

FERGUSON TOWNSHIP BOARD OF SUPERVISORS

Regular Meeting Agenda

Tuesday, May 15, 2023

7:00 PM

MEETING PARTICIPATION OPTIONS

VIRTUAL:

Join Zoom Meeting Link:

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

Meeting ID: 834 0630 5774

[Zoom Access Instructions](#)

IN-PERSON:

Ferguson Township Municipal Building

Main Meeting Room

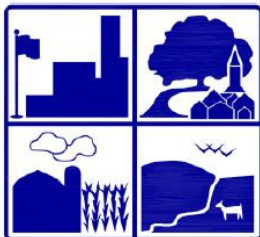
3147 Research Drive

State College, PA

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- I. CALL TO ORDER
 - II. PLEDGE OF ALLEGIANCE
 - III. ANNOUNCEMENTS
 - IV. PUBLIC INPUT
 - V. APPROVAL OF MINUTES
 - VI. AUTHORITIES, BOARDS, AND COMMISSION REPORTS
 - VII. SPECIAL REPORTS
 - VIII. COG AND REGIONAL REPORTS
 - IX. STAFF REPORTS
 - X. UNFINISHED BUSINESS - None
 - XI. NEW BUSINESS
 - a. Consent Agenda
 - b. Public Hearing Certifying Local Match for CATA Fiscal Year 2023-2024
 - c. Public Hearing Authorizing Filing of Grant Application to Appalachian Regional Commission (ARC)
 - d. Public Hearing Authorizing Submission of Grant Application from PADOT for 2024-2026 Traffic Safety
 - e. Public Hearing Repealing Resolution 2006-24 & Adopting Amended Procurement Policy
 - f. Discussion – Update to Centre Region Building Safety & Property Maintenance Code
 - g. Zoning Variance - 2616 Tadpole Road
 - XII. COMMUNICATIONS TO THE BOARD
 - XIII. CALENDAR ITEMS
 - XIV. ADJOURNMENT



Visit the Township's Web Site www.twp.ferguson.pa.us and sign up for *Notify Me!* to receive email notices about Township Information.



TOWNSHIP OF FERGUSON

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BOARD OF SUPERVISORS

Regular Meeting Agenda

Monday, May 15, 2023

7:00 P.M.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ANNOUNCEMENTS

- a. A Proclamation of the Township of Ferguson, Centre County, Pennsylvania to recognize May 2023 as Asian American and Pacific Islander Heritage Month.
- b. A Proclamation of the Township of Ferguson, Centre County, Pennsylvania to recognize Ferguson Township Police Department for outstanding achievement lead by Detective Caleb Clouse.
- c. A Proclamation of the Township of Ferguson, Centre County, Pennsylvania to recognize and honor Sergeant Adam Hartswick.

IV. PUBLIC INPUT

V. APPROVAL OF MINUTES

1. May 2, 2023 – Board of Supervisors Regular Meeting

VI. AUTHORITIES, BOARDS, AND COMMISSION REPORTS

VII. SPECIAL REPORTS

1. Diversity, Equity, and Inclusionary Initiatives and Acknowledgements – Jewish-American Heritage Month, National Asian American and South Pacific Islander Heritage Month, Bike Month, Police Week, 5/15-21, EMS Week 5/21-27, Public Works Week 5/21-27, Administrative Offices Closed for Memorial Day 5/29.
2. Township and Fiscal Responsibility – no report.
3. Community and Economic Development – no report.
4. Environment – no report.

VIII. COG AND REGIONAL COMMITTEE REPORTS

1. COG COMMITTEE REPORTS

15 minutes

- a. Human Resources Committee
- b. Land Use and Community Infrastructure/Centre Region Planning Commission
- c. Climate Action & Sustainability Committee – Cancellation notice
- d. Public Safety Committee
- e. Facilities/Finance Committee

2. OTHER COMMITTEE REPORTS

IX. STAFF REPORTS

5 minutes

1. Manager's Report
2. Public Works Director
3. Planning & Zoning Director
4. Chief of Police

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

1. CONSENT AGENDA

5 minutes

- a. Agreement for phone replacement
- b. Acceptance of Ms. Shannon Holliday's resignation, with regrets, from Pine Grove Mills Small Area Plan Advisory Committee
- c. Reject Bid 2022-C16 Accessible Pedestrian Signals and Ramp Upgrades Bids and Cancel Contract.
- d. Pay Application: 2018-C20U Park Hills Drainage; \$98,287.19
- e. Pay Application: Myco Mechanical, Inc. for payment 2 for contract 2022-C20; \$102,663.00
- f. Approve joining the Pennsylvania Municipal League and other Pennsylvania Local Government Associations in an Amicus Curiae brief in support of the Borough of West Chester in its appeal to the Pennsylvania Supreme Court concerning the Commonwealth Court's ruling in West Chester Borough vs. PA State System of Higher Education and West Chester University.
- g. Rescind Resolution No. 2023-10 as Happy Valley Adventure Bureau will transfer the grant application to Millheim Borough for the grant administration of the Rt. 45 Getaways Event.

2. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA CERTIFYING PROVISION OF LOCAL MATCH FOR STATE OPERATING AND CAPITAL FINANCIAL ASSISTANCE TO THE CENTRE AREA TRANSPORTATION AUTHORITY FOR FISCAL YEAR 2023 - 2024.

Centrice Martin, Township Manager

10 minutes

Narrative

Provided with the agenda is a copy of the resolution establishing the Township's contribution to the Centre Area Transportation Authority (CATA) for operating funds in an amount of \$137, 248.00 and capital funding in an amount of \$18,595.00 for the CATA fiscal year beginning July 1, 2023, and ending June 30, 2023. Contributions for the 2022 - 2023 CATA fiscal year totaled \$129,976.00 for operating funds and \$17,620.00 for capital funding.

Recommended motion: That the Board of Supervisors adopt the resolution certifying provision of local match for State Operating and Capital Financial Assistance to the Centre Area Transportation Authority for fiscal year 2023 - 2024.

Staff Recommendation

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

- 3. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, AUTHORIZING THE FILING OF THE GRANT APPLICATION TO THE APPALACHIAN REGIONAL COMMISSION (ARC) FOR FUNDING ADMINISTERED THROUGH THE AREA DEVELOPMENT PROGRAM FOR AN ECONOMIC DEVELOPMENT PLAN THAT STRENGTHENS THE TOWNSHIP'S INFRASTRUCTURE, BUSINESSES, AND WORKFORCE.** 10 minutes

Centrice Martin, Township Manager

Narrative

Provided with the agenda is a copy of the resolution for authorization for a grant application submission to Appalachian Regional Commission. This opportunity is for a grant match to obtain a consultant for assistance with design and development of a master plan pursuing economic and enterprise strategies that promote economic diversification from within the Township. The Appalachian Regional Commission administers the Area Development Program and relies on a flexible "bottom up" approach to economic development, empowering communities to design impactful investment opportunities that support their mission and investment priorities.

Recommended motion: That the Board of Supervisors adopt the resolution and authorize the Township Manager to file a grant application with the Appalachian Regional Commission.

Staff Recommendation

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

- 4. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR A GRANT FROM THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR THE 2024 – 2026 CENTRE COUNTY TRAFFIC SAFETY GRANT AND AUTHORIZING THE TOWNSHIP MANAGER TO SIGN ALL DOCUMENTS RELATED TO THE GRANT ON BEHALF OF THE TOWNSHIP OF FERGUSON.**

John Petrick, Chief of Police

5 minutes

Narrative

Provided with the agenda is a copy of the resolution authorizing the submission of the Pennsylvania Department of Transportation's FFY2024-2026 Police Traffic Services Enforcement Grant Program. The grant will provide funding for enforcement activities in Ferguson Township, Patton Township, Spring Township, State College Borough, and the Centre County Sheriff's Department. The grant encompasses funding for DUI enforcement, Aggressive Driving, Unrestrained drivers (seat belts) Enforcement and Pedestrian Safety.

According to early estimates of 2022 crash data, approximately 445 traffic-related fatalities involved an impaired driver, 352 motorists were fatally injured while unrestrained, 116 lost their lives in an aggressive driving-related crash, 166 people died due to speeding crashes and 184 pedestrians were killed. This grant program is aimed at addressing the largest contributing factors resulting in a traffic-related fatality. These factors include impaired driving, seat belt usage, aggressive driving/speeding, and pedestrian safety.

Recommended Motion: That the Board of Supervisors adopt the resolution authorizing the submission of an application for a grant from Pennsylvania Department of Transportation's FFY2024-2026 Police Traffic Services Enforcement Grant Program and authorizing the Township Manager to sign all documents related to the grant on behalf of the Township.

Staff Recommendation

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

- 5. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA REPEALING RESOLUTION 2006-24 AUTHORIZING THE ISSUANCE OF INDIVIDUAL PROCUREMENT CARDS THROUGH PFM FINANCIAL SERVICES LLC. AND ADOPTING AN AMENDED PROCUREMENT CARD POLICY.** 10 minutes

Centrice Martin, Township Manager

Narrative

Provided with the agenda is an updated version of the 2006 procurement card policy that details the management for process and practice for the use of Township procurement cards.

Recommended Motion: That the Board of Supervisors repeal Resolution 2006-24 and adopt the resolution to amend the purchasing and procurement policy.

Staff Recommendation

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

- 6. DISCUSSION ON UPDATE TO THE CENTRE REGION BUILDING SAFETY AND PROPERTY MAINTENANCE CODE** 15 minutes

Centrice Martin, Township Manager

Narrative

Centre Region Code Administration proposes changes to the Centre Region Building Safety and Property Maintenance Code, 2017 edition (PM Code). Centre Region Code Administration conducted a participatory process with stakeholders to receive input for changes to the Code. Provided with the agenda is a copy of the changes in track changes. On May 2, 2023, Walt Schneider, Director of Centre Region Code Administration, provided an overview of the amendment to staff. The Board of Supervisors is asked to discuss the Code prior to the enactment tentatively scheduled for June. Mr. Schneider is in attendance to discuss the amendment with the Board. The Board is asked to continue the review of the code, provide feedback for additional information, and raise any questions regarding proposed amendments. No action is required.

Staff Recommendation

That the Board of Supervisors **discuss** the amendments.

- 7. ZONING VARIANCE—2616 TADPOLE ROAD** 10 minutes

Jenna Wargo, Director of Planning and Zoning

Narrative

On April 24, 2023, Merle Eyer submitted an application for a variance hearing at 24-006-046B-0000. The property is zoned Rural Residential (RR) and the applicant is requesting a variance from the RR setback requirements to add an addition to the 20' x 30' existing structure. The additional would encroach 10' into the setback.

Recommended Motion: That the Board of Supervisors remain neutral.

Staff Recommendation

That the Board of Supervisors **remain** neutral.

XII. COMMUNICATIONS TO THE BOARD

XIII. CALENDAR ITEMS – May

Election Day, May 16

Planning Commission, May 22

Spring Bulk Waste Collection, May 22-26

Pine Grove Mills Small Area Plan Advisory Committee, May 25

XIV. ADJOURNMENT