

Benner Township Supervisors
June 4, 2018
Ordinance Hearing 131

The public hearing on proposed Ordinance 131 was called to order at 7:00 p.m. by the Chairman, Randy Moyer with members David Wise and Mark Capriani present. Also in attendance were Nate Campbell, Don Franson, Dennis O'Leary, Bill VandenBerg, Jim Dunleavy, Tomas Eby, Andrew Swales, Tom Moyer, Vincent Corso, Debra Burger and Sharon Royer.

Mrs. Royer noted that Ordinance 131 concerns the Township applying for a PIB "gap loan" for the work being done on Purdue Mt. The loan would be for \$500,000.00 and would be zero percent interest for the term of the loan. No payments are due until October of 2020. The loan will enable the Township to pay the contractor until waiting for the PEMA funds to be released. Once the funds are released the loan will be paid off.

No one present had any questions, therefore the hearing was adjourned the time being 7:04 p.m.

Sharon Royer, Secretary

Benner Township Supervisors
June 4, 2018

The regularly scheduled meeting of the Benner Township Board of Supervisors was called to order at 7:05 p.m. by the Chairman, Randy Moyer with members David Wise and Mark Capriani present. Also in attendance were Nate Campbell, Don Franson, Dennis O'Leary, Bill VandenBerg, Jim Dunleavy, Tomas Eby, Andrew Swales, Tom Moyer, Vincent Corso, Debra Burger and Sharon Royer.

PERSONS TO ADDRESS THE BOARD

FAIR Districts PA: Bill VandenBerg and Jim Dunleavy from FAIR Districts PA was present to share with the Board what their group is about and what they are hoping to accomplish. It was noted that they are looking for the Board to adopt a Resolution that can be forwarded to Harrisburg that would amend the PA Constitution to establish a redistricting process that is independent, transparent, impartial and ethically bound. Mr. Dunleavy noted that several boroughs, townships in the area as well as the county have already adopted resolutions of support for this cause. It was noted that the Township didn't receive any materials prior to the meeting: therefore, they didn't feel comfortable adopting a resolution without ample time to educate themselves on the subject. Documents were left for the Board to review for the next meeting.

Tom Eby and Andrew Swales (Benner Township Water Authority) Water Authority Board members gave the Supervisors a timeline of the actions taken regarding the Bellefonte Bio-Solid application process for the Spicer property. Mr. Eby noted that they believe that the Courts will render a decision by the end of the month on the appeal. It was noted that the nitrate level in the Grove Park well has gone up in the last several years. It was noted that once the reading reaches 10 that some kind of remedy will be needed. It was noted that the Authority is looking into several ideas for this problem such as a treatment system, drilling another well or drilling the existing well deeper to a lower water table. Mr. Eby noted that they will keep the Board updated on any new developments with the court case and the test results.

Deb Burger: Ms. Burger was present to see what the status is of renaming the Buffalo Run Community Park for Dennis Johnstonbaugh. Mr. Capriani noted that the project is moving forward. It was further noted that Preston Evey has decided to take on this project for his Eagle Scout project. Preston's contact information was given to Ms. Burger.

MINUTES

The minutes of May 7, 2018, were presented to the Board for their review and comments. Mr. Capriani moved to approve the minutes as presented. Mr. Moyer seconded the motion.

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

BILLS

The bills of June 4, 2018, were presented to the Board for their review and approval. Mr. Moyer moved to approve the bills as presented. Mr. Capriani seconded the motion.

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

ENGINEER'S REPORT

Mr. Franson noted that he didn't have anything other than what is already on the agenda.

ROAD SUPERINTENDENT'S REPORT

Mr. O'Leary reported on the following:

*10 pieces of split rail fence was stolen from the Rock Road parking lot of the Spring Creek Canyon Trail.

*The Columbia gas line project on Rishel Hill Road is proceeding and appears to be keeping with their schedule.

*Cost estimates were received from Pine Creek Township for some Tar and Chipping of roads. This work should be completed in July.

*Purdue Mt. roadwork: It was noted that both Mr. Franson and Matt Kenep (the Township's PennDot Municipal Service Representative) looked at the newest area where Purdue Mt. Road is failing and both agree that Ripp Rapp along the bank of the

roadway and making the road down to one lane in this particular area is an acceptable fix. One estimate has been received and two additional ones will be needed. The Board noted to give the go ahead to the lowest price of the three estimates.

*Grass/Weed complaints: Mr. O'Leary noted that the office has received several complaints about the one property located on Seibert Road not mowing their grass. Discussion was held. The Board asked that a memo be sent to the property owner asking them to address their yard and making them aware that while we don't currently have regulations that they could be adopted as many complaints are being received.

COMMITTEE REPORTS

Mr. Wise:

*Reported that he attended the Spring Creek Watershed Commission meeting. He noted that Todd Giddings addressed the Commission about the information that they were handing out and noted that the Watershed is NOT a sole source watershed as was depicted on a handout that they distributed that the watershed has several water sources that supplies the area. The remainder of the meeting was spent going over the results of the previous interactive workshop that was held.

*Reported that he attended the Nittany Valley Joint Planning Commission meeting. It was noted that the Board is nearing the end of the Comprehensive Plan updates. It is hoped that the new document will be adopted in a single approval process instead of each municipality individually.

Mrs. Royer: Attended the Fire Executive Board meeting. It was noted that the Fire Department Chief, Walt Schneider, was pleased with the fire training event that was held at the University Park Airport. He noted that there was a lot of participation from all companies.

OLD BUSINESS

Agreement with Centre Region COG Re: EM Coordinator: Table.

FEMA Storm Damage Update: Work is continuing on the Purdue Mt. slides.

Dog Complaints: Mrs. Royer noted that she has heard back from the Township's elected constable and he has indicated that after looking into it, that handling dog complaints isn't something that he is authorized and able to do. Mr. Wise noted that he has had a conversation with Bill MacMath to see if we could purchase services from Spring Township for something like this. He indicated that they weren't interested in this but would be willing to discuss packaging police services. It was noted that this could be an option should the state continue to discuss charging for State Police Services.

NEW BUSINESS

Village of Nittany Glen Phase III B.2, III-C, III-D.1 and III-D.2 Non Substantive Change: The revised plan was submitted which indicated the ownership name change

and name change of this phase of the plan. Mr. Capriani moved to approve this non-substantive change. Mr. Wise seconded the motion.

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

Rishel Hill Road Paving Bids: Sealed bids for the Rishel Hill Paving project were opened. The results were as follows:

HRI, Inc.: \$22,420.00

Ameron Cosntruction: \$35,636.25

Mr. Moyer moved to award the paving project to HRI, Inc. in the amount of \$22,420.00.

Mr. Capriani seconded the motion.

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

Tractor Bids: Sealed bids were opened for a new utility tractor. It was noted that only one bid was received that that was from Weldon Equipment in the amount of \$31,874.00. Discussion was held concerning this bid. Mr. Moyer questioned if this is the right sized tractor or perhaps something else would better serve the Township. Mr. O’Leary noted that this tractor would be used for roadside mowing not mowing at the park. The Board decided to table this bid until the next meeting.

Ordinance 131: It was noted that the public hearing for Ordinance 131 was held earlier in the meeting with no comments. Ordinance 131 authorizes the application for a 0% interest PIB loan for \$500,000 as a gap loan for the Purdue Mt. roadwork until PEMA funds are received. Mr. Moyer moved for the adoption of Ordinance 131. Mr. Wise seconded the motion.

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

CATA Funding Resolution 18-02: Resolution 18-2 was presented to the Board for their consideration. The resolution commits the Township to funding for CATA for the fiscal year 2018-2019 in the amount of \$4,866 and capital funding of \$802.00. Mr. Capriani moved to adopt Resolution 18-2. Mr. Moyer seconded the motion.

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

Rogers Subdivision Sewage Planning Module: The Sewage planning module for the 3 lot Rogers Subdivision along Rishel Hill Road was presented for approval. Mr. Moyer moved to approve the planning module as presented. Mr. Capriani seconded the motion.

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

CORRESPONDENCE

The following correspondence was received:

1. Conservation District Notice
 - a. Technical Deficiency Notice Re: Rick Shawley RSE, Inc.
 - b. Earth Disturbance Inspection Rick Shawley, RSE, Inc.
 - c. Earth Disturbance Inspection Fiore/Rogers

- d. Earth Disturbance Inspection Gerald Clair/CMJ Trucking and Construction
2. SBWJA Minutes – April 23, 2018 and May 14, 2018
3. Benner Township Water Authority Minutes – April 17, 2018
4. SEO letter on Tomco Subdivision
5. Letter Re: County's West Nile Virus Surveillance program
6. PSATS News Bulletin
7. Notice of Judicial Sale

NOTES

Mr. Wise noted that he received a draft of the zoning ordinance from Mr. Lesniak. The Board asked that the most updated copy of the Ordinance be obtained so that they can start to review. The Board also noted that they would like a work session scheduled with Mr. Lesniak to start the review process. Potential dates were June 15 or 18th at 8:00 a.m.

ADJOURNMENT

The meeting was adjourned with the time being 8:12 p.m.

Sharon Royer, Sec.