FERGUSON TOWNSHIP BOARD OF SUPERVISORS
Regular Meeting Agenda
Monday, July 2, 2018
7:00 PM

I. CALL TO ORDER

II. CITIZENS INPUT

III. SPECIAL REPORTS

1. Centre Area Transportation Authority

IV. APPROVAL OF MINUTES

1. June 18, 2018, Board of Supervisors Regular Meeting
2. June 5, 2018, Joint Board of Supervisors/Planning Commission Worksession

V. UNFINISHED BUSINESS

1. Review of Draft Ordinance amending Code of Ordinances, Administration and Government

VI. NEW BUSINESS

1. Consent Agenda
2. Proclamation designating month of September 2018 as “Suicide Awareness and Prevention Month” and September 10, 2018, as “Ferguson Township Suicide Awareness and Prevention Day”
3. Consideration of CCMPO draft Long Range Transportation Plan, 2019-2022 Transportation Improvement Program & Air Quality Conformity Analysis
4. Authorization to submit Automated Red Light Enforcement Program Agreement with PaDOT
5. Discussion – Proposed Rule of EPA entitled, “Strengthening Transparency in Regulatory Science”
6. Statement of Intent – Remain in COG Agencies and Programs
7. Statement of Intent – Evaluate Participation in COG Agencies and Programs
8. Appointment to Centre Region Planning Commission
9. Strategic Plan Progress Report

VII. REPORTS

1. COG Committee Reports
2. Other Regional Committees
3. Staff Reports

VIII. COMMUNICATIONS TO THE BOARD

IX. CALENDAR ITEMS – JULY

1. Coffee and Conversation, Friday, July 20, 2018, Naked Egg
2. 2019-2013 Capital Improvement Plan Worksessions:
   Tuesday, July 31, 6:00 p.m. and Wednesday, August 1, 6:00 p.m.,
   Ferguson Township Main Meeting Room
3. First Stakeholder’s Meeting of Spring Creek Watershed Action Plan “Our Challenges and Direction for the Future”, Tuesday, July 10, 6:30 p.m., Calvary Harvest Fields, Boalsburg

X. ADJOURNMENT

Constant Contact

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Board of Supervisors
Regular Meeting Agenda
Monday, July 2, 2018
7:00 p.m.

I. CALL TO ORDER

PLEDGE OF ALLEGIANCE

II. CITIZENS INPUT

III. SPECIAL REPORTS

1. Centre Area Transportation Authority – John Spychalski 10 minutes

IV. APPROVAL OF MINUTES

1. June 18, 2018, Board of Supervisors Regular Meeting
2. June 5, 2018 Joint Board of Supervisors/Planning Commission Worksession

V. UNFINISHED BUSINESS

1. A REVIEW OF THE DRAFT ORDINANCE AMENDING CHAPTER ONE OF THE FERGUSON TOWNSHIP CODE OF ORDINANCES, ADMINISTRATION AND GOVERNMENT 10 minutes

Narrative
At the June 28th Regular Meeting, the Board discussed and authorized for public hearing several amendments to the Ferguson Township Administrative Code. The intent of the ordnance is to correct any deficiencies identified between the Administrative Code and the Home Rule Charter. Staff considered the items that were brought forward in that discussion and a draft ordinance is provided with the agenda this evening. Staff concurs with Ms. Dininni's observation that an amendment to the time allowed for replacement of a vacated seat on the Township's Authorities, Boards, and Commissions is not needed and is currently consistent with the language in the Home Rule Charter. The other amendments that were presented on June 18th are captured in the draft. This item is for discussion only and no action is required by the Board unless there are additional amendments desired. The public hearing has been scheduled for Monday, July 16th.

STAFF RECOMMENDATION
That the Board ***review and comment*** on the draft ordinance.

VI. NEW BUSINESS

1. CONSENT AGENDA 5 minutes

a. May 2018 Treasurers Report
b. 2018-C8 Pavement Markings Payment Authorization - $76,162.70
c. Gulfstream (Science Park Plaza) Public Improvements Surety Release

d. Board Member Request – Sustainability and Economic Development

2. A PROCLAMATION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, DESIGNATING THE MONTH OF SEPTEMBER 2018 AS "SUICIDE AWARENESS AND PREVENTION MONTH" AND DESIGNATING SEPTEMBER 10, 2018, AS "FERGUSON TOWNSHIP SUICIDE AWARENESS AND PREVENTION DAY"

3. CONSIDERATION OF THE CENTRE COUNTY METROPOLITAN PLANNING ORGANIZATION DRAFT LONG RANGE TRANSPORTATION PLAN, 2019 – 2022 TRANSPORTATION IMPROVEMENT PROGRAM, AND AIR QUALITY CONFORMITY ANALYSIS 20 minutes

Narrative
Below are links to the Air Quality Conformity Analysis, draft Transportation Improvement Plan (TIP), and draft Long Range Transportation Plan (LRTP) update. The LRPR is a 40-year plan for transportation improvement projects in the county. The TIP is a four-year financial document that lists the proposed expenditures of federal, state, and municipal funds for transportation projects. This year, the Air Quality Conformity Analysis Report was prepared to ensure the projects on the LRTP and TIP would not result in vehicle emissions that exceed the emissions budget for Centre County. The Centre County Metropolitan Planning Organization has opened a public comment period beginning June 22nd and ending July 23rd. The Board is requested to provide any comments they may have on the document to be forwarded to the MPO for consideration. A copy of a summary of the Air Quality Conformity Analysis Report has been attached to the agenda. Additional resources are available on the Centre County MPO website.

DRAFT Long Range Transportation Plan Update – Highway and Bridge

DRAFT 2019 – 2022 Centre County Transportation Improvement Program

DRAFT Air Quality Conformity Analysis Report

Recommended motion: That the Board of Supervisors direct the Township Manager to forward any comments on the draft Long Range Transportation Plan, Transportation Improvement Program, and Air Quality Conformity Analysis to the Centre County Metropolitan Planning Organization.

STAFF RECOMMENDATION
That the Board ***review and comment*** on the draft documents.

4. AUTHORIZATION TO SUBMIT AN AUTOMATED RED LIGHT ENFORCEMENT GRANT APPLICATION TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION
5 minutes

Narrative
Staff is requesting authorization from the Board to submit an application to the Automated Red Light Enforcement Grant program through PennDOT. As in years past, the purpose of this grant will be to upgrade several of the Township's traffic signals to digital radar detection technology. Digital radar detection is a more efficient technology than many other methods to detect vehicles and bicycles in the travel lanes. The grant requires s 20% local match, which the Board is committing to fund by adopting this resolution.

Recommended motion: That the Board of Supervisors authorize staff to submit an Automated Red Light Enforcement Program Grant application to PennDOT to upgrade traffic signals to digital radar detection.

STAFF RECOMMENDATION
That the Board ***authorize*** the grant application.

5. DISCUSSION OF THE PROPOSED RULE OF THE ENVIRONMENTAL PROTECTION AGENCY TITLED, "STRENGTHENING TRANSPARENCY IN REGULATORY SCIENCE" 10 minutes

Narrative
Recently, EPA Administrator Scott Pruitt has proposed a "secret science" rule that would hinder the Agency from using studies where the underlying data is not public. The Union of Concerned Scientists, the American Geophysical Union, the American Academy for the Advancement of Science, as well as public health and environmental organizations have strongly opposed this proposed rule. Their position is that this rule was proposed for political reasons and that is "weaponizes transparency." Mr. Buckland is proposing that the Board submit a comment letter to the EPA highlighting the Township's strategic and policy commitments; pointing out the EPA's mission; highlighting the fact that the Board and Climate Action Committee use well-founded methods developed through peer review and peer-reviewed assessments for similar purposes at a smaller scale; and opposing the rule's true intent which will have grave consequences contrary to the Board's goals. The Chair of the Ferguson Township Climate Action Committee has been requested to consider the letter at their July meeting. Comments are due to EPA no later than August 16, 2018. Provided with the agenda is a draft letter for the Board's consideration. A draft comment letter has been provided with the agenda. Below are links describing other agencies' positions on the matter.

InsideClimate News: Pruitt 'Secret Science' Rule: Public Gets More Time for Say as Criticism Grows

InsideClimate News: Pruitt Announces 'Secret Science' Rule Blocking Use of Crucial Health Research

InsideClimate News: How Pruitt's New 'Secret Science' Policy Could Further Undermine Air Pollution Rules

Science Mag: EPA's 'secret science' rule could undermine agency's 'war on lead'

Nature.com: US EPA science advisers question 'secret science' rule on data transparency

Recommended motion: That the Board of Supervisors direct the Chair to issue a comment letter to the Environmental Protection Agency highlighting the Township's strategic and policy commitments; pointing out the EPA's mission; highlighting the fact that the Board and Climate Action Committee use well-founded methods developed through peer review and peer-reviewed assessments for similar purposes at a smaller scale; and opposing the rule's true intent which will have grave consequences contrary to the Board's goals.

6. STATEMENT OF INTENT TO REMAIN IN COG AGENCIES AND PROGRAMS 10 minutes

Narrative
Recently, several questions have been raised by elected officials in other municipalities concerning the intention of Ferguson Township to remain in certain COG programs and/or COG, as a whole. Attempts to address this issue in one-on-one conversations are not the best approach, because the Board has not established a position, except by having not acted to make any changes. In order to provide clarity to other concerned parties, including our partner municipalities, the Board should state a position on this question.

Recommended motion: That the Board of Supervisors direct the Township Manager to communicate to the COG Executive Director that Ferguson Township intends to continue all current participation in COG Agencies and Programs for the foreseeable future, and to convey a request that this intention be forwarded to the COG General Forum by the Executive Director.

7. STATEMENT OF INTENT TO EVALUATE PARTICIPATION IN COG AGENCIES AND PROGRAMS 10 minutes

Narrative
Sound financial management is aimed at securing the most use from available and projected resources. The Township has a mission to provide efficient, cost-effective services, and the Board is sometimes asked to participate in programs without data demonstrations of cost-effectiveness (a business plan) for Ferguson Township taxpayers.

Recently, several questions have been raised by residents and business owners of Ferguson Township concerning the cost-efficiency of certain COG Programs. In order to provide clarity to our residents regarding the Board's position on efficient use of their tax dollars, the Board should reaffirm its commitment to the Ferguson Township Mission Statement and to using tax revenue in the most efficient and cost-effective manner.

Recommended motion: That the Board of Supervisors affirm that "it is Ferguson Township's mission to provide efficient, cost-effective, professional services to our residents in a fair, cooperative, ethical and honest manner. The Township will endeavor to manage its resources allowing planned, sustainable growth while preserving the quality of life and its unique characteristics." Further, that the Board directs the Township Manager to communicate to the COG Executive Director that Ferguson Township intends to evaluate their participation in COG Agencies and Programs based on the efficient and cost-effective delivery of quality professional services.

8. APPOINTMENT TO THE CENTRE REGION PLANNING COMMISSION 5 minutes

Narrative
The Township has not had a representative to the Centre Region Planning Commission since Cristin Mitchell resigned. At their meeting on June 25th, the Ferguson Township Planning Commission recommend appointment of Jeremie Thompson to fill the vacancy. The Board is requested to make the official appointment of the Township's representative. This is an annual appointment and the appointee will fill the remainder of the term in 2018.

Recommended motion: That the Board of Supervisors appoint Jeremie Thompson to the Centre Region Planning Commission.

STAFF RECOMMENDATION
That the Board ***appoint*** Jeremie Thompson to the serve on the Centre Region Planning Commission.

9. STRATEGIC PLAN PROGRESS REPORT 30 minutes

Narrative
The Board adopted the current Ferguson Township Strategic Plan on November 21, 2016. The Strategic Plan includes nine goals and several action steps associated with the attainment of each goal. The Strategic Plan is intended to be a guiding document that assists staff, and elected and appointed officials in preparing budget documents, capital improvement planning, and more. Dave Pribulka, Township Manager will report on the progress made to date toward achieving each goal. This report is for information only and no action is being requested of the Board at this time. Provided

with the agenda is a copy of the Ferguson Township Strategic Plan, as well as a memorandum from the Township Manager summarizing the progress report.

For the purposes of facilitating an effective discussion, please provide the Manager with any questions you have in advance of the meeting to allow for a response to be researched and formulated. In addition to providing time for the delivery of any responses to pre-submitted questions following the report, the Chair will open the floor up for additional discussions and questions for ten minutes.

STAFF RECOMMENDATION
That the Board ***receive*** the presentation.

VII. STAFF AND COMMITTEE REPORTS

1. **COG COMMITTEE REPORTS** 20 minutes
   a. Executive Committee
   b. Transportation Land Use Committee

2. **OTHER REGIONAL COMMITTEES** 10 minutes
   a. Spring Creek Watershed Commission
   b. Centre Region Parks & Recreation Authority
   c. CCMPO Coordinating Committee

3. **STAFF REPORTS** 20 minutes
   a. Township Manager
   b. Planning and Zoning Director
   c. Public Works Director

VIII. COMMUNICATIONS TO THE BOARD 10 minutes

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