

FERGUSON TOWNSHIP BOARD OF SUPERVISORS

Regular Meeting
Monday, December 10, 2018
7:00 PM

I. ATTENDANCE

The Board of Supervisors held its second regular meeting of the month on Monday, December 10, 2018, at the Ferguson Township Municipal Building. In attendance were:

Board:	Peter Buckland	Staff:	Dave Pribulka, Township Manager
	Laura Dininni		Dave Modricker, Public Works Director
	Sara Carlson		Ray Stolinas, Director of Planning & Zoning
	Tony Ricciardi		Chris Albright, Chief of Police

Others in attendance included: Faith Norris, Recording Secretary; Mark Kunkle.

II. CALL TO ORDER

Mr. Buckland called the Monday, December 10, 2018, regular meeting to order at 7:00 p.m.

III. CITIZENS INPUT – None

IV. APPROVAL OF MINUTES

Ms. Dininni moved that the Board of Supervisors **approve** the December 3, 2018, Regular Meeting minutes. Ms. Carlson seconded the motion.

Noted were two changes: 1) strike duplicate motion on page 2 regarding Playground Safety course; and 2) add the recess taken after the sourcewater discussion.

The motion passed unanimously.

V. UNFINISHED BUSINESS

a. A PUBLIC HEARING RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR 2019, BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019

Mr. Pribulka introduced the 2019 Township budget for approval. Changes were made prior to posting the final budget online.

Mr. Miller moved that the Board of Supervisors adopt the resolution approving the Ferguson Township Operating Budget for fiscal year 2019, beginning January 1, 2019 and ending December 31, 2019. Ms. Carlson seconded the motion.

Roll Call vote on Resolution 2018-27: Mr. Buckland – YES; Ms. Carlson – YES; Ms. Dininni – YES; Mr. Miller – YES; Mr. Ricciardi – YES.

b. A PUBLIC HEARING RESOLUTION REPEALING RESOLUTION 2017-29 AND ESTABLISHING A NEW FERGUSON TOWNSHIP SCHEDULE OF FEES FOR 2019

Mr. Pribulka introduced the fee schedule for review and approval. Discussion followed on a variance fee that was increased from \$200 to \$500 for zoning that was noted as possibly being cost-prohibitive if an individual was paying out of pocket. This was noted in the previous Board meeting by a resident. Mr. Pribulka noted that staff did review what other municipalities have set as a standard for the fee in addition to the escrow amount. Examples were shared along with what costs that are not passed on

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to the applicant. A recommendation on amendments were made for the Board to decide on the fee moving forward.

Mr. Miller moved that the Board of Supervisors **adopt** the resolution repealing Resolution 2017-29 and establishing a new Ferguson Township Schedule of Fees for 2019. Ms. Dininni seconded the motion.

It was clarified the analysis was done solely for exceptions to the variances in section F of the fee schedule. More details followed specifically on section F-Zoning Hearing Board. Discussion followed on the recommendation for the application fee and separate escrow fee.

Ms. Carlson moved that the Board of Supervisors **amend** the motion to adjust the variance rate to \$300.00. Ms. Dininni seconded the motion. The amended motion passed unanimously.

Discussion followed on assessing fees for certain items under the Health Inspection category.

Roll Call vote for Resolution 2018-28: Ms. Carlson – YES; Ms. Dininni – YES; Mr. Miller – YES; Mr. Ricciardi; Mr. Buckland – YES.

c. **ADOPTION OF THE 2019 CENTRE REGION COUNCIL OF GOVERNMENTS BUDGET**

Mr. Pribulka introduced the 2019 COG budget for approval and reviewed the narrative.

Mr. Ricciardi moved that the Board of Supervisors **adopt** the 2019 Centre Region Council of Governments Budget. Mr. Miller seconded the motion.

A follow-up question was asked by a Board member about the revision in the operating budget for Whitehall Road Regional Park in relation to a reassessment. Mr. Miller noted the comments were referred to the Finance Committee for discussion for next year. More details were discussed.

The motion passed unanimously.

VI. NEW BUSINESS

a. **CONSENT AGENDA**

1. 2018-C8, Alpha Space, Final Pay Application: \$902.59
2. 2018-C22 Tudek Barn: \$20,000.00
3. 2016-C19 W. College/Corl St. Upgrade: \$29,384.08

Ms. Carlson moved that the Board of Supervisors **approve** the Consent Agenda. Mr. Ricciardi seconded the motion. The motion passed unanimously.

b. **ZONDING APPEALS/VARIANCES**

1. Request for Variances – 3020 Research Drive

Mr. Buckland turned the meeting over to Mr. Miller for the variance request and recused himself due to a conflict of interest.

Mr. Stolinas introduced and reviewed the variance request and discussed shared parking under Chapter 27 of the code.

A clarification was made that the variance is for the requirement for shared parking alterations for a Land Development Plan that requires approval by the Board of Supervisors.

Ms. Dininni moved that the Board of Supervisors **remain neutral** on the variance requests for 3020 Research Drive. Ms. Carlson seconded the motion. The motion passed unanimously.

c. A PUBLIC HEARING RESOLUTION LEVYING TAXES AND ASSESSMENTS FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019

Mr. Buckland introduced the resolution. Mr. Pribulka reviewed the taxes and Assessments. The only assessment change noted was in the street light fee that is necessary to keep fund list in balance.

Mr. Ricciardi moved that the Board of Supervisors **adopt** the resolution levying taxes and assessments for the fiscal year 2019, beginning January 1, 2019 and ending December 31, 2019. Ms. Dininni seconded the motion.

Mr. Buckland noted an editorial correction that needed to be made in the resolution regarding the .09 cents per front foot.

Roll Call vote for Resolution 2018-29: Ms. Dininni – YES; Mr. Miller – YES; Mr. Ricciardi – YES; Mr. Buckland – YES; Ms. Carlson – YES.

d. A PUBLIC HEARING RESOLUTION REPEALING RESOLUTION 2017-32 AND ADOPTING A REVISED COMPENSATION PLAN FOR NON-UNIFORMED EMPLOYEES WITH AN EFFECTIVE DATE OF JANUARY 1, 2019

Mr. Pribulka introduced the item for public hearing and reviewed the changes.

Ms. Carlson moved that the Board of Supervisors **adopt** the resolution repealing Resolution 2017-32 and adopting a revised compensation plan for non-uniformed employees with an effective date of January 1, 2019. Ms. Dininni seconded the motion.

Roll Call vote for Resolution 2018-30: Mr. Miller – YES; Mr. Ricciardi – YES; Mr. Buckland – YES; Ms. Carlson – YES; Ms. Dininni – YES.

e. A PUBLIC HEARING ON A RESOLUTION ESTABLISHING CONTRIBUTIONS TO THE POLICE PENSION FUND BY MEMBERS

Mr. Pribulka introduced the item for public hearing and reviewed the requirements and contributions for 2019.

Ms. Dininni moved that the Board of Supervisors **adopt** the resolution establishing contributions to the Police Pension Fund by its members in 2019. Mr. Miller seconded the motion.

Roll Call vote for Resolution 2018-31: Mr. Ricciardi – YES; Mr. Buckland – YES; Ms. Carlson – YES; Ms. Dininni – YES; Mr. Miller – YES.

f. CONTINUED DISCUSSION OF COMPOSTING TOILETS AT LOCAL AND REGIONAL PARK

Mr. Pribulka introduced the item for discussion with some history of technology and associated cost range. Communication was shared that was received from the State College Borough Water Authority. This could be a positive investment for parks outside the growth boundary as Mr. Pribulka stated.

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Discussion followed on using this service, performance, maintenance, methodology, disposal and incorporating the Ferguson Parks Committee into the discussions. Following a discussion on utilization, a follow-up will be done with UAJA on disposal and how it fits into the regional sewer service boundary. Act 537 Plan was discussed.

Following the discussion, Mr. Pribulka recommended the item be given to the Ferguson Parks Committee for review and recommendation back to the Board. Discussion followed on the Recreation, Parks, and Open Space Plan and how it related to restroom facilities in parks.

Mr. Buckland moved that the Board of Supervisors **forward** the composting toilet agenda item for discussion to the Ferguson Parks Committee for recommendation back to the Board about their incorporation into Ferguson Township Parks. Ms. Carlson seconded the motion. The motion passed unanimously.

g. AUTHORIZATION OF FERGUSON TOWNSHIP PUBLIC WORKS GARAGE VRF HVAC SYSTEM

Mr. Modricker introduced the item for authorization and gave some background on the proposed project. Discussion followed on the heating and cooling elements based on consultant recommendation for the Variable Refrigerant Flow (VRF) HVAC system for the proposed Ferguson Township Public Works office section of the facility. This will assist with the certification and design processes. No comments were made.

Ms. Dininni moved that the Board of Supervisors **approve** the VRF HVAC system. Mr. Miller seconded the motion. The motion passed unanimously.

VII. **STAFF AND COMMITTEE REPORTS**

a. COG COMMITTEE REPORTS

1. Ad Hoc Facilities Committee. The committee met on December 4th. Mr. Buckland noted discussion was held on the assessment of space utilization in the COG building. Another discussion was how to assess facilities across COG. Details followed on both discussions. A draft facilities manual is available. The Board discussed the possibility of employing a facilities manager at COG in the future.
2. Human Resources Committee. The committee met on December 5th. Mr. Ricciardi noted most of the discussion was on the first draft of the COG handbook that will be presented at the General Forum-details followed on specific language reviewed and gave credit to those who have put a lot of work into updating the handbook. The next meeting is scheduled for January 9th.
3. PSE Committee. The committee met last Thursday. Mr. Buckland stated refuse, recycling and composting discussions-modest rates hikes discussed for 2019; preparation of MOU; reviewed amended contract language per motion at the meeting; details followed on proposed truck structure for the composting program and issues surrounding the emissions in the environment along with other options. A detail discussion followed on options.

b. OTHER REGIONAL COMMITTEES

- i. Parks & Rec. Regional Comprehensive Plan Steering Committee. The committee met on December 4th. Ms. Dininni stated the primarily topic was going through the survey - draft will go out to the Board; January 30, 2019, at 7:00 p.m. a Town Hall will be held at the State College Area High School to discuss what is important in the Centre region for stakeholders – snow day will be February 6th.

Ms. Carlson noted that the Public Safety and Finance committees cancelled their recent meetings. However, there are Finance strategic goals for the year that can be provided for anyone who is interested in seeing that information.

c. STAFF REPORTS

1. Township Manager. No written report. Mr. Pribulka attended a productive joint meeting with Centre County Association of Realtors last week to discuss affordable housing initiatives in regards to ideas on drafting the workforce housing development agreement for Pine Hall TTD; represented along with the Zoning Officer at the Centre Region Planning Commission Meeting last week to discuss the draft sourcewater protection overlay district ordinance – received comment letter from discussions and good feedback was provided-details followed on review dates and public hearing. The first Board of Supervisors meeting for 2019 is scheduled for January 7th.
2. Planning and Zoning Director. The Planning Commission met last Tuesday. Discussion took place on the sourcewater protection overlay district and recommendations were provided to the Board by the Planning Director for consideration; and review of the Harner Farm concept plan – update followed and will potentially be placed on the January 7th Board agenda to review as a concept plan. The November Permit Report and yearly comparison of permits were provided with the report.
3. Public Works Director. No written report. Ms. Dininni thanked Mr. Modricker for the work done on the Beaver Branch flood plan. Mr. Modricker noted it was shoulder damage that was repaired.

Mr. Buckland noted communication regarding responsiveness and timing near Bachman Lane for Brush and Leaf collection. A follow-up will be done.

4. Chief of Police. Chief Albright reported November and year-to-date statistics. Part 1 crimes and calls for service are down for the year; notable incidents reviewed; officers hosted Know Your Rights event at the Hub at PSU and run-hide-fight training drills at several schools; Sgt Hendrick and Sgt Morrison presented crime scene processing and emergency vehicle and operation control at this year's Citizens' Police Academy; shared positive letters from community members.

VIII. COMMUNICATIONS TO THE BOARD

- A. Ms. Dininni had communication from Ferguson Township Lions that are hosting a supply drive for Beacon Lodge Camp. Details followed on wish list and drop off/pick up this Wednesday.

IX. CALENDAR ITEMS

- a. Holiday Office Closures - December 24-25, 2018
- b. Board of Supervisors Worksession to Interview ABC Applicants – December 13th, 6:30 p.m.
- c. Board of Supervisors Reorganizational Meeting – January 7, 2019, 7:00 p.m.
- d. Executive session coming up regarding an employee. Day and time to be determined.

X. **ADJOURNMENT**

Mr. Buckland called for adjournment. With no further business to come before the Board of Supervisors, Ms. Dininni motioned to adjourn the meeting. The meeting adjourned at 8:15 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D. Pribulka", written in a cursive style.

David Pribulka, Township Manager
For the Board of Supervisors

Date approved by the Board: 01-07-2019