

Benner Township Supervisors
May 7, 2018

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 Dave Wise and Mark Capriani present. Also in attendance were Justin Evey, Preston Evey, Chad Stafford, Don Franson, Dennis O'Leary, Fred Gay, Tom Lang, George Lyons, Pam Adams, Garen Smith, Jane Koppen, Robert Runkle, Pamela Czapla, Russ Crowe, Edward Galus, Dick Warner, Thomas Eby and Sharon Royer.

PERSONS TO ADDRESS THE BOARD

George Lyons: Mr. Lyons was present to ask for an update on Purdue Mt. Road. It was noted that the most up to date information can be found on the website. It was noted that HRI, Inc. has begun to start work again. A \$500,000 PIB loan application has been submitted to cover the 25% of the project that the Township will have to wait to be reimbursed from the state once the project is complete.

Fred Gay: Mr. Gay noted that three years ago he was required to have his septic system pumped and inspected to which he complied. He noted that he now has received a notice three years later requiring another \$40 fee and to pump his tank. Mr. Gay reported that he has removed his tank lid and that there is only 5" of sludge in his tank and therefore he feels that he should be granted a waiver from pumping for an additional 3 years. The Board noted that it is DEP and the Ordinance that DEP approved. The Board noted that Mr. Gay may get a waiver from having his tank pumped but that he would then have to pay the \$180 fee and have Ms. Winters come out and do another inspection.

Pam Adams: Mrs. Adams was present to give the Board an update on the garbage contract. It was noted that the garbage contract is on year 4 of the 5 year contract. The next contract will occur in 2020. It was noted that organics will most likely be included in the contract bid documents to see how the pricing comes in. It was noted that the garbage rates have remained the same since 2015. Mrs. Adams went over the customer survey results with the Board.

Dick Warner – Officer Phil Program: Mr. Warner was present and presented the Board with certificates of appreciation from the Bellefonte and Spring Township Police Departments for their participation in the Officer Phil Program. It was explained that the program is for elementary school students Kindergarten through 5th grade to teach kids about the dangers of drugs and alcohol as well as strangers. The board noted that they will participate in the program again this year.

Preston Evey: Mr. Evey was present to go over with the Board of Supervisors a potential Eagle Scout Project that he is proposing for the Buffalo Run Community Park. Mr. Evey noted with the discussion that took place at the Board's previous meeting about renaming the park in honor of Veterans he was proposing to do a project that included a new park sign, the option of having people purchase bricks with loved ones names on them with the branch of service, a new flag pole, landscaping and some benches. Mr. Evey noted that it was his thought of "Buffalo Run Veteran's Park" so that no war or person serving would feel excluded and this would also allow everyone who has served in the military a chance to be honored. Sketches

were given to the Board. The Board thanked Preston for his efforts and indicated that they would be happy for him to continue towards getting his project approved through the Scouts.

MINUTES

The minutes of April 2, 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 – abstained

BILLS

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

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

ENGINEER'S REPORT

Mr. Franson noted that the Township's MS-4 application has been completed and sent in. It was noted that a waiver from these requirements is being sought.

ROAD SUPERINTENDENT'S REPORT

Mr. O'Leary noted the following:

*Two dirt and gravel road projects were submitted to the Conservation District for review. It was noted that we could possibly hear something back from them by the end of the week.

*Purdue Mt. – work has resumed.

*Grass and weed cutting as resumed when the weather has permitted.

COMMITTEE REPORTS

Mr. Wise noted that he attended the Spring Creek Watershed Commission meeting. There was a breakout roundtable discussion on various topics with PSU Law Students. The students will prepare results/findings of the discussions that were held and report back at a future meeting.

Mr. Wise noted that at the last MPO meeting it was noted that an INFRA grant was applied for for the I-99 and Interstate 80 interchange. It was further reported that this was the only project in PA that applied for these funds and that this was the last interstate interchange in the state that was operated by stop signs. Work will also commence on Jacksonville Road for the necessary improvements required down to where the new exit for Jacksonville will be located.

OLD BUSINESS

Agreement with Centre Region Re: Deputy EM Coordinator: This item remains tabled.

FEMA Storm Damage Update: Mrs. Royer noted that a PIB gap loan in the amount of \$500,000 for the Purdue Mt. Road work has been applied for.

NEW BUSINESS

Chad Stafford – Penn Terra Engineering: Mr. Stafford noted that he was present to ask that the Board approve the surety amount estimate for the Village of Nittany Glen Phase III B.2, III-C, III-D.1 and III-D.2 in the amount of \$788,290.00. Mr. Franson noted that he has reviewed the amount and approved it.

Mr. Stafford noted that he is also seeking approval of the modified hammerhead end for Larch Lane. Residents of the development asked to see the diagram of what is being proposed. It was noted that no parking is permitted along the streets in the development. Mr. Franson noted that he has reviewed this proposal and found it to be acceptable.

Mr. Capriani moved to approve the surety amount of \$788,290.00 and the design for the modified hammerhead for Larch Lane. Mr. Wise seconded the motion.

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

MOU Nittany Building Specialties (formerly Mammoth Restoration): It was noted that Nittany Building Specialties has purchased the Mammoth Restoration property in Benner Commerce Park. This MOU is just to reflect the change in ownership and payment responsibility. Mr. Moyer moved to approve the MOU. Mr. Wise seconded the motion.

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

Garen Smith: Mr. Smith noted that he was present for the Road Dedication for Aster Avenue. It was noted that the 18 month surety bond has been received and that the Engineer completed his inspection. Mr. Moyer moved to approve Resolution 18-01 which accepts the dedication of Aster Ave. to the Township. Mr. Capriani seconded the motion.

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

2018 Scholastic Scholarship Awards: The Board noted that they will review the applications and make a decision at the end of the meeting.

YMCA Happy Valley Sprint Triathlon: The Board is in receipt of a request from the YMCA to once again use Fox Hill Road as part of their Happy Valley Sprint Triathlon on July 1st. Proof of insurance has been provided and race marshals will be used. Mr. Moyer moved to approve this request. Mr. Capriani seconded the motion.

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

Employee Health Insurance: The Township is in receipt of its health care insurance renewal information. It was noted that the notice indicates that our plan will no longer be grandfathered after the end of the year. The Board noted that the Township will retain Geisinger Health Plan until the end of the year and look at different plans at that time.

Cindy Spangler – Dog Complaint: Mrs. Royer indicated that the Township has received additional complaints from Cindy Spangler that her neighbor is allowing his dog to roam at large again and wants something done about it. It was noted that PV Code indicated that they were not handling non-zoning ordinance violations. The Board suggested contacting the Township's elected Constable to see if this is something that he can handle.

CORRESPONDENCE

The Board acknowledged receipt of the following correspondence:

1. Conservation District Notice
 - a. Benner Commerce Park Property NPDES
 - b. Review letter on Rick Shawley NPDES Application
 - c. All Storage Solutions
2. SBWJA Minutes – March 26, 2018, April 9, 2018
3. Centre County Planning Commission

- a. Commencement of Construction for Phase I All Storage Solutions
- b. Handy Delivery Time Extension
- 4. Benner Township Water Authority Minutes March 20, 2018
- 5. Zoning Officer's Report
- 6. Notice of TIP hearing – Tuesday, May 8th
- 7. Email from David Roberts Re: Interest in serving on Spring Creek Watershed Commission
- 8. DEP Review letter on Bellefonte Borough Annual Wasteload Management Report
- 9. Thank You letter from Greater Buffalo Run Valley for co-sponsorship of Skating Event
- 10. PSATS News Bulletin
- 11. Notice from Kelley Gillette-Walker Re: Neil Edwards filing

NOTES

Tom Eby: Mr. Eby gave the Board an update on the Court case between the Benner Township Water Authority and Bellefonte Borough concerning the placement of Bio-Solids on the Spicer Farm. Mr. Eby noted that deadlines for the rebuttals are over and that it is anticipated that a decision will be rendered sometime in June. Mr. Capriani noted that he has serious concerns that the Water Authority has almost spent \$100,000 on fighting this and feels that these funds could have been much better spent or saved on something more critical for the residents served by the water systems.

EXECUTIVE SESSION

The Board noted that they would be holding an executive session at the conclusion of the meeting on personnel and that the regular meeting would not reconvene.

ADJOURNMENT

The meeting was adjourned the time being 8:04 p.m.

Sharon Royer, Secretary