

FERGUSON TOWNSHIP BOARD OF SUPERVISORS
Regular Meeting Agenda
Monday, November 20, 2017
7:00 PM

I. CALL TO ORDER

II. CITIZENS INPUT

III. MINUTES

November 6, 2017, Board of Supervisors Regular Meeting

IV. ABC REPORTS

a. Schlow Centre Region Library – Lewis Steinberg, Esq.

V. PRESENTATIONS

1. PA Route 26/45 Intersection Improvements – Leigh Woolridge, P.E.
2. Land Use Change and Water Resources – Dr. Christopher Duffy

VI. OLD BUSINESS

1. Public Hearing Ordinance adding Parks & Recreation Committee
2. Continued discussion on Draft Sourcewater Protection Ordinance
3. Continued discussion on CBICC “Drive Forward” Campaign

VII. NEW BUSINESS

1. Consent Agenda
2. Public Hearing Resolution - Citizen’s Commission for Legislative/Congressional Redistricting
3. Public Hearing Resolution - Agility Agreement with PennDOT
4. Discussion of Resolution prohibiting placement of Cat. 4 Casinos within Ferguson Township
5. Candidate Interviews for vacancies on Township’s Authorities, Boards, and Commissions

VIII. REPORTS

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

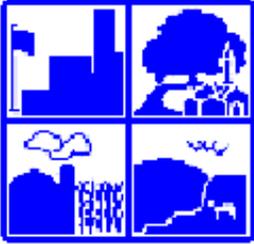
IX. COMMUNICATIONS TO THE BOARD

X. CALENDAR ITEMS – NOVEMBER/DECEMBER

XI. ADJOURNMENT



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TOWNSHIP OF FERGUSON

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**Board of Supervisors
Regular Meeting Agenda
Monday, November 20, 2017
7:00 PM**

I. CALL TO ORDER

PLEDGE OF ALLEGIANCE

II. CITIZENS INPUT

III. MINUTES

1. November 6, 2017 Board of Supervisors Regular Meeting.

IV. ABC REPORTS

1. Schlow Centre Region Library – Lewis Steinberg, Esq.

V. PRESENTATIONS

1. PA Route 26/45 Intersection Improvements – Leigh Woolridge, P.E.

Narrative

Prior to the meeting, PennDOT held a public plans display of the alternate design ideas for the planned intersection improvements at the intersection of PA Routes 26 and 45 just outside of Pine Grove Mills. This project has gone through the PennDOT “Connects” process designed to obtain community input on state transportation projects early in the design phase. This is a presentation only and no action is requested of the Board.

2. Land Use Change and Water Resources – Dr. Christopher Duffy

Narrative

The Board has discussed a green infrastructure mapping project planned for 2018, to identify areas in the Township that are of significant environmental value. The goal of the project is to evaluate potential land preservation projects that may be acquired through a special assessment authorized by an environmental resource referendum in the future. Dr. Christopher Duffy teaches courses at Penn State University in Engineering Hydrology and Groundwater Resource Modeling. Dr. Duffy is providing a presentation to the Board on the impact of land use change on water resources. No action is requested of the Board.

VI. OLD BUSINESS

1. **A PUBLIC HEARING ON AN ORDINANCE OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, ADMINISTRATION AND GOVERNMENT, PART IV, BOARDS AND COMMISSIONS BY ADDING THE FOLLOWING: PART G, PARKS AND RECREATION COMMITTEE; SECTION 447, CREATION AND MEMBERSHIP; SECTION 448, ORGANIZATION, RECORDS, AND MEETINGS; AND SECTION 449, RESPONSIBILITIES.** 10 minutes

Narrative

At the Regular Meeting on October 2nd, the Board directed staff to prepare an ordinance for public hearing to establish a standing Parks and Recreation Committee. A draft of the ordinance was subsequently reviewed and commented on by the Board at the Regular Meeting on October 16th, and the Board authorized advertisement of the ordinance for public hearing. Provided with the agenda is a copy of the ordinance as advertised. The Township has also solicited applications for the Parks and Recreation Committee and appointments will be made at the Reorganizational Meeting in January provided the ordinance is adopted this evening.

Recommended motion: That the Board of Supervisors adopt the ordinance amending Chapter 1, Administration and Government, Part IV, Boards and Commissions by establishing a Parks and Recreation Committee.

STAFF RECOMMENDATION

That the Board **adopt** the ordinance.

2. **A CONTINUED DISCUSSION OF THE DRAFT SOURCEWATER PROTECTION ORDINANCE**

20 minutes

NARRATIVE

At the November 6, 2017 meeting, the Board discussed sections of the proposed ordinance specific to the applicability of hazardous material quantities with retailers, reporting requirements for multi-family dwelling complexes, making certain federal, state and county approvals, permits and applications, etc. on an "upon request" basis and restricting blasting activity within Zone I and limited the activity in Zone II and Township-Wide area 50' from identified geologic features. Staff has made the necessary changes to the proposed ordinance enclosed within the Board packet.

Recommended motion: That the Board of Supervisors review and discuss the draft sourcewater ordinance and, if ready, authorize the ordinance for public hearing.

STAFF RECOMMENDATION

That the Board **review and discuss** the draft Sourcewater Protection Ordinance and, if ready, **authorize** the ordinance for public hearing.

3. **CHAMBER OF BUSINESS AND INDUSTRY – CENTRE COUNTY'S "DRIVE FORWARD" CAMPAIGN** 5 minutes

Narrative

The Board discussed the initiatives outlined in the "Drive Forward" Campaign spearheaded by the CBICC at the Regular Meeting on November 6th. The Board continued the discussion to allow staff to obtain the answers to questions the Board had. The project is a collaboration of multiple stakeholders with the goal of securing federal and state funding to finance two major transportation projects in the county. These

include interchange improvements at I-99 and I-80, and the Potters Mills Gap project on Route 322. The priority of the Campaign is the interchange improvement project. Provided with the agenda is an excerpt from the INFRA Grant Application submitted by the Centre County MPO that outlines the details of the project.

Recommended motion: That the Board of Supervisors endorse the “Drive Forward” Campaign of the Chamber of Business and Industry – Centre County.

STAFF RECOMMENDATION

That the Board **endorse** the “Drive Forward” Campaign.

VII. NEW BUSINESS

1. CONSENT AGENDA

5 minutes

- a. October 2017 Voucher Report
- b. 2017-C5 - Meadows Park Improvements Pay Authorization: \$24,674.78
- c. 2017-C20 - Tudek Park Parking Improvements Pay Authorization: \$79,011.58
- d. Hunter’s Chase Phase 6 Surety revised amount: \$32,832.11

2. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, SUPPORTING A CITIZEN’S COMMISSION FOR LEGISLATIVE AND CONGRESSIONAL REDISTRICTING.

10 minutes

Narrative

On August 7th, a representative from Fair Districts PA spoke at Citizen’s Input and encouraged the Board to consider adopting a resolution in support of establishing a Citizen’s Commission for Legislative and Congressional Redistricting. The resolution as advertised for public hearing has been provided with the agenda this evening. The resolution acknowledges that inequitable redistricting, or “gerrymandering,” has resulted in the drawing of legislative district boundaries that favor one political party over the other, and proposes to address the problem through the creation of an independent and nonpartisan redistricting commission.

Recommended motion: That the Board of Supervisors adopt the resolution supporting a citizen’s commission for legislative and congressional redistricting.

STAFF RECOMMENDATION

That the Board **adopt** the resolution.

3. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, AUTHORIZING THE TOWNSHIP MANAGER TO EXECUTE AN AGILITY AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION.

10 minutes

Narrative

Provided with the agenda is a copy of a resolution authorizing the Township Manager to execute an Agility Agreement with the Pennsylvania Department of Transportation. This three-year agreement is a continuation of prior agreements the Township has had with PennDOT. The agreement allows the Township and PennDOT to exchange services and materials to each other’s benefits. In prior years, the Township has completed street sweeping, roadside mowing, or scheduled the Main Meeting Room for PennDOT training in exchange for salt bring or specialized maintenance equipment.

Recommended motion: That the Board of Supervisors adopt the resolution authorizing the Township Manager to execute an Agility Agreement between the Township and PennDOT.

STAFF RECOMMENDATION

That the Board **adopt** the resolution.

4. DISCUSSION OF A RESOLUTION PROHIBITING THE PLACEMENT OF CATEGORY 4 CASINOS WITHIN FERGUSON TOWNSHIP 10 minutes

Narrative

On October 26th, the Pennsylvania Legislature enacted PA Act 42 of 2017, establishing a new category of “mini-casinos” to operate in the Commonwealth. Ten such establishments have been authorized by the Act. These Category 4 casinos are defined as having no fewer than 300 but no greater than 750 slot machines and table games. A host municipality is entitled to collect half of the local assessment paid by the casino, but that amount is capped at 50% of its 2016-2017 budget. Furthermore, a municipality may prohibit the location of a Category 4 casino prior to December 31, 2017. No action taken after December 31st to prohibit such a casino will be considered valid. Subsequent action by the Board is permitted to rescind its prohibition, if desired. Provided with the agenda is a communication from Mr. David Sanko, Executive Director of the Pennsylvania State Association of Township Supervisors, describing the Act in further detail. Also provided is a sample resolution prohibiting Category 4 casinos within the Township.

Recommended motion: That the Board of Supervisors direct staff to prepare a resolution for public hearing prohibiting the placement of Category 4 Casinos in Ferguson Township.

STAFF RECOMMENDATION

That the Board **discuss** the draft resolution and, if desirous, **direct** staff to advertise for public hearing.

5. CANDIDATE INTERVIEWS FOR VACANCIES ON THE TOWNSHIP’S AUTHORITIES, BOARDS, AND COMMISSIONS 10 minutes

Narrative

In accordance with Resolution 2017-20 establishing a policy for the appointment of representatives on local and regional authorities, boards, and commissions (ABCs), the Township has solicited applications for ABC vacancies. Provided to the Board this evening are paper copies of new applicants, and correspondence from incumbents who wish to be reappointed. In accordance with the established policy, the Board should schedule one or more worksessions to interview applicants. The Board may forego interviews for any of the vacant ABCs by a unanimous vote.

STAFF RECOMMENDATION

That the Board **schedule** worksessions to interview applicants or take action to **exempt** any ABC vacancies from the interview process by unanimous vote.

VIII. REPORTS

- 1. COG COMMITTEE REPORTS** 20 minutes
 - a. Steering Committee
 - b. Finance Committee
 - c. Joint PSE-PS Committee

2. OTHER REGIONAL COMMITTEES

- 3. STAFF REPORTS** 20 minutes
 - a. Township Manager
 - b. Planning and Zoning Director
 - c. Public Works Director
 - d. Chief of Police
 - e. Treasurer's Report

IX. COMMUNICATIONS TO THE BOARD 10 minutes

X. CALENDAR ITEMS – NOVEMBER/DECEMBER

XI. ADJOURNMENT