

# FERGUSON TOWNSHIP BOARD OF SUPERVISORS

Regular Meeting Agenda  
Tuesday, February 15, 2022

7:00 PM

## MEETING PARTICIPATION OPTIONS

### VIRTUAL:

Join Zoom Meeting Link:

<https://us02web.zoom.us/j/87031665680>

Meeting ID: 870 3166 5680

[Zoom Access Instructions](#)

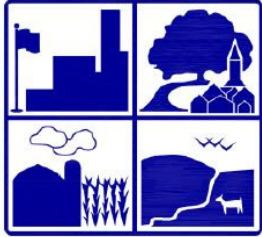
### IN-PERSON:

Ferguson Township Municipal Building  
Main Meeting Room  
3147 Research Drive  
State College, PA

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- I. CALL TO ORDER
  - II. CITIZENS INPUT
  - III. APPROVAL OF MINUTES
  - IV. AUTHORITIES, BOARDS, AND COMMISSION REPORTS
    - a. Schlow Regional Library Report
    - b. Centre Region Parks and Recreation Authority Report – *written report*
  - V. SPECIAL REPORTS
    - a. COVID-19 Local Response Report
    - b. Township and Fiscal Responsibility – Update on Pine Grove Mills Streetlight Improvement Project
  - VI. COG REGIONAL REPORTS
  - VII. STAFF REPORTS
  - VIII. UNFINISHED BUSINESS
    1. Continued Discussion on Ferguson Township Strategic Plan Update
    2. Public Hearing– Resolution Amending Ferguson Township Agricultural Security Area
    3. Authorization of Public Hearing - Chapter 16 Parks and Recreation, Chapter 22 Subdivision and Land Development Ordinance, and Chapter 27 Zoning Ordinance
  - IX. NEW BUSINESS
    1. Consent Agenda
    2. Appointment of Interim Ferguson Township Manager and Interim Township Secretary
    3. Public Hearing Adopting Act 537 Sewage Facilities Plan Update
    4. Award contract 2022-C14 Street Tree Planting
    5. Centre Region Bike Plan Bicycle Facilities Map and Tables Discussion
    6. Board Member Request - Proclamation Recognizing Black History Month
  - X. COMMUNICATIONS TO THE BOARD
  - XI. CALENDAR ITEMS
  - XII. ADJOURNMENT



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# TOWNSHIP OF FERGUSON

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## **BOARD OF SUPERVISORS**

### **Regular Meeting Agenda**

### **Tuesday, February 15, 2022**

### **7:00 p.m.**

- I. CALL TO ORDER**
- II. CITIZEN'S INPUT**
- III. APPROVAL OF MINUTES**
  - a. January 18, 2022 Board of Supervisors Regular Meeting Minutes
- IV. AUTHORITIES, BOARDS, AND COMMISSIONS REPORT**
  - a. Schlow Regional Library Report
  - b. Centre Region Parks and Recreation Authority Report – *written report*
- V. SPECIAL REPORTS** 10 minutes
  - a. COVID-19 Local Response Report – Centrice Martin, Acting Township Manager
  - b. Diversity, Equity, and Inclusionary Initiatives – no report
  - c. Township and Fiscal Responsibility – *Pine Grove Mills Streetlight Improvement Project, Jennifer Harrington, Barton Associates and David Modricker, Director of Public Works*
  - d. Community and Economic Development – no report
  - e. Environment – no report
- VI. COG AND REGIONAL COMMITTEE REPORTS** 10 minutes
  - 1. COG COMMITTEE REPORTS**
    - a. Facilities Committee
    - b. Human Resources Committee
    - c. LUCI Committee
    - d. Public Safety Committee
    - e. Parks & Recreation Governance Ad Hoc
    - f. Finance Committee
    - g. Climate Action & Sustainability
  - 2. OTHER COMMITTEE REPORTS**
- VII. STAFF REPORTS**
  - a. Manager's Report
  - b. Public Works Director Report
  - c. Planning and Zoning Report – *no written report*
  - d. Chief of Police

## VIII. UNFINISHED BUSINESS

### 1. DISCUSSION ON THE UPDATE TO THE FERGUSON TOWNSHIP STRATEGIC PLAN

*Peter Melan, Polity, Inc.*

60 minutes

#### Narrative

The Board reviewed and discussed the draft Strategic Plan Update at their February 1<sup>st</sup> meeting. Mr. Melan is in attendance to review each goal item and action items with the Board for comments and will present staff with an updated draft copy of the Plan by February 18. As considered by the Board, staff is prepared to recommend additional action steps that correspond with the identified goals to be included for Board review at the March 1<sup>st</sup> Regular Meeting. The Board will take public comment at each Regular Meeting discussing the Update to the Strategic Plan. Mr. Melan is scheduled for either an in-person or virtual meeting to further facilitate discussion with the Board on the Plan and one (1) in-person meeting. The Board should consider that any additional meetings or a timeline extension may result in staff working with the consultants to bring a contract addendum for consideration.

#### Staff Recommendation

That the Board of Supervisors *discuss and provide comment on the goals in the draft strategic plan.*

### 2. A PUBLIC HEARING ON A RESOLUTION OF THE FERGUSON TOWNSHIP BOARD OF SUPERVISORS APPROVING AN AMENDMENT TO THE FERGUSON TOWNSHIP AGRICULTURAL SECURITY AREA BY ADDING AN ADDITIONAL 50.73 ACRES INCLUDED IN TAX PARCEL NO. 24-008-,008-,0000 AND TAX PARCEL 24-008-,008A,0000 OWNED BY DAVID BURKET.

*Centrice Martin, Acting Township Manager*

10 minutes

#### Narrative

On January 18, 2022, The Board was informed and acknowledged Mr. Burket's application that proposed the addition of 50.73 acres included in Tax Parcel No. 24-008-,008-,0000 and Tax Parcel No. 24-008-,008A,0000 to the Ferguson Township Agricultural Security Area (ASA). In accordance with the Agricultural Area Security Law (Act 43 of 1981), the Board of Supervisors referred Mr. Burket's application to the Ferguson Township Planning Commission and the Centre County Planning and Community Development Office for review and consideration of this proposal for modification to the Ferguson Township Agricultural Security Area. Provided with this agenda are two reports of acceptance by the agencies charged to review for a recommendation.

The Agricultural Area Security Law requires a public hearing on the review and consideration of proposed modifications to Ferguson Township Agricultural Security Area. The Board must take action to approve or deny the request for modification within 180 days from the date when the application was originally submitted. Provided with the agenda is a proposed resolution to approve an amendment to the Township's ASA. As part of an approval, the Township will file forthwith in the Office of the Recorder of Deeds of Centre County, Pennsylvania and notify the Pennsylvania Secretary of Agriculture.

*Recommended motion: That the Board of Supervisors adopt the resolution approving the addition of the David Burket properties, Tax Parcel No. 24-008-008-,0000 and Tax Parcel No. 24-008-,008A,0000, consisting of 50.73 acres to the Township's Agricultural Security Area.*

**Staff Recommendation**

That the Board of Supervisors **adopt** the resolution.

**3. AUTHORIZATION OF A PUBLIC HEARING ON AN ORDINANCE OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, AMENDING CHAPTER 16, PARKS AND RECREATION, PART 1, SECTION 106 AND 107, CHAPTER 22, SUBDIVISION AND LAND DEVELOPMENT, AND CHAPTER 27, ZONING BY AMENDING SECTIONS AS DESCRIBED IN EXHIBIT "A".**

*Jenna Wargo, Director of Planning and Zoning*

25 minutes

**Narrative**

In November 2019, the Township completed its comprehensive update to the Zoning and Subdivision and Land Development Ordinance. Since the amendments, staff have been tracking errors and omissions while interpreting the ordinances and is recommending additional amendments to address these issues. The Board was provided a draft during the November 1, 2021, December 6, 2021, January 3, 2022, January 18, 2022, regular meetings and the February 8, 2022, work session. Provided with the agenda is the draft amendments for each chapter as provided to Centre County Office of Planning & Community Development and Centre Regional Planning Commission.

*Recommended Motion: That the Board of Supervisors authorize advertisement of a public hearing for March 15, 2022, on an ordinance amending Chapter 16, Parks and Recreation; Chapter 22, Subdivision and Land Development; and Chapter 27, Zoning.*

**Staff Recommendation**

That the Board of Supervisors **authorize** a public hearing on the ordinance amendments for March 15, 2022.

**IX. NEW BUSINESS**

**1. CONSENT AGENDA**

5 minutes

- a. 2022 Ferguson Township Tree Commission Work Plan
- b. Contract 2018-PWGG, Pay App 9 Final: \$24,139.23

**2. APPOINTMENT OF INTERIM FERGUSON TOWNSHIP MANAGER AND SECRETARY**

*Centrice Martin, Acting Township Manager*

5 minutes

**Narrative**

Assistant Township Manager is appointed as Acting Manager during the absence of the Township Manager in accordance with the Administrative Code, Chapter 1, Part 2, Section 207 from February 12, 2022, until February 28, 2022. Beginning on March 1, 2022, the Ferguson Township Manager position will be vacant until the Ferguson Township Board of Supervisors appoint a Ferguson Township Manager. Township Manager David Pribulka recommended in an executive session held on December 27, 2021, that the Board of Supervisors consider Assistant Township Manager Centrice Martin be appointed and supported as interim until the Township Manager position is filled. The Board of Supervisors is being asked to formally approve the appointment of the Assistant Township Manager Centrice Martin as the Interim Manager to serve in accordance with the Ferguson Township Home Rule Charter, as outlined in Article III, Township Manager, until a new Township

Manager to serve as the chief executive and administrative official of the Township government.

*Recommended motion: That the Board of Supervisors approve the appointment of the Assistant Township Manager Centrice Martin as the Interim Manager, effective March 1, 2022, to serve in accordance with the Ferguson Township Home Rule Charter, Article III, Township Manager, and as Interim Secretary to fulfill the duties of Secretary to the Board of Supervisors until the Board appoints a new Township Manager.*

**Staff Recommendation**

That the Board of Supervisors **approve** the appointment of Assistant Manager Centrice Martin to serve as the Interim Ferguson Township Manager and Interim Ferguson Township Secretary.

**3. A PUBLIC HEARING ON A RESOLUTION AMENDING OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA (HEREINAFTER THE "TOWNSHIP") ADOPTING AN ACT 537 SEWAGE FACILITIES PLAN UPDATE.**

*Centrice Martin, Acting Township Manager*

*5 minutes*

**Narrative**

Provided with the agenda is a copy of the resolution advertised for public hearing to approve an amendment to the Centre Region Act 537 Sewage Facilities Plan. The State College Borough intends to upgrade its sewage collection system by upsizing 2,100 linear feet of pipeline in the Atherton Street area and 5,150 linear feet of pipeline in the Calder Way area. Ferguson Township and all other municipalities in the Sewer Service Area must approve any revisions to the Act 537 Plan. The link to the Special Study for the Calder Way and Atherton Street Sewer Main Replacement Project is below. Corey Rilk, Senior Planner with the Regional Planning Agency, will be present to report on the study and respond to any questions the Board may have on this item.

[Act 537 Special Study for the Calder Way and Atherton Street Sewer Main Replacement Projects](#)

*Recommended motion: That the Board of Supervisors adopt the resolution adopting an Act 537 Sewage Facilities Plan Update.*

**Staff Recommendation**

That the Board of Supervisors **adopt** the resolution.

**4. AWARD OF CONTRACT 2022-C14 – STREET TREE PLANTING**

*David Modricker, Director of Public Works*

*10 minutes*

**Narrative**

On February 1, 2022, bids were opened publicly and read aloud for contract 2022-C14 Street Tree Planting. The bid was advertised in the Centre Daily Times and was sent to potential bidders. The contract involves planting 77 street trees at various locations in the Township. Provided with the agenda is a memorandum from David Modricker, Public Works Director dated February 2, 2022, recommending award of the contract.

*Recommended Motion: That the Board of Supervisors award Contract 2022-C14 Street Tree Planting, to Greene's Landscape, Inc., in accordance with their bid in the amount of \$28,879.00.*

**Staff Recommendation**

That the Board of Supervisors **award** Contract 2022-C14 to Greene’s Landscape, Inc.

**5. DISCUSSION ON UPDATE TO CENTRE REGION BIKE PLAN BICYCLE FACILITIES MAP AND TABLES**

*Centrice Martin, Acting Township Manager*

*25 minutes*

**Narrative**

The Council of Governments (COG) General Forum adopted the Centre Region Bike Plan at its regular meeting in 2015. The Centre Region Bike Plan identifies gaps in the Centre Region bicycle network, increases the recognition that bicycles are a form of transportation, and identifies recommendations to make bicycling a more viable transportation option. At the time the Bike Plan was adopted, there was not an established process to perform bicycle facility updates to the existing Plan on a regular basis. Centre Region Planning Agency (CRPA) recommended in 2021 that the maps and tables be updated to reflect current conditions because some member participant municipalities have constructed new bicycle facilities, adopted bike plans, and amended Municipal Official Maps to include or remove bicycle facilities.

An update to the Centre Region Bike Plan Maps and Tables was discussed at the September 2, 2021, joint meeting of the COG Public Safety Environmental (PSE) and Transportation and Land Use (TLU) Committees, members authorized CRPA staff to revise the Bike Plan maps and tables. Provided with the agenda are draft maps and tables that include bike facilities that were constructed, and facilities approved via formal action by municipal governing bodies or included in adopted plans or Municipal Official Maps. The updated information will provide residents and visitors accurate information on bike facilities in the Region. The updated maps and tables were presented to the Land Use and Community Infrastructure (LUCI) Committee to request that comments be forwarded to Centre Region Planning Agency staff by Thursday, February 17.

The updated maps show the most accurate depiction of bike facilities that exist and those that have been formally proposed since the Plan was adopted in 2015. Since late 2021, CRPA staff has worked closely with your staff to collect this information and include it in the draft materials that were presented to the LUCI Committee on February 3.

*Recommended motion: That the Board of Supervisors direct the Acting Township Manager to forward its comments on the draft 2022 Centre Region Bike Plan Maps and Tables to Senior Planner with Centre Region Planning Agency no later than February 17, 2022.*

**Staff Recommendation**

That the Board of Supervisors **review** and **comment** on the draft 2022 Centre Region Bike Plan Maps and Tables.

**6. BOARD MEMBER REQUEST - PROCLAMATION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA TO OFFICIALLY RECOGNIZE BLACK HISTORY MONTH OF 2022**

*Tierra Williams, Township Supervisor*

*5 minutes*

**Narrative**

Ferguson Township recognizes the importance of Black History Month for many Black American communities and for Americans of African origin. Black History Month serves as

both a celebration and a powerful reminder that black history is part of American history and black stories are essential to the ongoing story of America. "...It is essential that we take time to celebrate the immeasurable contributions of Black Americans, honor the legacies and achievements of generations past, reckon with centuries, and confront those injustices that still fester today," as stated by President Joseph R. Biden Jr. in a media release dated January 31, 2022. The Board of Supervisors is asked to consider the proclamation provided with the agenda.

*Recommended Motion: That the Board of Supervisors adopt the Proclamation of the Township of Ferguson, Centre County Pennsylvania officially recognizing Black History Month of 2022.*

**Staff Recommendation**

That the Board of Supervisors **adopt** the Proclamation.

**X. COMMUNICATIONS TO THE BOARD**

**XI. CALENDAR ITEMS – February/March**

- a. Ferguson Township Upcoming Meetings
  1. Planning Commission, Monday, February 28, March 14, 28
  2. Board of Supervisors Worksession, March 8
  3. Parks and Recreation Committee, March 10
  4. Tree Commission, February 28, March 21
  5. Pine Grove Mills Small Area Advisory Committee, February 24, March 24

**XII. ADJOURNMENT**