

# **FERGUSON TOWNSHIP BOARD OF SUPERVISORS**

Tuesday, January 3, 2023  
Re-organizational Meeting Agenda  
7:00 pm

*Join Zoom Meeting:*  
<https://us02web.zoom.us/j/83406305774>  
Meeting ID: 834 0630 5774  
[Zoom Access Instructions](#)

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG**
- III. SEATING OF THE BOARD**
- IV. ELECTION OF OFFICERS**
- V. ANNUAL APPOINTMENTS**
- VI. APPOINTMENTS TO AUTHORITIES, BOARDS & COMMISSIONS (ABCs)**
- VII. APPOINTMENTS TO C.O.G. AND REGIONAL COMMITTEES**
- VIII. APPOINTMENT TO POLICE PENSION ADVISORY BOARD**
- IX. DESIGNATION OF DEPOSITORY**
- X. ESTABLISH MEETING DATES FOR 2023**
- XI. PUBLIC HEARINGS**
- XII. ADJOURNMENT**

# FERGUSON TOWNSHIP BOARD OF SUPERVISORS

Organizational Meeting Agenda

Tuesday, January 3, 2023

7:00 p.m.

## I. CALL TO ORDER

The Home Rule Charter requires that the Board of Supervisors organize on the first Tuesday in January, or the first Wednesday if the Tuesday falls on a holiday. The Board's first meeting will be called to order by current Chair, Laura Dininni.

## II. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG

## III. SEATING OF THE BOARD

## IV. ELECTION OF OFFICERS

The Board of Supervisors will need to designate the Township Manager to act as the Temporary Chair in order to conduct the nominations and election of the Chair of the Board for 2023. A motion will be required to nominate the Township Manager as Temporary Chair. Once appointed Temporary Chair, the Manager will seek nominations for Chair of the Board of Supervisors. Once the Chair has been elected, he/she will be responsible for conducting the remainder of the nominations and elections of the Vice Chair and the Secretary/Treasurer for the Township. The Manager has historically been appointed Secretary/Treasurer.

*Recommended Motion: That the Board of Supervisors appoint Centrice Martin, Township Manager, as Temporary Chair of the Board of Supervisors.*

### A. Chair

*Recommended Motion: Move that the Board of Supervisors elect \_\_\_\_\_ as Chair of the Board of Supervisors for 2023.*

### B. Vice Chair

*Recommended Motion: Move that the Board of Supervisors elect \_\_\_\_\_ as Vice Chair of the Board of Supervisors for 2023.*

### C. Secretary/Treasurer

*Recommended Motion: That the Board of Supervisors appoint Centrice Martin as Secretary/Treasurer.*

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**V. ANNUAL APPOINTMENTS**

The term expiration date for all of the positions listed is December 31, 2022. These positions are annual appointments that need to be made by the Board of Supervisors.

<b><u>Position</u></b>	<b><u>Manager's Recommendation</u></b>
Solicitor	Babst Calland
Local Services Tax Collector	Jacqueline Fuge
Health Officer	Brian O'Donnell
Certified Public Accountant – Auditor	Baker Tilly Virchow Krause, LLP
Sewage Enforcement Officer	Walt Schneider – Primary Cory Warner – Alternate James Royer – Alternate Robert Royer - Alternate
Earned Income and Net Profits Tax	Centre Tax Agency
Tax Administrator	Eric Endresen
Consulting Engineers	NTM Engineering – Stormwater/Lighting
Vacancy Board	Josh Potter
Certified Appraiser	Chris Aumiller

**NOTE: The Board can consider these as a group for appointment or individually.**

*Recommended Motion: That the Board of Supervisors appoint \_\_\_\_\_ (individually) as \_\_\_\_\_ for the year 2023.*  
*OR*

*That the Board of Supervisors appoint those individuals or agencies as recommended by the Township Manager as Annual Appointments for the year 2023.*

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**VI. APPOINTMENTS TO AUTHORITIES, BOARDS & COMMISSIONS (ABCs)**

Incumbents were contacted about re-appointment and an application period was opened up for new candidates. Please note, the Board of Supervisors established a policy to ensure, if possible, that all election wards would be represented on the various ABC's.

ABC & Term Length(s)	Remaining Members & Ward	Incumbent(s) & Ward	Other Candidates for Appointment & Ward	Terms to be Filled
Planning Commission (7 members) 4 Year Term 2 Vacancies	William Keough-1 Rob Crassweller-1 Shannon Holliday-3 Ellen Taricani -2 Ralph Wheland -1	Jerry Binney – 2		01/23–12/26 Through 12/23
Planning Commission Alternate (3 alternates)	Steinberg – 2 Zhang – 3 Rittenhouse – 1		Jeff Krantweiss – 2 Jennifer Eccleston - 3	
Zoning Hearing Board (5 Members) 5 Year Term 2 Vacancies	Swamy Anatheswaran-2 Michael Twomley-1 Susan Buda-3		Erin Hartzler- 1	01/23-12/27 Through 2024
Zoning Hearing Board Alternate (3 Members) 3 Year Term 3 Vacancies		Stefanie Rocco – 1		01/23-12/25 01/23-12/24 01/23-12/24
Tree Commission (5 members) 4 Year Term 3 Vacancies	Mike Jacobson-2 Josh Potter – 1	Marc McDill-1 Scott Pflumm -2		01/23-12/26
Parks and Recreation Committee (7 members) 4 Year Term 1 Vacancy	Tessa Antolick-3 Norris Muth-1 Shawna Doerksen-2 Robert DeMayo-1 Rick Tetzlaff-3 Randy Hudson-1	Doug Miller-2		01/23-12/26
Tax Review Board (7 members) 4 Year Term 4 Vacancies	Vicki Hewitt-2 Thomas Hoy -1 Lisa Rittenhouse-1			Through: 12/31/23 12/31/23 12/31/24 12/31/25
ICDA (5 members) 5 Year Term 3 Vacancies	Robert Crassweller-2 Wesley Donahue-2	Dan Harner-2 Lisa Rittenhouse-1		01/23-12/27 01/23-12/27 Through 12/31/26
SCBWA Representative		Ford Stryker-1		01/23 -12/23

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1 Year Term 1 Vacancy				
C-Net Representative 1 Year Term 1 Vacancy				01/23-12/23
CATA 2 Year Term 1 Vacancy				01/23-12/24

*Recommended Motion: That the Board of Supervisors appoint the slate of applicants to the Authorities, Boards, and Commissions as described in the agenda.*

**VII. APPOINTMENTS TO COG AND REGIONAL COMMITTEES**

Provided with the organizational meeting agenda packet is a copy of the Centre Region Council of Government (CRCOG) Committee Appointments Memo. Beginning in 2018, Alternates were appointed to COG Committees by Board members.

<b>Committee</b>	<b>2022 Meeting Dates &amp; Times</b>	<b>2023 First Meeting Date &amp; Time</b>	<b>2022 Representative</b>	<b>Chair's Recommendation 2023</b>
Executive	12:15, January 18	12:15pm, January 17	Ms. Dininni	(P) Ms. Strickland (A) Ms. Stephens
Public Safety	12:15pm, January 11	12:15pm, January 10	Ms. Stephens	(P) Ms. Stephens (A) Ms. Dininni
Finance	8:30am, January 13	8:30am, January 12	Ms. Dininni	(P) Ms. Dininni (A) Ms. Strickland
Human Resources	12:15pm, January 12	12:15pm, January 11	Mr. Thompson	(P) Mr. Thompson (A) Ms. Strickland
Land Use and Community Infrastructure Committee	8:30am, January 12	12:15pm, January 13	Ms. Strickland	(P) Ms. Strickland (A) Ms. Stephens
CCMPO 2-year Appointment Expires 12/31/23	6:00pm, January 25 - Coordinating 12:15pm, January 11 – Technical	TBD	Ms. Strickland-Coordinating Ron Seybert-Technical	Ms. Strickland-Coordinating Ron Seybert-Technical
Parks Capital	12:15pm, January 13	12:15pm, January 12	Ms. Dininni	(P) Mr. Gracie-Griffin (A) Ms. Dininni
Facilities	8:30am, January 11	8:30am, January 10	Ms. Stephens	(P) Ms. Dininni (A) Mr. Thompson
Solar Power Purchase Working Group (COG and Regional Committee)			Eric Endresen	(P) Eric Endresen (A) Centrice Martin
Climate Action & Sustainability	12:15pm, January 13	12:15pm, January 9	Mr. Thompson	(P) Mr. Jeremie Thompson (A) Ms. Stephens

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Parks Governance Ad Hoc	Varies	8:30am, January 25	Ms. Dininni	(P) Ms. Stephens (A) Mr. Gracie-Griffin
Spring Creek Watershed Commission	Varies	TBD	Ms. Strickland (P)	(P) Mr. Gracie-Griffin\ (A) Mr. Garlicki (A) Mr. Kevin Abbey
Centre Area Cable Consortium	Varies	TBD	Mr. Dininni	(P) Ms. Strickland
Centre County Tax Collection Representative	Varies	TBD	Eric Endresen (P)	(P) Eric Endresen (A) Centrice Martin

*Recommended motion: That the Board of Supervisors appoint the slate of officials as presented in the agenda to COG and Regional Committees for the year 2023.*

**VIII. APPOINTMENT TO POLICE PENSION ADVISORY BOARD**

The Police Pension Advisory Board is made up of four members, two pension members, a member of the Board of Supervisors, and the Township Manager. This advisory board meets four times per year to review the performance of the pension plan, add or remove investment managers of the pension assets, and keep the plan within the investment policy established by the Pension Trustees. The former Board member appointed to the Police Pension Advisory Board was Tierra Williams.

*Recommended Motion: That the Board of Supervisors appoint \_\_\_\_\_ as the Board of Supervisors representative on the Police Pension Advisory Board.*

**IX. DESIGNATION OF DEPOSITORY**

Staff recommends that the Board appoint as the Township's primary depository Jersey Shore State Bank and any FDIC insured bank and the PA Local Government Investment Trust for investments per Township investment policy.

*Recommended Motion: Move that the Board of Supervisors appoint Jersey Shore State Bank as the Township's primary depository and any FDIC insured bank and the PA Local Government Investment Trust for investments per the Township's investment policy.*

**X. ESTABLISH MEETING DATES FOR 2023**

Recently, it has been the Board's practice to hold its regular meetings at 7:00 p.m. on the first and third Tuesday of each month, with the exception of December when the Board meets on the first two Tuesdays because of the holiday season. Additionally, if the regular meeting date were to fall on a holiday, the Board typically held its meeting on the day before or following the holiday. As discussed at the December 13<sup>th</sup> regular meeting, the Board agreed not to hold a meeting on July 4, 2023. The Board also decided to continue holding monthly work sessions at 12:15 p.m. on the second Wednesday of each month. In 2022, the Board did not have C-NET provide coverage at the monthly work session. C-NET is available to live stream on youtube the work session at anytime. C-NET is providing televised coverage for another municipal meeting at 12:15 p.m. and would only be available to provide televised coverage no early than 12:30 p.m. on the second Wednesday of each month. At the December 13<sup>th</sup> regular meeting, the Board established a monthly work session to be held at 12:15 p.m.

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Tuesday, January 3, 2023

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on the 2<sup>nd</sup> Wednesday of each month. In 2023 meetings will continue to be offered for public attendance both in-person and remotely. Provided with the agenda is a copy of the proposed meeting schedule.

*Recommended Motion: Move that the Board of Supervisors establish its regular meeting schedule for 2023 as the first and third Tuesday of each month except on July 4, May 15 and November 21 due to election days and on the first two Tuesdays in December.*

### **XI. PUBLIC HEARINGS**

#### **1. Public Hearing on a Resolution Establishing the Agenda Order of Business for 2023**

Narrative: Provided with the agenda is a resolution adopting the agenda order of business for 2023. This resolution is presented in compliance with the Administrative Code. The proposed agenda closely follows the agenda set forth in Roberts' Rules of Order. Should the Board elect to establish a standing monthly worksession, the attached resolution will need to be revised to reflect the modified format of the Regular Meetings in 2023.

*Recommended Motion: That the Board of Supervisors adopt the resolution establishing the agenda order of business for 2023.*

#### **2. Public Hearing on a Resolution Adopting the Ferguson Township Board of Supervisors Procedures**

Narrative: Provided with the agenda is a resolution adopting the Ferguson Township Board of Supervisors Procedures. The Procedures Manual is not changed from the 2022 version.

*Recommended Motion: That the Board of Supervisors adopt the resolution adopting the Ferguson Township Board of Supervisors Procedures Manual.*

### **X1I. ADJOURNMENT**



BOARD OF SUPERVISORS

# Township of FERGUSON Pennsylvania

3147 RESEARCH DRIVE  
STATE COLLEGE, PA  
16601  
P: 814-238-4651  
F: 814-954-7642  
[www.twp.ferguson.pa.us](http://www.twp.ferguson.pa.us)



## BOARD OF SUPERVISORS PROPOSED 2023 REGULAR MEETING DATES

Regular Meetings are held at 7:00 p.m. on the first and third Tuesday of the month, unless otherwise noted.

### VIRTUAL:

Join Zoom Meeting Link:

<https://us02web.zoom.us/j/83406305774>

Meeting ID: 889 6853 7451

[Zoom Access Instructions](#)

### IN-PERSON:

Ferguson Township Municipal Building

Main Meeting Room

3147 Research Drive

State College, PA

**January** 3  
17

**February** 7  
21

**March** 7  
21

**April** 4  
18

**May** 2  
15\*

**June** 6  
20

**July** 18

**August** 1  
15

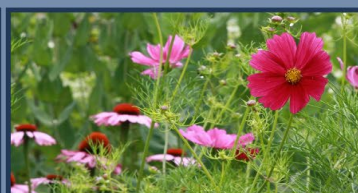
**September** 5  
19

**October** 3  
17

**November** 6\*  
21

**December** 5  
12

\*Regular Meeting is scheduled for Monday instead of Tuesday due to election







BOARD OF SUPERVISORS

*Township of*  
**FERGUSON**  
*Pennsylvania*

3147 RESEARCH DRIVE  
STATE COLLEGE, PA 16601  
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F: 814-954-7642  
[www.twp.ferguson.pa.us](http://www.twp.ferguson.pa.us)



## FERGUSON TOWNSHIP BOARD OF SUPERVISORS PROPOSED 2023 WORKSESSION MEETING DATES

Work-sessions are held at 12:15 p.m. on the second Wednesday  
of each month, unless otherwise noted

### VIRTUAL:

Join Zoom Meeting Link:

<https://us02web.zoom.us/j/88968537451>

Meeting ID: 889 6853 7451

[Zoom Access Instructions](#)

### IN-PERSON:

Ferguson Township Municipal Building

Main Meeting Room

3147 Research Drive

State College, PA

***January 11***

***July 12***

***February 8***

***August 9***

***March 8***

***September 13***

***April 12***

***October 11***

***May 10***

***November 8***

***June 14***

***December 13***





## ABC Report Presentation Schedule 2023

AGENCY	2023	Meeting Dates
Parks & Rec. Authority		2/7/2023
Schlow Library		2/21/2023
State College Borough Water Authority		3/7/2023
University Area Joint Authority		3/21/2023
Centre Area Transportation Authority		4/4/2023
Parks & Rec. Authority		5/2/2023
Schlow Library		5/2/2023
State College Borough Water Authority		6/6/2023
University Area Joint Authority		6/20/2023
Centre Area Transportation Authority		6/20/2023
Parks & Rec. Authority		7/18/2023
Schlow Library		8/1/2023
State College Borough Water Authority		8/15/2023
University Area Joint Authority		9/5/2023
Centre Area Transportation Authority		9/19/2023
Parks & Rec. Authority		10/3/2023
Schlow Library		10/17/2023
State College Borough Water Authority		10/17/2023
University Area Joint Authority		11/21/2023
Centre Area Transportation Authority		12/5/2023

*\*denotes holiday or election day*

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA ESTABLISHING THE ORDER OF BUSINESS AS REQUIRED BY THE FERGUSON TOWNSHIP CODE OF ORDINANCES, CHAPTER 1, ADMINISTRATION AND GOVERNMENT, PART 6, BOARD OF SUPERVISORS, SECTION 606, ORDER OF BUSINESS; AGENDA.**

**WHEREAS**, Chapter 1 of the Township Administrative Code, Section 606 requires the Board of Supervisors at its annual reorganization meeting to establish the agenda order of business by resolution

**NOW THEREFORE**, the Board of Supervisors does hereby adopt the agenda order of business for the year 2023 as attached as Exhibit A and made a part hereof.

**RESOLVED** this 3<sup>rd</sup> Day of January 2023.

**TOWNSHIP OF FERGUSON  
BOARD OF SUPERVISORS**

By: \_\_\_\_\_, Chair

[ S E A L ]

**ATTEST:**

By: \_\_\_\_\_  
Centrice Martin, Secretary

## **Exhibit “A”**

### **Ferguson Township Board of Supervisors Regular Meeting Agenda**

#### **Call to Order**

#### **Pledge of Allegiance**

#### **Announcements**

- Reserved for announcements on executive sessions and Township Manager to review meeting interactions in hybrid format.

#### **Public Input**

- Reserved for public input on items not on the agenda

#### **Approval of Minutes**

#### **Authorities, Boards, and Commissions Reports**

- Reports from Township representatives on Authorities, Boards, and Commissions

#### **Special Reports**

- Special presentations scheduled and requested by the Board of Supervisors categorized under the following themes: Diversity, Equity, and Inclusionary Initiatives; Township & Fiscal Responsibility; Community and Economic Development; and Environment

#### **COG and Regional Committee Reports**

#### **Staff Reports**

#### **Unfinished Business**

- Public Hearings – Ordinances or Resolutions that have been previously introduced to the Board
- Items postponed from an earlier meeting
- Items discussed at a previous meeting

#### **New Business**

- Consent Agenda
- Contracts, pay estimates, surety reductions, plan time extensions, special event permits, correspondence, other routine matters
- Public Hearings – Ordinances and Resolutions, typically of routine nature but may be time-sensitive and not previously introduced
- Land development and subdivision plans, regional matters, citizen requests to address the Board

#### **Communications to the Board**

#### **Calendar Items**

#### **Adjournment**

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA ADOPTING THE FERGUSON TOWNSHIP BOARD OF SUPERVISORS PROCEDURES, LAST REVISED JANUARY 6, 2020, IN ACCORDANCE WITH OF THE FERGUSON TOWNSHIP HOME RULE CHARTER, ARTICLE II, SECTION 2.02, DUTIES AND POWERS OF THE BOARD.**

**WHEREAS**, the Ferguson Township Home Rule Charter, Article II, Section 2.02 Duties and Powers of the Board, provides the Board of Supervisors the authority to adopt by resolution all necessary rules and regulations for its conduct and procedure and,

**WHEREAS**, the Board of Supervisors has developed the Ferguson Township Board of Supervisors Procedures attached hereto as Exhibit "A".

**NOW THEREFORE** the Ferguson Township Board of Supervisors adopts the Ferguson Township Board of Supervisors Procedures, last revised January 6, 2020.

**RESOLVED** this 3rd day of January 2023.

**TOWNSHIP OF FERGUSON  
BOARD OF SUPERVISORS**

By: \_\_\_\_\_  
**Chair**

[SEAL]

**ATTEST:**

By: \_\_\_\_\_  
**Centrice Martin, Secretary**

EXHIBIT "A"

# Ferguson Township Board of Supervisors Procedures

Adopted January 3, 2022

## **Introduction & Overview**

The Ferguson Township Board of Supervisors establishes important and often critical governance policies for the community and is also responsible for the fiscal health, of a public corporation having an annual General Fund budget of over \$12 million.

## **Purpose of the Procedures Document**

The Board of Supervisors of Ferguson Township adopts these procedures by Resolution at the annual organizational meeting to document accepted practices and clarify expectations. While attempting not to be overly restrictive, procedures are established so that expectations and practices can be clearly articulated to guide Board members in their actions governing Ferguson Township. This procedures manual will aid the Board in taking responsible action in its conduct of Township business.

### **1. Ferguson Township Board of Supervisors: General Powers and Responsibilities**

**Board of Supervisors Generally** - The powers of the Board of Supervisors of a Home Rule Municipality in Pennsylvania are fairly broad. Essentially, Home Rule Municipalities may undertake any action related to township affairs other than those forbidden or preempted by State or Federal law. Specifically, the Board shall have the power, in the name of the Township, to do and perform all acts and things appropriate to a municipal corporation and the general welfare of its inhabitants and which are not specifically forbidden by the U.S. and Pennsylvania Constitutions and laws of the Commonwealth of Pennsylvania and the Home Rule Charter.

**Actions Taken as a Board** - As established by the Home Rule Charter, the Board acts only as a body. No member has any individual powers within the Township. While the Chair has some additional ceremonial and administrative responsibilities as described below, in the establishment of policies, voting and in other significant areas, all members are equal. It is also important to note that policy is established by at least a majority vote of the Board. While individual members may disagree with decisions of the majority, a decision of the majority does bind the Township to a course of action. In turn, it is staffs responsibility to ensure the policy of the Board is upheld. Actions of staff to pursue the policy direction established by a majority of Board do not reflect any bias against Board members who held a minority opinion on an issue.

**Serving on Committees** - Limitations are imposed on a Board member's ability to serve on advisory boards of the Township. No member of the Board shall be appointed to or serve as a voting member of any municipal authority, board, or commission, except those positions that are normally filled by elected officials, such as Centre Region COG committees and the Spring Creek Watershed Commission. This is not construed as prohibiting members of the Board from serving on committees or subcommittees of the Board itself, or of agencies representing other levels of government. In fact, Board members are encouraged to participate and provide leadership in regional, state and national programs and meetings. Board members should respect the assigned committee roles and not duplicate representation of the Board at various

committee meetings unless requested by the assigned Board member. Board members are expected to report to the Board on matters discussed at subcommittees and other regional, state, and national board/agency/group activities in which they have been appointed. Typically, assignments to committee positions are made at the beginning of the year at the annual reorganization meeting. A vote of the Board will be taken to confirm all appointments.

In interacting with committees, Board members are to reflect the positions of the Board as a body when such positions have been established by vote or consensus of the Board. In cases where such vote or consensus does not exist, Board members should use their best judgement, keeping in mind that their votes represent the Township and not a personal position.

**Activities Not Related to Municipal Government-** Board members may choose to participate in community activities, committees, events, and taskforces. When a Board member participates in these types of activities, the Board member is acting as an interested party rather than acting on behalf of the Board of Supervisors.

**Board Chair** - As reflected in the Home Rule Charter, the Board Chair is to preside at all meetings of the Board of Supervisors and perform such other duties consistent with the office as may be imposed by the Board. As presiding officer of the Board, the Board Chair is to faithfully communicate the will of the Board majority in matters of policy. The Board Chair is also recognized as the official head of the Township for ceremonial purposes.

The Board Chair has also been assigned by the Board of Supervisors to consult and coordinate with the Township Manager in the development of agendas for meetings of the Board of Supervisors. The scope of such review focuses on the timing of business items and the volume of business that can be considered at any one meeting. Such review does not allow for a unilateral unlimited delay of items to be considered by the Board. Should any significant disagreement arise regarding the scheduling of items, these matters are to be resolved by the full Board of Supervisors.

**Board Vice-Chair** - Elected by the Board at its first organized meeting following election of the Board of Supervisors, the Board Vice-Chair shall perform the duties of the Board Chair during the Board Chair's absence or disability. The Vice-Chair shall serve in this capacity at the pleasure of the Board of Supervisors. In the event of a vacancy in the office of Board Chair, the Vice-Chair shall assume the office of Board Chair with all the duties and obligations of that office.

## **2. Communications with the Public**

**Correspondence from Board Members** - The Board of Supervisors will occasionally be called upon to write letters to citizens, businesses or other public agencies. Typically, the Board Chair will be charged with transmitting the Township's position on policy matters to outside agencies on behalf of the Board of Supervisors. This duty may be delegated to the Township Manager for general correspondence on which the Board position is clear. Other communications may be delegated to the Manager with the approval of the Board. Individual members of Board must refrain from representing the Board position in an official capacity unless requested by the Board as a whole.



**Communications Regarding Undetermined Issues** - On occasion, members may wish to transmit correspondence on an issue upon which the Board has yet to take a position or about an issue for which the Board has no position. In these circumstances, members must clearly indicate that they are not speaking for the Board of Supervisors, but for themselves.

**Communications Regarding Determined Issues** - After the Board of Supervisors has taken a position on an issue, official correspondence should reflect this position. If a Board member desires to correspond a dissenting opinion, the correspondence should clearly state that the Board has taken an official position and that the member is expressing a dissenting opinion as an individual Board member.

**Speaking for the Township** - Similar to written correspondence, when members are requested to speak to groups or are asked the Board's position on an issue, the response should reflect the position of the Board, as a whole. Of course, a member may clarify their vote on a matter by stating, "While I voted against X, the Board of Supervisors voted in support of it." When representing the Township at meetings or other venues, it is important that those in attendance gain an understanding of the Board's position as well as that of the individual member.

### **3. Interactions with Staff**

**Overview** - Board of Supervisors policy is implemented through professional staff. Therefore, it is critical that the relationship between Board and staff be well understood by all parties so policies and programs may be implemented successfully. To maintain effective relationships, it is important that roles are clearly recognized.

**Township Manager** - The Board appoints a Township Manager to implement policy and undertake the administration of the organization. All staff hiring, discipline and termination decisions, except for the Township Manager position itself, are the sole responsibility of the Township Manager. The Manager is required to obtain the concurrence of the Board regarding the hiring and termination of department head positions.

As per the Home Rule Charter and Administrative Code, all dealings between the Board of Supervisors and staff are carried out through Township Manager. Neither the Board as a whole, nor Board members individually, are authorized to direct staff members in performance of their duties to the Township. The Township Manager is appointed by the Board of Supervisors to enforce its laws, to direct the daily operations of the Township, to prepare and monitor the budget, and to implement the policies and programs initiated by the Board of Supervisors. The Township Manager is responsible to the entire Board of Supervisors and not to individual Board members.

**Board/Manager Relationship** - The employment relationship between the Board of Supervisors and Township Manager honors the fact that the Township Manager is the Chief Administrative Officer of the Township. The Board and the Township Manager are a participatory team and the Board of Supervisors must avoid situations that can result in Township staff being directed, intentionally or unintentionally, by one or more members of the Board of Supervisors. Regular communication between the Board of Supervisors and

Township Manager is important in maintaining open communications. All dealings with the Township Manager, whether in public or private, should respect the responsibilities of the Township Manager in administrative matters. Disagreements should be expressed in policy terms, rather than in terms that question satisfaction with or support of the Township Manager.

As in any professional relationship, it is important that the Township Manager keep the Board of Supervisors informed. The Township Manager respects and is sensitive to the political responsibility of the Board of Supervisors and acknowledges that the final responsibility for establishing the policy direction of the Township is held by the Board of Supervisors. The Township Manager communicates with Board of Supervisors in various ways. It is equally important that the Board provide ongoing feedback, information and perceptions to the Township Manager including some response to written communication requesting feedback. On occasion, the Township Manager may request the attendance of a Board member at a specific party-directed meeting. Since the Township Manager is responsible to the entire Board of Supervisors and not to individual Board members, and so that Board members are treated equally and similarly informed, the Manager will inform the entire Board of said meeting at the next Board of Supervisors Regular Meeting.

The Township Manager will make every effort to respond in a timely and professional manner to all requests made by individual Board members for information or assistance, provided that, in the opinion of the Manager, the request is not of a magnitude, either in terms of workload or policy, which would require that it would be more appropriately assigned through the direction of the full Board of Supervisors. At the Manager's discretion, any such request may be submitted to the full Board as an agenda item for direction from the Board concerning the commitment of staff or resources to the request. If directed by action of the Board, Township Manager will proceed to complete the work within a Board-established timeline.

**Staff roles** - The Board recognizes the primary functions of staff as executing Board policy and actions taken by the Board and in keeping the Board informed. The Board expects the Township Manager to not cause or allow any practice, activity, decision or circumstance which is either illegal, immoral, imprudent, or in violation of community accepted business and professional ethics. Staff is obligated to take guidance and direction only from the Board as a whole, through the Township Manager, or from the appropriate management supervisors. Staff is directed to reject any attempts by individual members of the Board to unduly direct or otherwise pressure them into making, changing or otherwise influencing recommendations.

**Board/Staff Relationship** - It is the intent of staff to ensure Board members have free access to information from the Township and to ensure that such information is communicated completely and with candor to those making the request. However, Board members must avoid intrusion into those areas that are the responsibility of staff. Individual Board members may not intervene in staff decision-making, the development of staff recommendations, scheduling of work, attending staff meetings internally or externally and executing department priorities without the prior knowledge and approval of the Board of Supervisors as a whole. This is necessary to allow staff to execute priorities given by management and the Board as a whole without fear of reprisal. A Department Head or the Manager may request the attendance of a Board member at specific staff-directed meetings at their discretion. The

Township Manager should be informed of and give prior approval to any such request.

Individual members of the Board of Supervisors shall not make attempts to pressure or influence staff decisions, recommendations, workloads, schedules, and department priorities. If a Board member wishes to influence the actions, decisions, recommendations, workloads, work schedule, and priorities of staff, that member must prevail upon the Board to do so as a matter of Board policy to be implemented by the Township Manager.

**Communications Between Staff and Board Members** - In general, requests for information or opinions from staff should be submitted by email. All email communication between Board members and staff is considered to be official business. In general, communication between a Board member and staff that is routine in nature, for example, confirming meeting times, places, coordinating travel or registrations is not required to be shared with the entire Board. All Board members should be copied on all correspondence involving requests for information including, but not limited to historical, policy-related, project status, requests for items to be placed on the agenda, and other such communications.

#### **4. Meeting Rules of Order**

**General Procedures** - Under the Administrative Code of the Township, the guiding rules of order are defined as the latest edition of Robert's Rules of Order - Newly Revised. The administrative code also includes several special rules of order as modifications. Any issue of procedure relating to the conduct of a meeting or hearing not otherwise provided for herein may be determined by the Chairman of the Board, subject to appeal to the full Board, as specified in Robert's Rules of Order.

In addition, to Robert's Rules and special rules of order, the board can adopt, as part of this Resolution, standing rules of order. These are rules that generally apply to meetings but which can be suspended at any given meeting by a majority vote of the Board.

**Standing Rules of Order-** The Board has adopted the following Standing Rules of Order:

- On all votes that are not unanimous, the minutes shall reflect the names of Board members who voted against a motion.
- An individual Board member may vote against a motion that he or she introduces.

**Public Hearings** - As detailed in the Township Charter, residents of Ferguson Township have a right to bring issues of concern to the Board. In addition, public hearings include an opportunity for citizens to address the Board on the topic of the hearing. In order to facilitate public input while allowing time for the Board to address other items of business in a timely fashion, such comment will be limited to five minutes per speaker. This time can be extended at the discretion of the Chair. The Chair can limit total time allotted to public comment at any meeting, subject to appeal by the Board.

**Executive Sessions and Confidential Information** - Executive Session meetings are special meetings of the Board that are closed to the public. From time to time, the Board will meet in executive session to discuss particular matters as outlined in the Township Home Rule Charter

and the Pennsylvania Sunshine Act. The purpose of an executive session is to discuss matters that are not public as defined by Pennsylvania law and/or which involve sensitive matters that cannot be carried out in public. These sessions are closed to the public and are not recorded. Individual staff members, legal counsel, or others having information relevant to the topic of discussion will be included in the meeting at the invitation of the Board. Executive session discussions involve sensitive or protected information and that information must be kept confidential. Members of the Board, employees of the Township, or anyone else present shall not disclose to any person, including affected/opposing parties, the press, or any other person, the content or substance of any discussion which takes place in a closed session without the Board's direction and concurrence.

In addition, members of the Board may occasionally receive information that is not considered public under the Pennsylvania right to know laws. Such information will be marked "Confidential" and should not be disclosed to anyone other than Board members or relevant staff without the direction and concurrence of the Board, as a whole.

**Board Member Requests to Place Items on the Agenda** - Board members are encouraged to present items for consideration, discussion, and action at Regular Meetings of the Board of Supervisors. In order to ensure consistency and impartiality, the Board agrees that the following procedure shall be followed when individual members are requesting items be placed on the agenda for discussion and action:

A Board member shall write an agenda item proposal which aligns with or shapes the Board's strategic direction. The proposal shall include the following items:

- A general background on the issue to be taken up and an explanation of its current status;
- Defining the issue and its relevance to the Board's ongoing work including why it should be a part of the Board's strategic direction;
- Describing what, if any, legislative or informational action is to be taken up;
- A recommended motion that includes the action proposed to be taken by the Board; and
- Any supporting data or relevant documents to accompany the proposed item.

The proposed item shall be included as part of the Consent Agenda for consideration at the next scheduled Regular Meeting. Board members may vote on the item as part of the Consent Agenda, in which case an affirmative vote shall direct staff to place the item on the next Regular Meeting agenda as "New Business." Any individual Board member may request a proposed agenda item be removed from the Consent Agenda for discussion under "New Business" of that meeting's agenda. Upon further discussion, the Board Chair shall call for a voice vote to determine whether that item will be placed on the following Regular Meeting agenda for discussion and action.

Board members are encouraged, but not required to work with the Township Manager to draft proposed agenda items and recommended motions for consideration. Should the Board agree that a proposed agenda item should be placed on the next scheduled Regular Meeting agenda, the requester will work with staff and/or subject matter experts to provide relevant information, documents, presentations to the Board, and other applicable resources for inclusion in the agenda packet. Background materials for the proposed agenda item should be provided to the

Township Manager no later than the Wednesday before the Regular Meeting it is to be included on.

It is recognized that Township staff is exempt from this policy. Furthermore, it is recognized that Board members requesting items be placed on the agenda that are time sensitive may be exempt from this policy at the discretion of the Township Manager. Examples of this may include, but are not limited to requests for action from COG or Regional Committees and requests for letters of support for local initiatives. In such cases, the Township Manager may place the item under "New Business" on the next Regular Meeting agenda.