mt. paving project were opened as results were as follows:

Name	Item #1	Item #2	Item #3	Option 1	Total	Total Option 1
HRI, Inc.	27.00	3.00	48.15	48.15	71,811.00	71,811.00
GOH, Inc.	27.00	7.00	46.00	45.70	69,316.00	68,926.00
New Enterprise	37.30	6.10	59.10	59.10	89,708.40	89,708.40

Mr. Capriani moved to award the Township’s 2016 paving project for Option 1 to Glenn O. Hawbaker, Inc. at the cost of \$68,926.00. Mr. Wise seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

Resolution 16-6: The Board is in receipt of Resolution 16-6 which is a Component 4A Planning Module for Spring Benner Walker Joint Authority’s Pump Station No. 7 upgrade located in Walker Township. This component was completed as it was being required by DEP to do so. It was noted that almost all of the questions were answered non-applicable due to the pump station not being located in the Township. DEP was requiring Spring, Benner and Walker to each complete this paperwork since these three townships represent the Authority and will be spending Authority funds for this upgrade project. Mr. Wise moved to approve Resolution 16-6. Mr. Capriani seconded the motion.

Vote: Mr. Capriani – yes Mr. Moyer – absent Mr. Wise – yes

CORRESPONDENCE

The board acknowledged receipt of the following correspondence:

1. Notice of 2016 West Nile Surveillance Program
2. Proposed 2016 PSATS Convention Resolutions
3. SBWJA Comments RE: Bellefonte Treatment Plant Upgrade
4. Copy of letter that Astares sent to DEP RE: Spicer Bio-Solids
5. Conservation District Letters
 - a. NPDES permit expired M2T/Copper Beach
 - b. Grove Park Earth Disturbance Inspection letter

- c. Completeness letter RE: University Park Airport NPDES permit
- d. Hartman Group Expansion Earth Disturbance Inspection report
- e. Completeness letter Spring Creek Canyon Trail Project
- 6. PSATS News Bulletin
- 7. SBWJA Minutes February 22, 2016, March 14, 2016
- 8. Benner Township Water Authority Minutes 1/19/16
- 9. Centre County Planning Commission
 - a. Mammoth Restoration & Construction Time Extension
 - b. G. M. McCrossin Time Extension
 - c. Restek Fitness Center Time Extension
 - d. SCI Rockview Land Development Time Extension
- 10. Graymont Permit Renewal residual waste landfill
- 11. CATA 2015/2016 budget
- 12. Letter BTWA sent to DEP Re: Bio-solids
- 13. Letter sent from SBWJA to Bellefonte Borough Council and Planning Commission RE: Bellefonte Treatment Upgrade
- 14. Letter from DEP RE: Bellefonte Borough's 2015 Annual Waste load Management Report

NOTES

Tim Miller, Benner Township's representative on SBWJA, was present and discussed with the Board where the Bellefonte Treatment Plant upgrade discussions stand. He noted that several members of the Authority along with the Authority's Engineers plan to attend an upcoming Bellefonte Borough Authority meeting to discuss SBWJA's concerns.

ADJOURNMENT

The meeting was adjourned the time being 8:52 p.m.

Sharon Royer, Secretary