

FERGUSON TOWNSHIP BOARD OF SUPERVISORS

**Regular Meeting Agenda
Tuesday, August 16, 2022**

7:00 PM

MEETING PARTICIPATION OPTIONS

VIRTUAL:

Join Zoom Meeting Link:

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

Meeting ID: 870 3166 5680

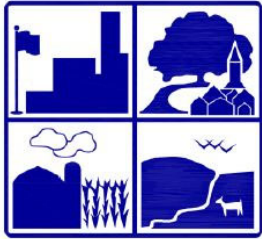
[Zoom Access Instructions](#)

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. SWEARING IN OF JEREMIE THOMPSON AS WARD II SUPERVISOR**
 - IV. APPROVAL OF MINUTES**
 - V. AUTHORITIES, BOARDS, AND COMMISSION REPORTS**
 - VI. SPECIAL REPORTS**
 - VII. COG REGIONAL REPORTS**
 - VIII. STAFF REPORTS**
 - IX. UNFINISHED BUSINESS**
 - 1. Public Hearing adopting Ferguson Township 2023-2027 CIP Budget
 - 2. Public Hearing Ordinance amending Chapter 16, Parks and Recreation
 - 3. Review CRCOG 2023 Program Plan and Draft 2023-2027 CIP
 - 4. Update on Agricultural Properties Stormwater Management Utility Fee Exemption
 - X. NEW BUSINESS**
 - 1. Consent Agenda
 - 2. Board Member Request – Proclamation on Black August
 - 3. Public Hearing accepting Grant of Easement from PSU through 19-3-100
 - 4. Resolution authorizing Disposition of Records
 - 5. Appointment of voting delegate to PA Municipal League Annual Summit Resolution Committee
 - XI. COMMUNICATIONS TO THE BOARD**
 - XII. CALENDAR ITEMS**
 - XIII. ADJOURNMENT**





TOWNSHIP OF FERGUSON

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BOARD OF SUPERVISORS

Regular Meeting Agenda

Tuesday, August 16, 2022

7:00 p.m.

- I. CALL TO ORDER**
- II. CITIZEN'S INPUT** 5 minutes per resident
- III. SWEARING IN OF JEREMIE THOMPSON AS WARD II SUPERVISORS**
- IV. APPROVAL OF MINUTES**
 - 1. July 12, 2022, Board of Supervisors Worksession Minutes
- V. AUTHORITIES, BOARDS, AND COMMISSIONS REPORT** 0 minutes
- VI. SPECIAL REPORTS AND ACKNOWLEDGEMENTS** 10 minutes
 - 1. Diversity, Equity, and Inclusionary Initiatives – Month-long Observance – Black August
 - 2. Township and Fiscal Responsibility – Introduction to Aaron Jolin, Stormwater Engineer
 - 3. Community and Economic Development – Route 45 Getaways weeklong event concludes successfully
 - 4. Environment – no report.
- VII. COG AND REGIONAL COMMITTEE REPORTS** 20 minutes
 - 1. COG COMMITTEE REPORT**
 - a. Human Resources Committee
 - b. Land Use and Community Infrastructure (LUCI) Committee
 - c. Climate Action and Sustainability Committee
 - d. Public Safety Committee cancellation notice
 - 2. OTHER COMMITTEE REPORTS**
- VIII. STAFF REPORTS**
 - 1. Township Manager's Report
 - 2. Public Works Director Report
 - 3. Planning and Zoning Report
 - 4. Chief of Police Report
- IX. UNFINISHED BUSINESS**
 - 1. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA ADOPTING THE 2023 – 2027 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET.** 20 minutes
Centrice Martin, Township Manager

Narrative

At the August 2 Regular Meeting the Board authorized a public hearing on the 2023 – 2027 Capital Improvement Plan (CIP). The CIP was presented by the Township Manager and reviewed by the Board of Supervisors at two special public meetings, as well as a mobile road tour. The changes requested by the Board at the August 2 meeting have been incorporated into the document. Provided with the agenda is a copy of the resolution as advertised for Public Hearing. A link to the revised 2023 – 2027 CIP is provided below the narrative.

- [2023-2027 Proposed Capital Improvement Plan Budget](#)

Recommended motion: That the Board of Supervisors adopt the resolution for the 2023 – 2027 Capital Improvement Program Plan.

Staff Recommendation

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

2. **A PUBLIC HEARING ON AN ORDINANCE OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, AMENDING CHAPTER 16, PARKS AND RECREATION, SECTION 101, DEFINITIONS, SECTION 102, INTERPRETATION OF RULES AND REGULATIONS, SECTION 103, CONDUCT PROHIBITED IN PARKS, SECTION 105, TRAFFIC CONTROL, SECTION 106, REGULATED USES, AND SECTION 107, CENTRE REGION PARKS AND RECREATION DEPARTMENT.** 15 minutes

Jenna Wargo, Director of Planning and Zoning

Narrative

In March 2022, the Board of Supervisors adopted Ordinance No. 1076 that captured outstanding amendments from the Township’s comprehensive update to the Zoning and Subdivision and Land Development Ordinances (November 2019).

At the March 15, 2022, meeting, the Board requested an additional review of Chapter 16—Parks and Recreation, for consistency with the amendments made to §27-723—Mobile Food Vendors.

At the July 19, 2022, Board of Supervisors meeting, a redlined draft amendment was provided to the Board for review and authorization for advertisement of a public hearing on August 16, 2022, to amend Chapter 16—Parks and Recreation.

Provided with the agenda is the draft amendment to Chapter 16 and the redlined version.

Recommended Motion: That the Board of Supervisors adopt the Ordinance amending Chapter 16, Parks and Recreation, Section 101, Definitions, Section 102, Interpretation of Rules and Regulations, Section 103, Conduct Prohibited in Parks, Section 105, Traffic Control, Section 106, Regulated Uses, and Section 107, Centre Region Parks and Recreation Department.

Staff Recommendation

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

3. **REVIEW AND DISCUSSION ON THE DRAFT 2023 CENTRE REGION COUNCIL OF GOVERNMENTS (CRCOG) PROGRAM PLAN AND DRAFT CRCOG 2023 – 2027 CAPITAL IMPROVEMENT PLAN** 90 minutes

Centrice Martin, Township Manager

Narrative

At the General Forum meeting of the Centre Region Council of Governments (CRCOG) on Monday, July 25, the 2023 – 2027 Capital Improvement Plan (CIP) was forwarded to municipalities for review and comment. The CRCOG Executive Director and Finance Director will be in attendance to respond to any questions from the Board. CRCOG staff provided a Comment Guide to assist the member municipalities in their discussions. Responses on both documents are due back to the CRCOG Executive Director by 8:00 a.m. on Thursday, August 18th. Links to each document are provided below this narrative.

- [CENTRE REGION COUNCIL OF GOVERNMENTS 2023 PROGRAM PLAN](#)
- [CENTRE REGION COUNCIL OF GOVERNMENTS DRAFT 2023 – 2027 CAPITAL IMPROVEMENT AND REPLACEMENT PLAN](#)

The Board began review and discussion on the DRAFT 2023 CRCOG Program Plan and DRAFT 2023 – 2027 Capital Improvement Plan at their monthly worksession on Tuesday, August 9. Provided with the agenda packet is a list of the comments and questions from the Board during their initial review of both CRCOG documents. The questions presented by the Board will be forwarded to the CRCOG Executive Director by August 18 for consideration and response.

Recommended motion: That the Board of Supervisors direct the Township Manager to forward its comments on the draft 2023 CRCOG Program Plan and draft 2023 – 2027 Capital Improvement Plan to the Executive Director no later than August 18.

Staff Recommendation

That the Board of Supervisors **review and comment** on the DRAFT 2023 CRCOG Program Plan and DRAFT 2023 – 2027 Capital Improvement Plan.

4. UPDATE ON THE PARTIAL EXEMPTION FOR AGRICULTURAL PROPERTIES FROM THE FERGUSON TOWNSHIP STORMWATER MANAGEMENT UTILITY FEE

Centrice Martin, Township Manager

15 minutes

Narrative

At a Regular Meeting held on August 2, the Board of Supervisors directed staff to propose an amendment to the policy that supports a partial exemption for eligible and approved agricultural properties from the stormwater management utility fee. Staff will continue to evaluate the required annual submission process for the partial exemption for agricultural properties to consider reasonable alternative options.

Staff Recommendation

That the Board of Supervisors **receive** the update.

X. NEW BUSINESS

1. CONSENT AGENDA

5 minutes

- a. Special Events Permit – PRC Annual 5K Walk/Run/Bike

2. **BOARD MEMBER REQUEST – A PROCLAMATION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, TO RECOGNIZE AND HONOR BLACK AUGUST FOR ITS LEGACY THROUGH HISTORIES, FIGURES, AND EVENTS THAT SHAPE BLACK RESISTANCE AND ART THAT DOCUMENTS BLACK FREEDOM STRUGGLES AND FREEDOM FIGHTERS** 5 minutes
Tierra Williams, Supervisor

Narrative

Provided with the agenda is a copy of the proclamation to recognize and honor Black August.

Recommended Motion: That the Board of Supervisors adopt the proclamation.

Staff Recommendation

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

3. **A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA ACCEPTING A GRANT OF EASEMENT FROM THE PENNSYLVANIA STATE UNIVERSITY THROUGH TAX PARCEL 19-3-100.** 10 Minutes
Centrice Martin, Township Manager

Narrative

Provided with the agenda is a copy of the resolution for the grant of Easement for the construction of a walking path from Suburban Park to the Vairo Boulevard Shared Use Path through Tax Parcel 19-3-100. The agreement dated July 25, 2022, is also attached to the agenda.

Recommended Motion: That the Board of Supervisors adopt the resolution approving the grant of Easement from Penn State through Tax Parcel 19-3-100.

Staff Recommendation

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

4. **A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, AUTHORIZING THE DISPOSITION OF SPECIFIC PUBLIC RECORDS IN ACCORDANCE WITH THE PROCEDURES SET FORTH IN THE RETENTION AND DISPOSITION SCHEDULE FOR RECORDS OF PENNSYLVANIA MUNICIPALITIES ISSUED JULY 16, 1993, AND AS AMENDED DECEMBER 16, 2008.** 5 minutes
Angela Kalke, Human Resource Administrator

Narrative

Provided with the agenda is a copy of a resolution advertised for public hearing providing for the disposition of certain records retained by the Township but scheduled for disposition in accordance with the Retention and Disposition Schedule for Records of Pennsylvania Municipalities. Annually, Township staff completes a listing of records that are required to be disposed of in accordance with the municipal records manual. Attached to the Resolution as Exhibit "A" is the list of storage boxes and their contents to be disposed.

Recommended motion: That the Board of Supervisors adopt the resolution authorizing the disposition of specific public records in accordance with the retention and disposition schedule for records of Pennsylvania Municipalities.

Staff Recommendation

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

5. APPOINTMENT OF VOTING DELEGATE TO THE PENNSYLVANIA MUNICIPAL LEAGUE ANNUAL SUMMIT 10 minutes

Centrice Martin, Township Manager

Narrative

The Pennsylvania Municipal League is hosting its 123rd Annual Summit in Pittsburgh, PA, from October 6 to October 9. Each year, the League requests members appoint a voting delegate to represent the municipality at the Resolutions Committee and Annual Business Meeting.

Recommended Motion: That the Board of Supervisors appoint _____ to be the Township's voting delegate at the Pennsylvania Municipal League Annual Summit.

Staff Recommendation

That the Board of Supervisors **appoint** _____ to be the Township's voting delegate at the Pennsylvania Municipal League Annual Summit.

XI. COMMUNICATIONS TO THE BOARD

XII. CALENDAR ITEMS – August/September

- a. Planning Commission, August 22, September 12, 26
- b. Pine Grove Mills SAP Advisory Committee, August 25, September 22
- c. Parks and Recreation Committee, September 8
- d. Pine Grove Mills Farmers Market, every Thursday throughout the Summer
- e. TSD Public Input Meeting, August 31
- f. Tree Commission, September 19

XIII. ADJOURNMENT