

FERGUSON TOWNSHIP BOARD OF SUPERVISORS

**Regular Meeting Agenda
Tuesday, September 20, 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

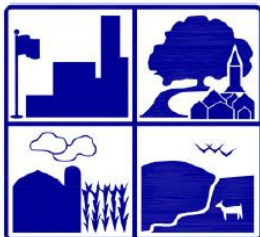
3147 Research Drive

State College, PA

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- I. CALL TO ORDER**
 - II. PLEDGE OF ALLEGIANCE**
 - III. CITIZENS INPUT**
 - IV. APPROVAL OF MINUTES**
 - V. AUTHORITIES, BOARDS, AND COMMISSION REPORTS**
 - VI. SPECIAL REPORTS**
 - VII. COG REGIONAL REPORTS**
 - VIII. STAFF REPORTS**
 - IX. UNFINISHED BUSINESS**
 - X. NEW BUSINESS**
 - 1. Consent Agenda
 - 2. Discussion – Draft letters of support for PA Senate Bill 919 and PA House Bill 1555
 - 3. Certification of 2023 Minimum Municipal Obligation for Police Pension and Non-Uniformed Pension Funds
 - 4. Authorization for Public Hearing on an Ordinance authorizing a waiver of additional fees and penalties assessed in the event tax bills are not received
 - 5. Discussion on PA Municipal League’s Resolutions to be considered by 2022 Resolutions Committee
 - 6. Discussion on 2023 Annual Appointments to Ferguson Township’s Authorities, Boards and Commissions
 - 7. Award Contract 2022-C19 Ferguson Township, Building 3 Roof Replacement
 - XI. COMMUNICATIONS TO THE BOARD**
 - XII. CALENDAR ITEMS**
 - XIII. 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

Tuesday, September 20, 2022

7:00 p.m.

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE**
- III. CITIZEN'S INPUT** 5 minutes per resident
- IV. APPROVAL OF MINUTES**
 - 1. September 6, 2022, Board of Supervisors Meeting Minutes
- V. AUTHORITIES, BOARDS, AND COMMISSIONS REPORT** 20 minutes
 - 1. State College Borough Water Authority, Ford Stryker
 - 2. Centre Area Transportation Authority, John Spsychalski
- VI. SPECIAL REPORTS AND ACKNOWLEDGEMENTS** 20 minutes
 - 1. Diversity, Equity, and Inclusionary Initiatives – Labor Day; Hispanic Heritage Month; Suicide Prevention and Awareness Month; Rosh Hashanah.
 - 2. Township and Fiscal Responsibility – no report.
 - 3. Community and Economic Development – CATAGO! And Connector Routes, Derek Sherman, Assistant ADA and On Demand Operations Manager
 - 4. Environment – no report.
- VII. COG AND REGIONAL COMMITTEE REPORTS** 25 minutes
 - 1. COG COMMITTEE REPORT**
 - a. Finance Committee
 - b. Climate Action & Sustainability Committee
 - c. Public Safety Committee
 - d. Human Resources Cancellation Notice
 - 2. OTHER COMMITTEE REPORTS**
- VIII. STAFF REPORTS**
 - 1. Township Manager's Report
 - 2. Public Works Director Report
 - 3. Planning and Zoning Director's Report
 - 4. Chief of Police Report
- IX. UNFINISHED BUSINESS - none**

X. NEW BUSINESS

1. CONSENT AGENDA

5 minutes

- a. Contract 2022-C2-Street Improvement Projects, Pay App. 1: \$596,127.72
- b. Contract 2022-C8-Pavement Markings, Pay App. 3: \$10,430.36
- c. 165 Volos Minor Land Development Plan
- d. Special Events Permit – Pine Grove Mills Car Show
- e. Donation Request – Central PA Festival of the Arts - First Night State College

2. DISCUSSION ON THE CONSIDERATION OF TWO LETTERS OF SUPPORT FOR PA SENATE BILL 919 AND PA HOUSE BILL 1555

15 minutes

Jenna Wargo, Director of Planning and Zoning

Narrative

On July 28, 2022, at a regular meeting of the Pine Grove Mills Small Area Plan Advisory Committee (PineSAP), the Committee formally requested the Board of Supervisors to consider signing letters of support for PA Senate Bill 919 and PA House Bill 1555. Both bills support local and community level solar projects which help meet the Pine Grove Mills Small Area Plan Objective 22.0—Pursue community-wide environmental impact reduction.

The PineSAP Committee has discussed impediments to residents of Pine Grove Mills in accessing renewable energy with the realization that a large portion of Pine Grove Mills residents cannot install solar panels on their houses due to their proximity to forest cover or their location in relation to Tussey Ridge. Both bills would legalize Community Solar Farms that would allow nonprofits, renters, and homeowners with poor access to sun to be able to purchase local solar power.

Provided with the agenda is a draft letter of support from PineSAP formerly requesting the Board of Supervisors to review and support the two bills.

Recommended Motion: That the Board of Supervisors support PA Senate Bill 919 and PA House Bill 1555.

Staff Recommendation

That the Board of Supervisors *discuss* the draft letters of support.

3. CERTIFICATION OF THE 2023 MINIMUM MUNICIPAL OBLIGATION FOR THE POLICE PENSION FUND AND THE NON-UNIFORMED PENSION FUND

5 minutes

Eric Endresen, Director of Finance and Tax

Narrative

In accordance with Act 205 of 1984 (amended by Act 189 of 1990), provided with the agenda is a memorandum from the Township Manager, dated September 12, 2022, describing the anticipated Minimum Municipal Obligation (MMO) for Police and Non-Uniformed Pension Plans for 2023. Act 205 requires that the minimum pension obligations for the upcoming year be calculated and submitted to the Ferguson Township Board of Supervisors prior to September 30 of each year to be adopted by resolution. The municipal cost is estimated to be \$358,749 for the Police Defined Benefit Pension Plan and \$232,097 for the Non-Uniform 401a Defined Contribution Pension Plan. The

State Aid Unit Value has not been provided at the time of this discussion the net cost to the Township, represented by the total municipal pension cost minus the State Aid Unit Value multiplied by the number of participants in each plan, cannot presently be determined. This item is for information only and no action is required by the Board.

Staff Recommendation

That the Board of Supervisors **receive** the memorandum outlining the 2023 certifications of the pension funds' minimum municipal obligations.

4. **AUTHORIZATION FOR A PUBLIC HEARING ON AN ORDINANCE OF THE TOWNSHIP OF FERGUSON TOWNSHIP, CENTRE COUNTY, PENNSYLVANIA AUTHORIZING THE WAIVER OF ADDITIONAL FEES AND PENALTIES ASSESSED, AND CERTAIN OTHER RELIEF, IN THE EVENT TAX BILLS WERE NOT RECEIVED.** 5 minutes

Jenna Wargo, Director of Planning and Zoning

Narrative

The Governor signed Act 57 of 2022 in July to amend the act of May 25, 1945 (P.L. 1050, No. 394), known as the Local Tax Collection Law, by amending Section 7 relating to "Effect of Failure to Receive Tax Notice". The intent of Act 57 of 2022 is to waive penalties and/or fees for new property owners who may not have received a real estate tax bill that was inadvertently mailed to the previous owner.

Recommended Motion: That the Board of Supervisors authorize advertisement for the public hearing on the proposed ordinance waiving additional fees and penalties, assessed, and certain other relief, in the event tax bills were not received.

Staff Recommendation

That the Board of Supervisors **authorize** advertisement of a public hearing.

5. **DISCUSSION ON THE PENNSYLVANIA MUNICIPAL LEAGUE'S RESOLUTIONS TO BE CONSIDERED BY THE 2022 RESOLUTIONS COMMITTEE**

Lisa Strickland, Supervisor

Narrative

At a previous Regular Meeting, the Board of Supervisors voted Supervisor Strickland to serve as Ferguson Township's Delegate for both the League's Resolutions Committee Meeting and Annual Business during the Municipal Leadership Summit. Provided with the agenda packet is a copy of the 2022 Resolutions Packet and the 2022 Policy Statement for review and discussion.

Staff Recommendation

That the Board of Supervisors **receive** the documents and discuss the resolutions.

6. **DISCUSSION OF 2023 ANNUAL APPOINTMENTS TO FERGUSON TOWNSHIP AUTHORITIES, BOARDS, AND COMMISSIONS** 5 minutes

Jenna Wargo, Director of Planning and Zoning

Narrative

Provided with the agenda is a list of upcoming vacancies as of December 31, 202, on the Township's Authorities, Boards, and Commissions. Additionally, the Board's policy on ABC Appointments is also attached to the agenda. The Board is asked to open an

application period for interested volunteers so that applications may be collected with adequate time to schedule interviews for Board selection.

Recommended motion: That the Board of Supervisors authorize the Township Manager to open an application period from October 1, 2022, through November 1, 2022.

Staff Recommendation

That the Board of Supervisors **authorize** the Township Manager to open an application period for ABC Vacancies.

7. AWARD OF CONTRACT AWARD 2022-C19 FTPW BUILDING 3 ROOF REPLACEMENT

David Modricker, Director of Public Works

5 minutes

Narrative

On August 30, 2022, bids were opened publicly and read aloud for contract 2022-C19. The bid was advertised in the Centre Daily Times and was sent to potential bidders. The contract involves replacing the roof on public works building 3. Provided with the agenda is a memorandum from David Modricker, Public Works Director dated September 6, 2022, recommending award of the contract.

Recommended Motion: That the Board of Supervisors award contract 2022-C19 FTPW Building 3 Roof Replacement to Jeffery S. Bickle dba J B Roofing in the amount of \$24,336.00.

Staff Recommendation

That the Board of Supervisors **award** Contract 2022-C19.

XI. COMMUNICATIONS TO THE BOARD

XII. CALENDAR ITEMS – September/October

- a. Planning Commission - September 26, October 10 & 24
- b. Pine Grove Mills SAP Advisory Committee - September 22, October 27
- c. Pine Grove Mills Farmers Market - Thursdays until September 29
- d. Board of Supervisors Regular Meeting – Monday, October 3
- e. Parks & Recreation Committee, October 13
- f. Coffee and Conversation, Saturday, October 15, Dunkin' Donuts, 8AM
- g. Tree Commission - October 17

XIII. ADJOURNMENT