

FERGUSON TOWNSHIP BOARD OF SUPERVISORS
Regular Meeting Agenda
Monday, November 2, 2020, 7:00 PM

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I. CALL TO ORDER

1. Notice of October 19th and October 27th Executive Sessions

II. CITIZENS INPUT

III. APPROVAL OF MINUTES

1. October 19, 2020, Board of Supervisors Regular Meeting Minutes

IV. SPECIAL REPORTS

- a. COVID-19 (Coronavirus) Response Report
- b. State College Borough Water Authority Report
- c. Penn State University West Campus Development Update

V. UNFINISHED BUSINESS

1. Continued Discussion – Stormwater Management Utility Fee
2. Review of DRAFT Recreational Fire and Open Burn Ordinance

VI. NEW BUSINESS

1. Consent Agenda
2. Public Hearing – Resolution Authorizing a Sub-Recipient Agreement with COG for Disbursement of Centre County CARES Act Relief Block Grant Funding
3. Review of 2021 Centre Region COG Summary Budget
4. Scheduling of Interviews for Vacancies on Township Authorities, Boards, and Commissions
5. Award of Contract 2020-C15, Street Tree Pruning

VII. REPORTS

1. COG Committee Reports
2. Other Regional Reports
3. Staff Reports

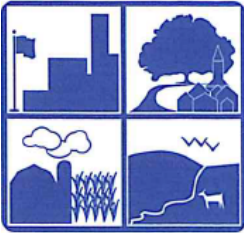
VIII. COMMUNICATIONS TO THE BOARD

IX. CALENDAR ITEMS – NOVEMBER

X. ADJOURNMENT



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TOWNSHIP OF FERGUSON

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Board of Supervisors Regular Meeting Agenda Monday, November 2, 2020 7:00 P.M.

I. CALL TO ORDER

1. Notice of October 19th and October 27th Executive Sessions

II. CITIZEN'S INPUT

III. APPROVAL OF MINUTES

1. October 19, 2020, Board of Supervisors Regular Meeting Minutes

IV. SPECIAL REPORTS

25 minutes

1. COVID-19 (Coronavirus) Response Report – David Pribulka, Township Manager
2. State College Borough Water Authority – Ford Stryker
3. Penn State University West Campus Development Update – Neil Sullivan, University Planner

V. UNFINISHED BUSINESS

1. CONTINUED DISCUSSION – STORMWATER MANAGEMENT UTILITY FEE

30 minutes

Narrative

At the October 19th Regular Meeting, the Board scheduled the public hearing on the Stormwater Management Utility Fee Ordinance for Monday, February 1, 2021. Additionally, the Board requested opportunities to discuss several components of the fee structure and consider additional changes. These include the hardship exemption and credit policies; billing unit methodology; and program schedule. Provided with the agenda is a rough draft of a hardship exemption policy for initial review by the Board this evening. Also provided with the agenda is a proposed schedule for considering the different components of the ordinance prior to the public hearing on February 1st. This item is for discussion only and no action is required by the Board.

Staff Recommendation

That the Board of Supervisors *discuss* the DRAFT hardship policy and tentative schedule for a public hearing on an ordinance enacting the stormwater management utility fee.

2. REVIEW OF DRAFT RECREATIONAL FIRE AND OPEN BURN ORDINANCE

10 minutes

Narrative

During the August 3rd Regular Meeting, the Board received a report on Fire Code and Safety Regulations. Some deficiencies were identified. At the September 8, 2020, meeting, a Board member offered suggestions for additional burning regulations. Provided with the agenda are some recommendations for updating the Township's burning regulations. The Board is asked to review the recommendations and provide comments to staff. Additional amendments can be incorporated into a draft ordinance for review and authorization for public hearing at an upcoming meeting. This item is for discussion only and no action is required by the Board.

Staff Recommendation

That the Board of Supervisors **review and comment** on the draft ordinance.

VI. NEW BUSINESS

1. CONSENT AGENDA

5 minutes

- a. Special Events Permit – Winter Market at The Rivet
- b. Request for C-NET Sponsorship – PSU Weather Service

2. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA AUTHORIZING THE CHAIRMAN AND SECRETARY TO EXECUTE A SUB-RECIPIENT AGREEMENT FOR THE DISBURSEMENT OF CENTRE COUNTY CARES ACT RELIEF BLOCK GRANT FUNDS TO THE CENTRE REGION COUNCIL OF GOVERNMENTS.

10 minutes

Narrative

Provided with the agenda is a copy of a resolution advertised for public hearing authorizing the Chairman and Secretary to execute a sub-recipient agreement for the disbursement of Centre County CARES Act Relief Block Grant Fund to the Centre Region COG. The item was referred to member municipalities at the September 29th General Forum meeting. Ferguson Township was eligible for \$183,158 in CARES Act Block Grant funding and has used the funds to offset unforeseen expenditures in response to the COVID-19 pandemic. These expenditures included additional personal protective equipment for Township staff; cleaning supplies and materials; and other related costs. Under the Act, COG is not an eligible recipient of funds allocated to this grant, but some COG agencies have received assistance through other federal programs. The Township would be permitted to reallocate a portion of its funding to the COG, pending the execution of a sub-recipient agreement (attached). Due to local needs for the funding, staff is not recommending that the Board designate the COG as a sub-recipient agreement, as the full reimbursement for the Township has been allotted by the grant and is already accounted for.

Recommended Motion: That the Board of Supervisors adopt the resolution authorizing the Chairman and Vice Chairman to execute a sub-recipient agreement for the disbursement of Centre County CARES Act Relief Block Grant Funds to the Centre Region Council of Governments.

Staff Recommendation

That the Board of Supervisors **does not adopt** the resolution.

3. REVIEW OF 2021 DRAFT CENTRE REGION COUNCIL OF GOVERNMENTS SUMMARY BUDGET 30 minutes

Narrative

At the October 26th COG General Forum Meeting, the draft 2021 COG Summary Budget was reviewed and referred to the member municipalities for consideration. Comments are due back to the COG Executive Director by November 17th. Eric Norenberg, COG Executive Director and Joe Viglione, COG Finance Director will be present to respond to any questions the Board may have. Below is a link to the 2021 Summary Budget.

[2021 DRAFT Centre Region Council of Governments Summary Budget](#)

Recommended Motion: That the Board of Supervisors direct the Township Manager to forward its comments on the draft 2021 COG Summary Budget to the Executive Director.

Staff Recommendation

That the Board of Supervisors **review and comment** on the 2021 COG Summary Budget.

4. SCHEDULING OF INTERVIEWS FOR APPLICANTS TO VACANCIES ON TOWNSHIP AUTHORITIES, BOARDS, AND COMMISSIONS 10 minutes

Narrative

The Board has been provided with the applications for the upcoming vacancies on Township Authorities, Boards, and Commissions. Per the Board's adopted policy (attached), interviews of interested applicants are to be scheduled prior to the appointments being made at the Reorganizational Meeting each January. Board members are asked to have their calendars available at the meeting so a date or dates may be coordinated to conduct the interviews.

Staff Recommendation

That the Board of Supervisors **schedule** the interviews for the upcoming vacancies on the Township's Authorities, Boards, and Commissions.

5. AWARD OF CONTRACT 2020-C15, STREET TREE PRUNING 5 minutes

Narrative

On October 27, 2020, bids were opened publicly and read aloud for contract 2020-C15. The bid was advertised in the Centre Daily Times and was sent to potential bidders. The contract involves pruning street trees at various locations. Provided with the agenda is a memorandum from David Modricker, Public Works Director, dated October 27, 2020, recommending the contract.

Recommend Motion: That the Board of Supervisors award Contract 2020-C15 Street Tree Pruning to Dincher and Dincher Tree Surgeons, Inc., in accordance with their bid in the amount of \$23,380.00.

Staff Recommendation

That the Board of Supervisors **award** the contract to Dincher & Dincher Tree Surgeons, Inc.

VII. STAFF AND COMMITTEE REPORTS

- | | |
|--------------------------------------------|------------|
| 1. COG COMMITTEE REPORTS | 10 minutes |
| a. Executive Committee | |
| b. Joint Parks Capital Committee and CRPRA | |
| 2. OTHER COMMITTEE REPORTS | 10 minutes |
| a. Climate Action & Adaption TAG | |
| b. Spring Creek Watershed Commission | |
| 3. STAFF REPORTS | 15 minutes |
| a. Manager's Report | |
| b. Public Works Director | |
| c. Planning & Zoning Director | |

VIII. COMMUNICATIONS TO THE BOARD

IX. CALENDAR ITEMS – NOVEMBER

X. ADJOURNMENT

FERGUSON TOWNSHIP BOARD OF SUPERVISORS

Regular Meeting
Monday, October 19, 2020
7:00 PM

ATTENDANCE

The Board of Supervisors held its first regular meeting of the month on Monday, October 19, 2020, via Zoom in a webinar format. In attendance were:

Board:	Steve Miller, Chairman	Staff:	Dave Pribulka, Township Manager
	Laura Dininni, Vice Chair		Chris Albright, Chief of Police
	Prasenjit Mitra		Dave Modricker, Director of Public Works
	Patty Stephens		Eric Endresen, Director of Finance
	Lisa Strickland		Centrice Martin, Assistant to the Manager
			Jenna Wargo, Director, Planning and Zoning

Others in attendance included: Rhonda Demchak, Recording Secretary; Mr. John Sychalski, Chairman, CATA; Ms. Susan Werner, Schlow Centre Region Library Trustee Representative; Ms. Linda Westrick, Ferguson Township Resident; Missy Schoonover, Executive Director, Centre County Housing and Land Trust

I. CALL TO ORDER

Ms. Dininni called the Monday, October 19, 2020, regular meeting to order at 7:00 p.m.

Mr. Pribulka noted that the Board of Supervisors meeting had been advertised in accordance to the PA Sunshine Act as a virtual meeting via Zoom in a webinar format. There was also an audio conference bridge that was accessible by dialing the Ferguson Township's main line at 814-238-4651 and then dialing extension 3799. Persons attending the webinar as members of the public and wanted to participate were asked to enter their name, municipality, and topic by utilizing the Q&A bubble at the bottom of the screen. C-NET is recording as well. Mr. Pribulka took Roll Call and there was a quorum.

II. CITIZENS INPUT

None

III. APPROVAL OF MINUTES

Ms. Stephens moved that the Board of Supervisors **approve** the Minutes of October 5, 2020; October 7, 2020, and September 23, 2020. Ms. Strickland seconded the motion. The motions passed unanimously.

IV. SPECIAL REPORTS

a) COVID-19 (Coronavirus) Response Report

Mr. Pribulka covered a few items but noted that more information can be found on the Centre Region Ready [Facebook page](#) or the [COG website page](#). Trick-or-Treating will be held on October 29th from 6:00 p.m. – 8:00 p.m. in the Centre Region, but not Halfmoon Township. Tips on safety during trick-or-treating can be found on the [Township's website](#). Staff continues to work with Penn State Administration on any planned tailgating activity in advance of the upcoming football season. Ferguson Township has partnered with other municipalities, CBICC, Happy Valley Adventure

Bureau, and other stakeholders to discourage large gatherings or events. Bars and hotels have been contacted regarding local and regional restrictions. The Township is working on banner messaging at streetlights to encourage masking and public safety protocol. The Township has been reimbursed \$168,000 allocated from the Federal CARES Act Funding through Centre County. Mr. Pribulka thank the Centre County Board of Commissioners for their assistance for offsetting the expenditures accrued during the pandemic. Mr. Pribulka thanked the staff and citizens for their patience as the Township recovers from the pandemic. Staff has completed the Business Needs Survey and Ms. Martin, Assistant to the Manager, gave a recap of the survey. Ms. Martin noted there were over 400 surveys sent out to Ferguson Township businesses and received over 80 responses. Staff identified a few targeted areas: 35% of businesses reported that employees and employers had difficulty finding adequate childcare; 40% struggled with compliance such as mask covering, social distancing, etc.; there was a desire for more communication from the Township. Staff worked on an action plan with the Planning Director, Jenna Wargo, regarding an amendment to the Child Care Ordinance. Ms. Wargo noted that the Board reviewed the ordinance and removed the conditional use process from the application. This will permit childcare in a home. Ms. Martin thanked the Planning Department for all their assistance. Ms. Martin noted that signage regarding masking was another area that was targeted and soon there will be signage throughout the Township.

b) CENTRE AREA TRANSPORTATION AUTHORITY (CATA)

Mr. John Spychalski, Chairman, CATA, noted there was an uptick in service this time last year, but once Spring Break 2020 arrived, everything changed due to the pandemic and PSU went remote learning and working. Since PSU went remote, CATA had to eliminate routes and furloughed 65% of their workforce. Ridership was down 92% in August. Ridership is still down 88% since the fall semester started due to remote learning and employees working from home. In September it was determined by the CATA Board to eliminate the A (Park Forest), B (Boalsburg), C (Houserville), F (Pine Grove), G (Grays Woods), S (Science Park), XB (Bellefonte), and XG (Pleasant Gap) routes effective Monday, October 5, 2020. Mr. Spychalski noted that if it weren't for the CARES funding, CATA would have ran out of funds at the end of the calendar year. Mr. Spychalski reported that **CATARIDE** services are still in effect for individuals who are 65 and over or those eligible for paratransit under the Americans with Disabilities Act (ADA) may use **CATARIDE** at reduced fares.

c) SCHLOW CENTRE REGION LIBRARY REPORT

Ms. Susan Werner, Schlow Centre Region Library Trustee Representative, gave a report on the status of the library. Ms. Werner noted that from October 6th to the 15th there was an average of 600 books reserved. The drop off boxes at Northland Giant and at the Clearfield Bank are heavily utilized. The wi-fi at the library parking lot is strong for residents who do not have this service at home, they can access from the parking lot. The virtual programs are very well attended and there is a full list on [Schlow's website](#). Ms. Werner noted that the fall fund drive will start shortly but expressed concerns due to state aid cutbacks. The library must raise \$100,000 if the state aid is cut. Ms. Werner encouraged people to contact their state legislators to request no cuts to the library funds.

V. UNFINISHED BUSINESS

1. PUBLIC HEARING – RESOLUTION PETITIONING PA LIQUOR CONTROL BOARD FOR NOISE EXEMPTION

Mr. Pribulka noted that provided with the agenda is a copy of the resolution advertised for public hearing affirming the Board's intent to file and support of a petition to the Pennsylvania Liquor Control Board (PLCB) to substitute the Township's noise ordinance for the regulations promulgated under Section 493(34) of the Pennsylvania Liquor Code. In August, the Board adopted a resolution in support of the property doing business as Pine Grove Hall in Pine Grove Mills. However, upon further consultation with counsel for the Pennsylvania Liquor Control Board, it was clarified that the petition must come from the host municipality. If the Board elects to adopt the resolution, Mr. Pribulka will complete the petition and submit to the PLCB and then following submittal, the PLCB will schedule a public hearing at a physical location in the proposed exempted area prior to consideration of approving the request. Staff recommended that the Board adopt the attached resolution and submit it along with the petition to PLCB to substitute its noise ordinance in lieu of the applicable PA Liquor Code provisions for all licensed establishments in Ferguson Township. The PA Liquor Code does not permit any audible noise from a licensed establishment at the property line. The Township has restrictions on decibels measurable at the property line, but generally does not prohibit any audible noise. There were no public comments made.

Ms. Strickland moved that the Board of Supervisors **adopt** the resolution authorizing the submission of a petition to the Pennsylvania Liquor Control Board to substitute the municipal noise ordinance for Section 493(34) of the Pennsylvania Liquor Code in licensed establishments located in Ferguson Township. Mr. Miller seconded the motion.

Mr. Mitra asked if there were any complaints with Pine Grove Hall in the past. Chief Albright reported that there were no prior complaints.

ROLL CALL: Ms. Dininni – Yes: Mr. Miller – Yes: Mr. Mitra – Yes: Ms. Stephens – Yes: Ms. Strickland – Yes

2. PUBLIC HEARING – HR 763 SUPPORT RESOLUTION

Ms. Dininni introduced the resolution. A resident of Pine Grove Mills made a request to Ms. Dininni that Ferguson Township should pass a resolution in support of HR 763, the Energy Innovation and Carbon Dividend Act. The following are the details of the proposed bill:

- Place a steadily increasing price on carbon fuels at their source (the well, mine, or port)
- Reduce American emissions by 40% in the first twelve years
- Revenue neutral; does not grow the size of government;
- Improve health and save lives by reducing pollution;
- Create 2.1 million new jobs over a ten-year period;
- More information is available at <https://energyinnovationact.org>

Ms. Dininni is in full support of the resolution. Ms. Linda Westrick, Ferguson Township Resident, noted that the planet is facing global warming and it is a huge challenge; however, there are tools that can be used to reduce emissions. There was no public comment.

Mr. Mitra moved that the Board of Supervisors **adopt** the resolution calling on the United States Congress to address climate change by passing the Energy Innovation and Carbon Dividend Act. Ms. Stephens seconded the motion. The motion passed unanimously.

3. AUTHORIZATION FOR PUBLIC HEARING – STORMWATER MANAGEMENT UTILITY FEE ORDINANCE

Mr. Pribulka introduced the ordinance. At the October 5, 2020 regular meeting of the Board of Supervisors, the public hearing on Stormwater Management Utility Fee was closed and the Board did not move to vote on the ordinance or at the meeting tonight, October 19, 2020. Rather, the Board directed staff to report back with additional information. Staff revised the billing structure to reflect 3 options for consideration: option 1) a 500 sq. ft. billing unit; option 2) a 1,000 sq. ft. billing unit; and option 3) an ERU (equivalent residential unit = 3,097 SF). In addition, the "billing unit table" was revised to reflect the motion at the October 5th meeting to limit the fee on working farm properties with 30% or less impervious area at twice the mean billing unit of all parcels. Provided with the agenda is a copy of the revised draft ordinance and a [link](#) to the updated billing unit table. Also provided with the agenda is a matrix describing some hardship policies that have been enacted in other communities that have established a stormwater management utility fee. Mr. Pribulka noted that this is not a public hearing but rather a continued discussion. Mr. Modricker reviewed and explained the Impervious Area and Billing Units by Parcel Table that is on the Township [website](#). Mr. Miller expressed concerns that he doesn't feel residents know exactly what the units mean and how they relate to a concept. Mr. Miller noted this is a Township problem because it is a community problem and no one is responsible for the water that is there; however, everyone is responsible. Mr. Miller stated that he is favoring the ERU Method. Ms. Dininni noted that based off all the information that has been compiled and discussed, suggested looking at another system based on a tiered residential and commercial fee in ERU. Ms. Strickland noted she will need more time to review and suggested to have another meeting to discuss further. Ms. Dininni has an example of the tiered structure and will send to staff for possible further discussion. Further discussion ensued on the different methods. Mr. Modricker noted that he doesn't feel there is much more to inject into the conversation but is willing to talk with the consultant. With regards to a hardship policy, the entire Board agreed that they are interested in the possibility of having a policy. Mr. Pribulka noted that staff will work to place more framework around a hardship policy and noted it doesn't need to be in the ordinance because it will be adopted as a policy. Mr. Mitra expressed concerns with the Township's retired population on a fixed incomes. Ms. Strickland suggested looking at the scheduling of the program that is being created before the ordinance goes to a public hearing. Mr. Miller noted that the assessment is a big part of the program and shouldn't do the assessment before trying to figure out how to pay for it. Ms. Dininni noted that there are several topics that need to be discussed before the public hearing and they are billing structure, credit policy and manual, program and assessment, and hardship policy. Ms. Dininni noted to the public that this is an ongoing dialogue and the goal is to have a fair and equitable ordinance.

Public Comments

Mr. Bettina Welz thanked the Board for being open with the process and noted that the stormwater runoff is an issue. Mr. Welz stated that the plan should be equitable, but the plans would fail in Ferguson Township. Mr. Welz encouraged the Board and staff to look at aerial maps for large driveways hidden by trees, impervious spaces surrounded by greenspace, gutter problems that would slope toward the street that could have possible weed killer in the runoff. Mr. Welz stated that agriculture contributes to 42% of the nitrogen, 55% of the phosphorus, and 60% of the sediment. Mr. Welz noted that farmers can't afford this level of expense and noted that this is an infrastructure issue and is everyone's problem. The National Resources Defense Council (NRDC) recommends an impervious fee structure for all single-family residential units be charged a single rate. The pervious calculations are reserved for non-single-family residences at commercial

properties. Mr. Wetz stated that this makes a lot of sense as it is easy to calculate. Mr. Wetz didn't think option 1 & 2 would be accurate or fair and feels if these were picked there would be potential lawsuits. Mr. Wetz recommends using the NRDC plan.

Bob thanked the Board for listening to the comments from the residents. Bob asked why the Board is expecting the rural residents to pay this maintenance fee, when the developers should be responsible. Bob noted that he does not agree with the credit or discount fee for anyone; however, does agree with giving exemptions to properties in the rural areas that do not contribute to the runoff.

Mr. Fred Sahakian stated that his family owns several residential properties and commercial properties in Ferguson Township. Mr. Sahakian noted that businesses are not running at full capacity due to the pandemic and there are financial hardships throughout Ferguson Township. Mr. Sahakian stated that when the Governor shut down the state in March, he had to furlough close to 100 employees in the Township and feels this fee is not a good idea. Mr. Sahakian asked the Board not to pass the Stormwater Fee and to consider other avenues to pay for it.

Mr. Rick Tetzlaff noted that he doesn't have enough information, but currently is against the fee. Mr. Tetzlaff suggested expanding the billing unit spreadsheet to see how far out it will go and is hoping it will level off. Mr. Tetzlaff noted that he hadn't heard a lot about the credit plan and how it would work. As a representative for the Homeowners Association for Aaron Village where currently the water basin is collecting more than seven multi-family dwellings, Mr. Tetzlaff would like more information on the credit plan. Mr. Tetzlaff encouraged the Board to obtain all the information as possible before holding a public hearing.

Mr. Bill Keough thanked everyone for allowing the time for public comments. Mr. Keough noted that the theme he has been hearing especially from the farm community, is that the Township really needs to know the condition of the system and then look at a strategy of repairing and maintaining. Mr. Keough asked if other strategies have been dismissed to address the stormwater infrastructure problems. Mr. Keough stated that he has not heard any other strategies other than fee or tax and feels there should be other solutions. Mr. Keough recommends finding out the entire scope of the infrastructure and then determine how much it will take to fix, where will the funds come from, and when will the funds be needed based on the condition of the system. Mr. Keough noted that he likes the suggestions that Ms. Strickland has been making because that is what he has been hearing within the Township.

Public Comment ended.

Mr. Pribulka stated that there is a misconception that the Township does not understand fully the condition of the stormwater infrastructure and that it is an inaccurate claim. The Township has a solid understanding of the condition of the underground pipes. Mr. Pribulka noted that they haven't been able to camera all the underwater pipes because there hasn't been an opportunity and that specialized equipment would need to assess by camera. Mr. Pribulka stated that the condition of the corrugated metal pipes of a certain age is rapidly deteriorating and could show several illustrations. Mr. Pribulka stated that the Township did a study and the conclusion is to fix.

Mr. Miller stated that since there were several items that were brought up tonight to discuss and noted that the budget discussions are coming soon. Mr. Miller noted that the budget discussion will be able to assist the Board to focus on what the stormwater projections might be.

Mr. Miller moved that the Board of Supervisors **authorize** advertisement of a public hearing on the Stormwater Management Utility Fee for Monday, February 1, 2021. Ms. Stephens seconded the motion.

Mr. Miller recommended that the ordinance be finished at the Board meeting prior to the hearing, so it can be discussed and presented to the public.

Ms. Dininni took a vote and the motion passed 4-1, with Ms. Strickland voting no to the motion.

4. CONTINUED DISCUSSION – DRAFT WORKFORCE HOUSING ORDINANCE AMENDMENT

Ms. Wargo reported on the continued draft Workforce Housing Ordinance. At the October 7, 2020 Board meeting, the draft Workforce Housing Ordinance was discussed, and staff was directed to update the ordinance based on that meeting. Included with the agenda is the updated draft Workforce Housing Ordinance and the following was updated to reflect that meeting:

- §27-716.6.b.1. Accommodations—Built, for-sale Workforce Dwelling Units are only eligible for bonus market rate units;
- §27-716.6.d.ii. Workforce Dwelling Units must be occupied by the income qualified individual and/or family and must be the principal place of residence; and
- §27-716.10.a.ii. Rental Dwelling Units—After a year of actively advertising the Workforce Unit, no fee-in-lieu payment will be required to be paid to the Township for rental units to be removed from the program.

Ms. Wargo stated that the discussion from the meeting on October 7, 2020, was about the mechanism for a developer to get out of the workforce housing requirements for rental units. The conclusion was that the built for sale workforce dwelling units are only eligible for the bonus market rate units. Ms. Wargo is a representative for the Centre County Housing and Land Trust Board and attended a meeting recently where they discussed several items from the October 7, 2020 meeting such as income qualified.

With regards to the third bullet, Rental Dwelling Units, Ms. Dininni currently does not agree with having no penalty.

Ms. Strickland noted that she would be fine with eliminating all the accommodations than allow an escape for the developer. Ms. Strickland stated that she is not comfortable having no limit with the amount of bonus units.

Ms. Schoonover explained procedurally where they are with the Homeownership Policy. The Centre County Land Trust cannot provide an example of a manual because the program is not completed. Ms. Schoonover noted that at this time they can't answer the policy questions because the outcome is unknown.

Ms. Dininni stated that most of the Board had concerns with the building height in the TSD and asked for an update. Ms. Wargo noted that the amendment to the TSD is solely for the accommodation of bonus market rate units. Staff matched what currently is allowable with height

in that district. Ms. Wargo recommended that if the Board is not comfortable with the height, they should address it in the rewrite, but also recommended holding off on making height changes for the district. Ms. Dininni asked the Board if there should be a fee-in-lieu buyout requirement for rental units of 60% as it is for the for-sale units. Ms. Strickland noted that rental units can pay fee-in-lieu of 100% upfront and not be obligated to build any units. Ms. Strickland stated that she is very much in favor of the rental being allowed to pay the 100% fee-in-lieu, because as discussed, there are numerous problems with multi-family buildings. Mr. Pribulka asked for a motion because it's an ordinance that has already been prepared for advertisement on November 16, 2020.

Ms. Strickland moved that the Board of Supervisors **require** rental units that would withdrawal from the program after a year because the units could not be sold, would be required to pay 60% of the fee-in-lieu of workforce housing. Ms. Stephens seconded the motion. The motion passed unanimously.

VI. NEW BUSINESS

1. CONSENT AGENDA

- a. Contract 2018-PWGG General, Pay Application 6: \$588,012.69
- b. Contract 2018-PWGGd Electrical, Pay Application 6: \$162,145.05
- c. Contract 2020-C4 Suburban Park, Pay Application 4: \$12,309.68
- d. Contract 2020-C8 Pavement Markings, Pay Application 5: \$7,755.87

Mr. Mitra moved that the Board of Supervisors **approve** the Consent Agenda. Ms. Strickland seconded the motion. The motion passed unanimously.

2. PUBLIC HEARING – RESOLUTION ADOPTING A SIDEWALK SNOW REMOVAL MAP

Ms. Martin introduced the resolution. In accordance with Chapter 21, Section 207 of the Ferguson Township Code of Ordinances, the Township annually repeals the previous resolution. This year the Township will repeal resolution 2019-23 and adopt the attached revised sidewalk snow removal map. The map was updated slightly to include sidewalks from the Cottages along Blue Course Drive and removed the western sidewalk along Valley Vista Drive and Science Park Road. Ms. Martin noted that the extension of Blue Course Drive sidewalk is not an exempt sidewalk.

Ms. Strickland moved that the Board of Supervisors **adopt** the resolution repealing Resolution 2019- 23 by adopting a revised sidewalk snow removal map. Mr. Mitra seconded the motion. The motion passed unanimously.

ROLL CALL: Mr. Mitra – Yes: Ms. Stephens – Yes: Ms. Strickland – Yes: Ms. Dininni –Yes:

Mr. Miller was not present during this segment and therefore did not vote.

3. REVIEW OF DRAFT PARKS AND RECREATION ORDINANCE AMENDMENT

Ms. Martin presented the amendment. Provided with the agenda is a copy of the Chapter 16 Parks and Recreation Ordinance for Ferguson Township. The Centre Region Municipal Ordinances vary with some inconsistencies across municipalities. Ms. Martin noted that last year there were conversations initiated among the Centre Region Managers and Assistant Managers discussing the inconsistencies within and among the municipalities on the Centre Region Park Ordinances, particularly the Federal Aviation Administration (FAA) controls on air space for flyers and what controls do the municipalities have with their land. The Centre Region Parks and Recreation

(CRPR) followed up and did research. Ms. Martin noted that Pam Salokangas, Director, CRPR, provided research she had completed on what FAA controls and what the municipalities can control. Based on Ms. Salokangas' research, municipalities can control what happens on the land such as landings, take-offs, etc. Ms. Salokangas also provided each municipality including Ferguson Township the ordinances that are attached to the agenda with amended track changes.

Ms. Dininni noted that there needs to be deeper work done with the documents and with the setting of the fees. Ms. Martin will obtain clarification and will send the answer to the Board.

Ms. Stephen moved that the Board of Supervisors **refer** the draft amendment to Chapter 16, Parks and Recreation to the Parks and Recreation Committee for review and comment. Ms. Strickland seconded the motion. The motion passed unanimously.

4. AUTHORIZATION OF PA LIQUID FUELS GRANT APPLICATION SUBMITTAL

Mr. Modricker presented the application submittal. The Centre County Board of Commissioners is accepting applications for funding assistance through the 2021 County Liquid Fuels program. The application deadline is October 23, 2020. The Township's Capital Improvement Program (CIP) includes construction of a traffic signal at the northernmost intersection of Science Park Road and Sandy Drive in the amount of \$525,000. Staff suggests applying for \$50,000 in liquid fuel aid from the County for the project. Provided with the agenda is a copy of the draft application for consideration by the Board this evening.

Ms. Strickland moved that the Board of Supervisors **authorize** staff to submit a Liquid Fuels Grant Application for the construction of a traffic signal at the intersection of Science Park Road and Sandy Drive. Mr. Mitra seconded the motion. The motion passed unanimously.

VII. STAFF AND COMMITTEE REPORTS

1. COG COMMITTEE REPORTS

- a. Joint TLU Committee and CRPC – Ms. Strickland indicated that she reported on this at the last meeting, but noted the report was not included in the agenda at the last meeting.
- b. Ad Hoc Facilities Committee - Ms. Stephens gave a project update. The Committee reviewed the Patton Township Fire Department facilities condition assessment. The Park Forest Pool will be the next assessment. The Library is looking into their HVAC system. The Committee made a motion to have the COG Director reach out to the Township Managers to discuss the ownership of the COG Building. The Facilities Coordinator position has been advertised.
- c. Finance Committee – The report is included in the agenda.
- d. Public Safety Committee – Ms. Dininni reported that there will be a presentation on the Study of The Regional Fire Protection. They discussed the special event permit and the regulations at the regional level with regards to the September 22, 2020 wrestling event.

2. OTHER REGIONAL REPORTS

- a. None

3. STAFF REPORTS

- a. Manager's Report - The Parks and Recreation Committee met on October 15, 2020 and discussed replacement equipment at Fairbrook Park and Chair Muth presented an updated on the iNaturalist Initiative. Mr. Pribulka was unable to attend the meeting, but Ms. Martin

facilitated for him. The Pine Grove Mills Small Area Plan Advisory Board meets on October 22, 2020 to begin to strategize for the development of Pine Grove Mills Overlay District. Mr. Pribulka noted that Board members should have received an email to fill out a Doodle Poll to schedule two special meetings to review the draft budget. Mr. Pribulka noted that the Township will have an increase of 6% to its health insurance plan. The increase is still below industry standards. The Climate Action Committee met on October 12, 2020 and discussed the forthcoming Greenhouse Gas Inventory Report.

- b. Public Works – Mr. Modricker’s report was included in the agenda. Brush will be collected this week for the second time this month. Leaf collection is continuous until winter operations start. The Tree Commission met tonight, October 19, 2020, they had a public hearing on tree removal and replacement trees. Staff did a presentation on the Tree Canopy Surveys. Work continues with the new Public Works building.
- c. Planning and Zoning – Ms. Wargo noted that the report was provided in the agenda. The Planning Commission will be meeting on October 26, 2020. Ms. Wargo noted that she has been receiving a lot of communication regarding the West College Student Housing Development. Ms. Wargo met with College Township’s Principal Planner, Lindsey Schoch to review industrial uses in the Township. Staff is working on scanning land development plans and sub-division plans.
- d. Chief of Police – Chief Albright noted that the report was provided in the agenda, and it summarizes the activity for September and year to date. Crimes and call for services are overall down for the year. Chief Albright noted that they gave tours of the station, participated in the bike webinar, created a video for bicycle safety, and Sergeant Hendrick participated in the virtual Special Olympics Buddy Walk. Chief Albright reported that in July 2020, Officer Dan Lewis and Corporal Jeff White responded to an unconscious woman on the roadway. The officers immediately recognized that the woman was in cardiac arrest and administered CPR and AED. The woman was revived and is doing well. Ms. Strickland thanked the Chief and staff for placing the School is Back signage.

VIII. COMMUNICATIONS TO THE BOARD

The Board continues to receive communications from residents regarding the stormwater fee. Ms. Dininni noted that she received a communication regarding star gazing at night in the parks.

IX. CALENDAR ITEMS - OCTOBER/NOVEMBER

Pine Grove Mills Small Area Plan Advisory Board meeting is on October 22, 2020 at 4:00 p.m.

X. ADJOURNMENT

With no further business to come before the Board of Supervisors, Ms. Stephens motioned to adjourn the meeting. The meeting adjourned at 10:20 p.m.

Respectfully submitted,

David Pribulka, Township Manager
For the Board of Supervisors

Ferguson Township
Stormwater Management Utility Fee Residential Hardship Policy

Adopted: _____

Amended: _____

Purpose

The Ferguson Township Board of Supervisors enacted Ordinance ____ on _____, 2021, establishing a Stormwater Management Utility Fee for the purposes of funding the Township’s obligation to maintain its stormwater management infrastructure; complying with state and federal permit requirements; and to more equitably assess all property owners in accordance with each property’s total impervious area. This policy is intended to provide an opportunity for individuals and families whose earnings are equal to or less than the established federal poverty guideline as described below to receive a full exemption from the stormwater management utility fee applicable to their property.

Policy

- 1) It shall be the policy of the Township to provide a full (100%) exemption to individuals and families who earn less than or equal to the following maximum income for fiscal year 2020:

Household Size	Maximum Income
1	\$12,760
2	\$17,240
3	\$21,720
4	\$26,200
5	\$30,680
6	\$35,160
7	\$39,640
8*	\$44,120

*For families/households with more than eight persons, add \$4,480 for each additional person.

- 2) Individuals and households who wish to claim this exemption must do so by filing an application with the Township no later than September 30th of each year prior to the fiscal year for which the exemption is being requested. In order to be deemed eligible, applicants must demonstrate that their maximum income earned does not exceed the relevant maximum income threshold as defined above. This shall be done by providing supporting documentation such as the most recent W-2 Wage and Tax Statement for all employed individuals in the household. Other supporting documentation may be deemed eligible by the Director of Finance.
- 3) Applications for exemption shall be filed each year in accordance with the maximum income thresholds, as may be revised. No applications shall be accepted after September 30th of each year without written authorization from the Township Manager. Applicants who fail to reapply for the exemption, or whose household income exceeds the relevant maximum income guidelines described above, shall be deemed ineligible for the exemption and will be subject to the

applicable stormwater management utility fee for their respective property in the upcoming fiscal year.

- 4) By October 31st of each year, the Director of Finance shall review each application for an exemption under this policy and provide a written response to the applicant communicating the outcome of the review. Applications which are deemed rejected or non-compliant may be appealed to the Township Manager no later than November 30th of each year. On appeal, the Township Manager shall make a determination as to whether the guidelines prescribed above have been met and whether the household is eligible for the exemption. The outcome of the appeal to the Township Manager shall be communicated to the applicant no later than December 31st of each year. The decision of the Township Manager shall be binding and not subject to further appeal under this policy.
- 5) Only residential property owners are eligible to receive an exemption under this program. Tenants of rental properties shall not be eligible to apply for this exemption on behalf of the property owner.

**PROPOSED STORMWATER MANAGEMENT UTILITY FEE
ORDINANCE REVIEW SCHEDULE**

<ul style="list-style-type: none"> • Review Proposed Schedule • Review DRAFT Hardship Policy 	November 2 nd
<ul style="list-style-type: none"> • Review DRAFT Credit Policy Manual 	November 16 th
<ul style="list-style-type: none"> • Discuss billing unit methodologies • Discuss program schedule 	December 7 th
<ul style="list-style-type: none"> • Schedule worksession to review to finalize ordinance and program components 	January 4 th
<ul style="list-style-type: none"> • Worksession 	TBD
<ul style="list-style-type: none"> • Public Hearing 	February 1 st
<ul style="list-style-type: none"> • Consideration of enactment of ordinance 	February 15 th

*All items are proposed to be discussed during Regular Meetings unless otherwise noted.

REVIEW OF DRAFT RECREATIONAL FIRE ORDINANCE

For the Board of Supervisors Regular Meeting November 2, 2020

In addition to the International Fire Code rules adopted by the Centre Region Council of Governments, the following changes are recommended:

Add Definitions

- Leaf Waste - Leaves, garden residues, shrubbery, tree trimmings and similar material including grass clippings.
- Refuse - All perishable animal and vegetable matter resulting from the handling, preparation, cooking, and consumption of food; any solid or liquid material which, when ignited, creates toxic or noxious fumes, including but not limited to plastics, rubber, petrochemicals, furniture, carpets, rags, and old clothing; any waste not herein defined as yard waste or trade waste.
- Trade waste - All solid or liquid waste material resulting from construction, building operations, or the performance of any business, trade, or industry including, but not limited to, asphalt shingles, electric wiring, plastic products, cartons, paint, grease, oil and other petroleum products, chemicals, cinders, processed wood, shrubs, plants, and vegetation as part of a commercial landscape business, and other forms of solid or liquid waste materials; provided, however, that trade waste shall not include any coal refuse associated with the mining or preparation of coal.

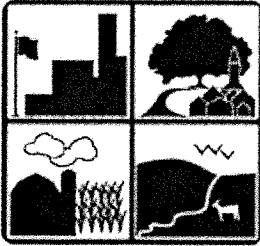
Amend

- Recreational Fires. Recreational fires shall only use dried wood not treated lumber.

New Sections

- Burning of leaves and leaf waste prohibited.
No person shall burn leaves or leaf waste for any reason within Ferguson Township.
- Burning garbage and refuse prohibited.
It is unlawful for any person to burn refuse or trade waste.
- Open Burn Permits.
Open burning shall be prohibited in all zoning districts within the regional growth boundary and in all residential districts (R1, R2, R3 and R4) across the Township.
- Safety zone for open burns, smokers and recreational fires.
All open burns and smokers shall be at least 50 feet from adjacent property lines and recreational fires shall have a minimum of 20 feet from adjacent property lines.
- Special Prohibitions.
Open Burning and recreational fires and (fireworks) shall be prohibited for the duration of any drought warning or emergency declaration.

NOTE: Act 43 of 2017 removed the prohibition against the use of consumer fireworks. The act authorizes municipalities to adopt reasonable rules and regulations granting fireworks for agricultural applications and display fireworks. The act does not give a municipality authorization to restrict consumer fireworks.



FERGUSON TOWNSHIP APPLICATION FOR SPECIAL EVENTS PERMIT

Use of this Form:

Complete this application if the proposed assemblage, procession, or other special event will require the closure of Township roads, sidewalks, and/or bikeways. Each application must be completed by an authorized agent of the sponsoring organization. Please complete this form in its entirety and submit it to Ferguson Township staff in accordance with the conditions enumerated in this application. For your convenience, this application also includes instructions and timelines for securing Pennsylvania Department of Transportation (PennDOT) and Centre Region Parks and Recreation (CRPR) Department approval should the event require closure of state roads and/or use of municipal/regional parks. Nothing in this application or associated policy shall supersede or override PennDOT or CRPR permit requirements.

Timeline:

<u>Step</u>	<u>Timeline</u>
Notify Ferguson Township Police Department of the intent to host an event and provide a general description of the event	10 – 12 weeks prior to the event if the event will require a Ferguson Township Special Events Permit OR 3 weeks prior <i>IF</i> no closures are required
Preliminary event planning with the Centre Region Parks and Recreation Department, if necessary	At least 45 days prior to the event*
If food will be served, notify the Department of Health and Neighborhood Services at the Borough of State College	10 – 12 weeks prior to hosting an event
Complete Ferguson Township Special Events Application	10 – 12 weeks prior to hosting an event*
Remit application permit fee and escrow payments to township	Due when application is submitted
Submit Certificate of Insurance, proposed map of procession, a copy of the "Registration for a Food Event on Public Property Form" signed by the Dept. of Health and Neighborhood Services, and a completed application checklist	6 – 8 weeks prior to hosting an event

If denied a permit and applicant wishes to appeal, notify Township Manager in writing of intent to do so	Within 7 days of receiving a denial
----------------------------------------------------------------------------------------------------------	-------------------------------------

*Note: Plan to apply for a permit from CRPR **at least** 10 – 12 weeks prior to events that will also require a Ferguson Township Special Events Permit

Definitions:

Assemblage – An organized group of people without vehicles, or with vehicles that are stationary, which encroaches onto a street or highway and interferes with the movement of pedestrian or vehicular traffic. The term includes, but is not limited to, street fairs, block parties, organized demonstrations, and other recreational activities. An assemblage is a special event.

Authorized Agent – An individual or legal entity that has obtained authorization to act on behalf of the organization responsible for conducting the assemblage, procession, or special event for the purposes of completing all required parts of this application.

Procession – An organized group of individuals, or individuals with vehicles, animals, or objects, moving along a roadway, or the berm or shoulder of a roadway in a manner that interferes with the normal movement of traffic. The term includes, but is not limited to walks, foot races, parades, and marches. A procession shall not include a funeral caravan, military convoy or emergency service convoy. Other processions shall be considered a special event.

Special Event – A procession, assemblage, or special activity held within the right-of-way of a public right-of-way.

State Road – A highway or bridge on the system of highways and bridges over which the Pennsylvania Department of Transportation has assumed or has been legislatively given jurisdiction.

Any change in this application, regardless of progress in the approval process, must be resubmitted and routed through the same channels as if it were a new application.

Applicant Information:

Name of Applicant/Authorized Agent: Michele Crowl Date: 10-13-20__

Address of Sponsor or Organization: Discovery Space Phone: 814-238-0200

Cell: _____

Email Address: michele@discoveryspace.org Fax: _____

Primary Contact: Michele Crowl Phone: _____

Secondary Contact: Centrice Martin

Phone: _____

Date and time of Activity: 11-13-20 to 11-14-20 From: Friday: 3-7pm & Saturday: 10am-4pm

Rain Date (if applicable): _____ From: _____

Activity Detail:

Describe your event in detail using additional sheets, if necessary:

The Rivet's Winter Market will feature local makers/entrepreneurs, artists, and artisans along with a socially distant open air, one-way pathway. Visitors will be greeted with inspirational art and creations that will benefit local future programming.

Will this event be held solely on sidewalks and/or bikeways? No Yes

Does your event require a street closure? (Please consult Ferguson Township Police Dept. to help determine.) No Yes

If yes, select the type of road that will be closed: (For more information, see attached map and list)

- State Road(s) Only (Additional Form Required: PennDOT TE-300 Form)
- Local Road(s) Only
- State Road(s) and Local Road(s) (Additional Form Required: PennDOT TE-300 Form)

Listed in order of route, what street(s) would you like closed for this event? (Use additional sheets, if necessary)

In accordance with the Temp. Emergency Ordinance for COVID-19 safety regulations, the plan is to direct visitors to sidewalk on Cheery Lane for event overflow to maintain a maximum of 50 people at any given time. Sidewalk access for event will allow us to mark 6 feet apart markings on sidewalk for visitors awaiting access to event.

How long will the street closure be in effect? From: _____ To: _____

Will the event cross any municipal or state roads? Yes No

Overflow parking - Radio Park Elementary (Permisson, Good)

If yes, please indicate which roads the procession will cross:

Will the event procession cross any state roads? Yes No
(If yes, submit PennDOT TE-300 Form)

Municipal/Regional Park Usage:

If this event includes the use of a municipal/regional park, please contact the Centre Region Parks and Recreation (CRPR) Department by phone at (814) 231-3071 or by email at crpr@crcog.net **prior** submitting this form (see attached timeline). Special park permits and conditions may also apply. Once the approval is secured from the Centre Region Parks and Recreation Department, please have an authorized official complete the fields below.

Name: (Print) _____ Title of Official: _____

Signature: _____ Date of Approval: _____

Charitable Cause:

Is the Sponsor an organization with 501(c)(3) tax exempt status? Yes No

If this event is to benefit a charitable organization, please identify that organization:

Discovery Space

Health Considerations:

Will there be food and drink provided to the public at this event? Yes No

If yes, have you made arrangements for approval/inspections with the Department of Ordinance Enforcement and Public Health? Yes No

If no, please complete the form that is attached to this application and obtain approval **prior** to submission of this application.

The Applicant recognizes and AGREES that Ferguson Township requires the proposed event to be conducted in such a manner that minimizes disruption to township residents and be within the limits established by existing ordinances. By signing below, the Applicant AGREES to protect, defend, indemnify and hold Ferguson Township and its officers, employees and agents free and harmless from and against any and all losses, penalties, damages, settlements, costs or other expenses or liabilities of every kind and character arising directly or indirectly from this event. The Applicant further AGREES to investigate, handle, respond to, provide defense for and defend any such claims, etc., at the Applicant's sole expense and AGREES to bear all other costs and expenses related thereto, even if such claims are groundless, false or fraudulent.

Signature: Michelle Crowl Date: 10/13/2020

OFFICE USE ONLY: ROUTING FOR APPROVAL

Police Dept. CP 10/16/20 Public Works Dept. _____
Health Dept. _____ Township Manager _____

THIS SERVES AS YOUR PERMIT

The Ferguson Township Board of Supervisors **approved** your application on:

Conditions (if any) are as follows: _____

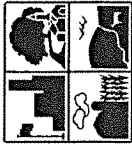
Signature of Chairperson or authorized representative: _____

Checklist:

- Notify the Ferguson Township Police Department of your intent to host a special event regardless of whether or not the event will require the use of Township roads, bikeways, or sidewalks.
- Contact the Centre Region Parks and Recreation Department (CRPR) at 814-231-3071 *if* the event will include the use of a municipal/regional park.
- If food will be served on public property, contact the Department of Health and Neighborhood Services at the Borough of State College by phone at 814-234-7191 or by email at healthdept@statecollegepa.us.
- Complete the Ferguson Township Special Events Application.
- Pay required application and escrow fees.
- Submit Certificate of Insurance and any other necessary documents.
- If denied a permit at any point in the process and you wish to appeal the decision, notify the Township Manager in writing of your request to do so.

Checklist for Hosting a Special Event on State Roads:

- Complete PennDOT's TE-300: Special Event Permit Application.
(must be done after approval is secured from Ferguson Township)
- Review PennDOT Title 67, Chapter 212.701 Subchapter H, Special Events.
- Event Insurance Certificate
(must meet Ferguson Township requirements above, **and** list the Commonwealth of Pennsylvania as an additional insured)
- Notify Pennsylvania State Police (PSP) of special event
(please contact Station Commander at Local PSP Barracks).
- PennDOT requirements for notification and/or approval letter(s) for special events. If the Special Event occurs on:
 - State Road(s) Only
 - Sponsor is required to send notification letter(s) to each municipality for special event involvement on state road.
 - Sponsor is required to submit a copy of the municipality notification letter(s) to the Pennsylvania Department of Transportation along with the TE-300: Special Events Permit Application.
 - State Road(s) and Local Road(s)
 - Sponsor is required to send notification letter to each municipality for special event involvement on state road.
 - Sponsor is required to obtain approval letter from each municipality for special event involvement on a local road.
 - Sponsor is required to submit a copy of each municipality notification and approval letter to the Pennsylvania Department of Transportation along with the TE-300: Special Events Permit Application
- Submit completed and signed permit application and the required documents to the appropriate Pennsylvania Department of Transportation District Engineering Office **eight (8) weeks prior to the date of the special event.**



**TOWNSHIP OF
FERGUSON**

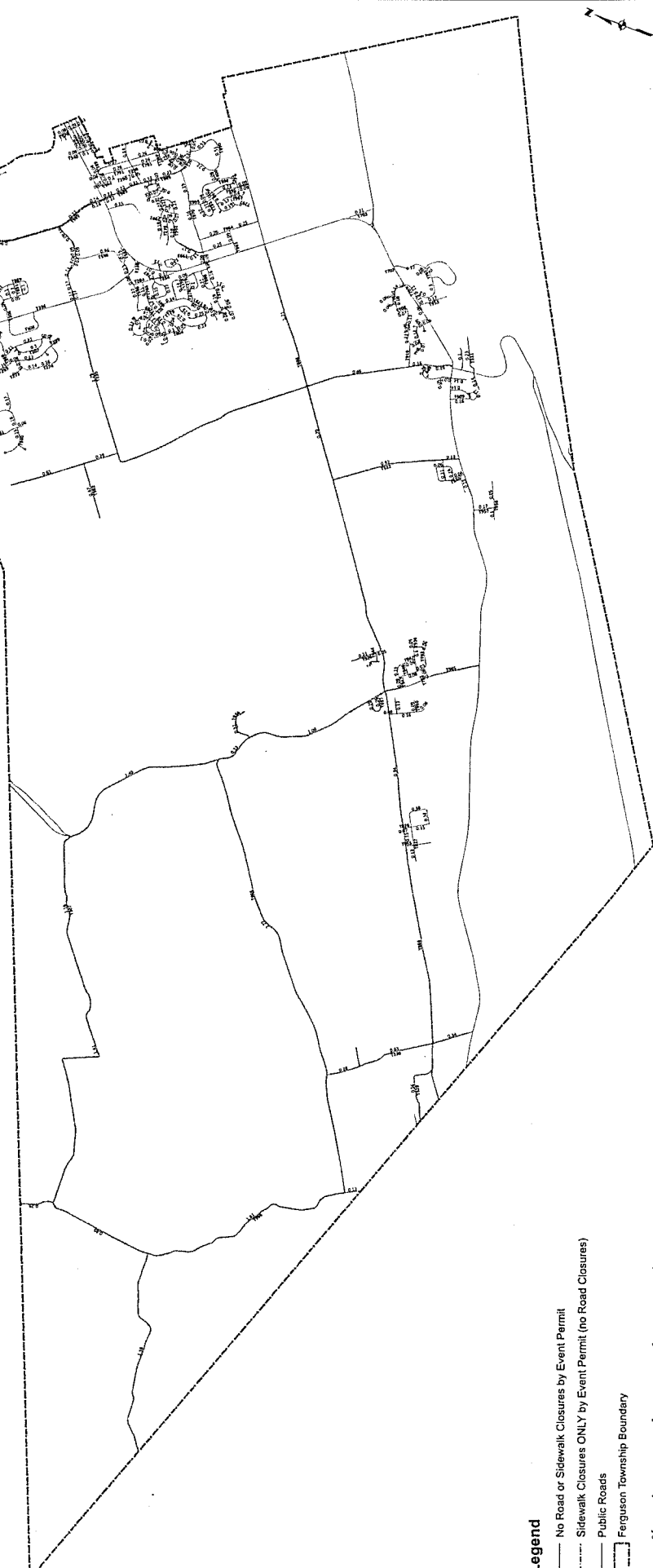
3147 Research Drive - State College, PA - 16801
Phone: (814) 238-4651 - Fax: (814) 238-3454

SPECIAL EVENT ROUTE PLANNING MAP

Labels show Route Numbers and Lengths (miles) of Township Road Segments
Highlighted Routes have Road and/or Sidewalk Closure Restrictions (refer to Legend)

Route Number Length Table

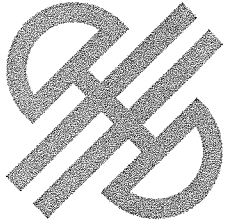
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- Legend**
- No Road or Sidewalk Closures by Event Permit
 - - - Sidewalk Closures ONLY by Event Permit (no Road Closures)
 - Public Roads
 - ▭ Ferguson Township Boundary

Map Scale at Full Size:
(24.38" ARCH D)
1:24,000
1 inch = 2,000 feet

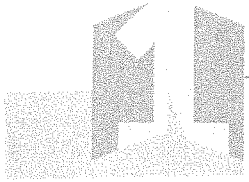
Date: 05/10/2013
Drawn by: AEO



The Winter Market At The Rivet

A fine art, fine crafts, and artisan pop-up market

Public Safety Plan

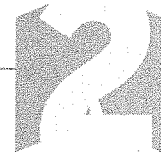


Air Flow

Recent guidance by the CDC emphasizes the importance of good circulation to reduce the presence of virus particles that hang in the air. The Winter Market spaces will be well ventilated. A majority of booths will be outside and in tents with 6-8 feet between them. Inside spaces will have HVAC units running, garage doors wide open to maximize air flow, and booths will be spread 6-8 feet apart.

Social Distance

Market paths will have markings on the floor every 8' and staff will enforce social distancing policies. To prevent congestion, the paths will be wide and unidirectional. There will be two separate loops so that staff can direct new customers away from potential traffic. Additionally, vendor booths will have 6' or more between them.



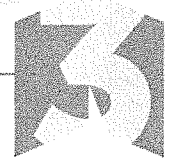
Personal Protection

Masks will be required to attend or vend. Masks and gloves will be available to all staff or vendors that do not already have them. Face Shields will be distributed to vendors, though they may choose not to wear them. Staff will closely monitor mask compliance. Refusal to wear a mask or follow safety policies will result in ejection from the market.



Control Arrivals

A required RSVP will regulate attendance. Customers must sign up for an arrival time ahead of the event. Each arrival time has a limited number of available reservations, spacing out customers and mitigating the potential for crowds. Staff will physically count people entering and exiting to keep attendance numbers under maximums allowed by Ferguson Township. Walk-ins will only be admitted if there is space and may be turned away or asked to wait.



Visitor Screening

Upon arriving, every customer will be directed to the entrance tent. Trained staff will communicate safety policies for the market and screen customers for high temperature, symptoms, and potential contact with Covid-19. Customer information will be checked against existing RSVPs. Walk-in customers will be required to share their contact information. Barriers will be in place to prevent any customer from bypassing the entrance tent.

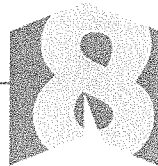


Cleaning Policies

Before and after market sessions, all areas will be thoroughly cleaned. High touch surfaces such as doorknobs and bathrooms will be sanitized throughout the course of the event. Each vendor will be provided with clorox wipes for use throughout the event. Hand sanitizer stations will be set up at intervals. Staff will be prepared to address any potential circumstance where a large clean up effort would need to occur.

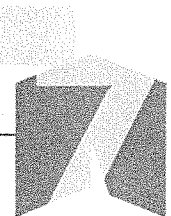
Contact Tracing

Contact information is collected for every RSVP and it will be confirmed at the entrance tent. If someone reports symptoms in the two weeks following the event, we will inform every vendor, staff person, and customer that attended during and after that person's arrival time. We will share the progress of that person's illness and encourage everyone to engage in their own series of testing and contact tracing steps.



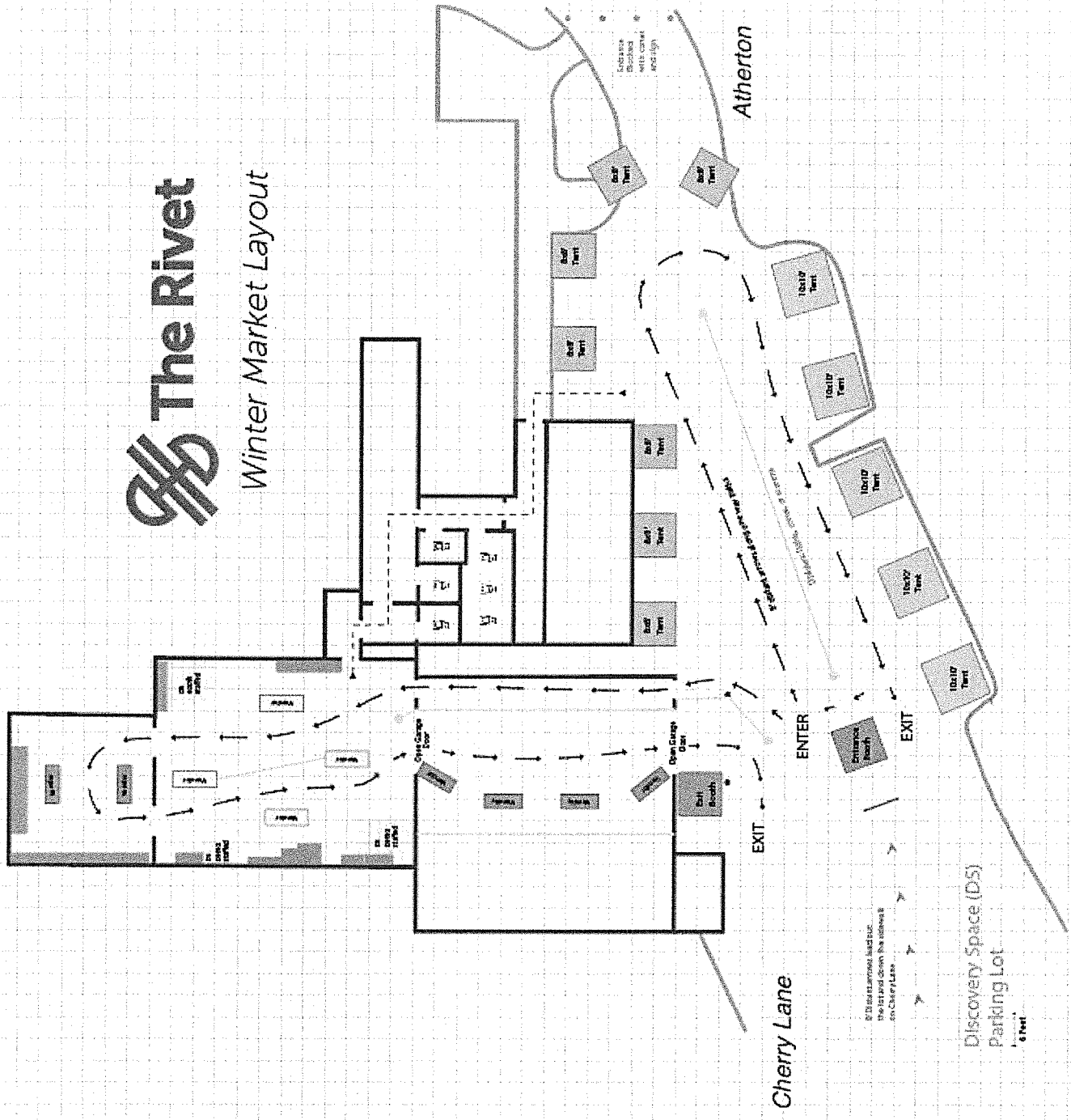
Public Messaging

The marketing campaign for The Winter Market is focused on the safety steps and requirements laid out in this plan. Public transparency is an avenue to public trust. Additionally, signs with clear directions about market rules, path directions, hand washing, and best practices for wearing masks will populate the market spaces and bathrooms. Staff will be on site solely to enforce these directives and guide people safely through the market.



The Rivet

Winter Market Layout





PennState

**Department of Meteorology
and Atmospheric Science**
The Pennsylvania State University
502 Walker Building
University Park, PA 16802

814-865-0478
meteodept@meteo.psu.edu
met.psu.edu

October 19, 2020

To the Ferguson Township Supervisors:

The Penn State Campus Weather Service is now in its 48th year and is one of the largest and best student-run forecasting organizations in the country. We have over one hundred members, many of whom are studying broadcast meteorology. We provide our student meteorologists with many opportunities to gain experience, both on the radio and on TV. We record a daily weather broadcast every afternoon, as well as two weekly fifteen minute shows called Weather Or Not, and Up In the Air, all of which air on C-NET in the Centre Region. These are opportunities for our students to gain broadcasting experience, and provide the closest feeling to being live on the air, as they would be in a future job. These broadcasts also provide a service to the Centre Region, giving our citizens additional information beyond the traditional forecast outlets to help people plan important events. Not many other universities can offer their students and neighbors such a great opportunity, and we would be thrilled to continue doing this.

These two video products would not happen if not for funding from our neighboring townships and the University. Because it is an integral part of our organization, it is important that we keep our relationship with C-NET to continue producing these shows. Thus, we respectfully ask for your help in funding some of the overall cost. Historically, the Campus Weather Service has been responsible for raising half of the total cost, and the neighboring townships have provided us with airtime or funding to help cover the remainder of our programming. We truly appreciate any help that you consider giving us, and look forward to continuing to give you the best coverage of weather we can. If you have any questions, we would be more than willing to further explain our goals or show you sample clips of what we have done. We would be happy to appear at an upcoming township meeting if needed. Thanks very much for your time and attention.

Sincerely,

Salix Iverson
Campus Weather Service President

RESOLUTION NO. _____

**A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA
AUTHORIZING THE CHAIRMAN AND SECRETARY TO EXECUTE A SUB-RECIPIENT
AGREEMENT FOR THE DISBURSEMENT OF CENTRE COUNTY CARES ACT RELIEF
BLOCK GRANT FUNDS TO THE CENTRE REGION COUNCIL OF GOVERNMENTS.**

BE IT RESOLVED, by authority of the Township of Ferguson, Centre County, Pennsylvania, and it is hereby resolved by authority of the same, that the Chairman and Secretary are authorized to execute a sub-recipient agreement for the disbursement of Centre County CARES Act Relief Block Grant funds to the Centre Region Council of Governments.

RESOLVED this 2nd day of November 2020.

**TOWNSHIP OF FERGUSON
BOARD OF SUPERVISORS**

By: _____
Steve Miller, Chairman

[S E A L]

ATTEST:

By: _____
David Pribulka, Secretary

CARES ACT COUNTY RELIEF GRANT FUND SUBRECIPIENT AGREEMENT

THIS SUBRECIPIENT AGREEMENT made this _____ day of _____, 2020, by and between _____, a political subdivision organized under the laws of the Commonwealth of Pennsylvania, hereinafter referred to as "**Recipient**,"

- A N D -

The CENTRE REGION COUNCIL OF GOVERNMENTS, a Council of governments organized under the laws of the Commonwealth of Pennsylvania, having its headquarters and principal business office at 2643 Gateway Drive, State College, Pennsylvania 16801, hereinafter referred to as "**Sub-Recipient**."

RECITALS:

Section 501 of the Federal Coronavirus Aid, Relief, and Economic Security Act ("CARES Act") of March 27, 2020, established a Coronavirus Relief Fund. Monies allocated under the CARES Act requires that Corona Relief Fund money be used for expenditures as listed in the CARES Act incurred on a cash basis during the period from March 1, 2020 through December 30, 2020.

Centre County has received Corona virus Relief Fund money from the Commonwealth of Pennsylvania through the Economic Development County Relief Block Grant program. Centre County is distributing County Relief Block Grant money to eligible municipalities and other entities for permissible expenditures. _____ Recipient has determined that it will seek reimbursement for its share of eligible expenditures made by the Sub-Recipient. Funds spent on impermissible purposes and not spent prior to December 30, 2020 are subject to repayment to the United States Treasury.

Centre County has placed an October 31, 2020 deadline on the expenditure of County Relief Block Grant money distributed by the County but will permit Recipients to be reimbursed

for funds expended following that date provided a commitment exists to expend the same and receive all goods and services before December 30, 2020.

NOW, THEREFORE, in consideration of the mutual covenants contained herein and intending to be legally bound hereby, the parties hereinto do hereby agree as follows:

1. RECITALS. The Recitals are incorporated herein by reference, as if more fully set forth in the body of this Agreement.

2. PURPOSE. The purpose of this Agreement is to provide for the distribution of County Relief Block Grant money to Recipient for uses identified and permitted by the CARES Act and to provide for allocation of grant monies to Sub-Recipients.

3. CONDITIONS. Sub-Recipient will receive County Relief Block Grant money from Recipient in an amount not to exceed _____.

As a condition of receiving County Relief Block Grant money from Recipient, Sub-Recipient agrees that the money it receives will be spent in accordance with the purposes and requirements as set forth in this Agreement and in compliance with the CARES Act, as may be amended from time to time. Sub-Recipient agrees that County Relief Block Grant money will be spent solely on expenditures that meet the following requirements:

- (A) Expenditures that are necessary expenditures incurred due to the COVID-19 public health emergency.
- (B) Expenditures that were not accounted for in the 2020 operating budget most recently approved by the Sub-Recipient (not including any amendments or supplemental budgets passed in response to the COVID-19 public health emergency).
- (C) Expenditures that will be incurred between March 1, 2020 and October 31, 2020 with the provision that Sub-Recipient can commit to expenditures following this date, and use funding for the same, provided that all such goods and services are purchased and received by December 30, 2020.

- (D) Sub-Recipient will provide to the Recipient all receipts and related documentations, as required by Centre County in its sole discretion, to confirm that use of grant monies provided under this Agreement were expended in accordance with the requirement of this Agreement and the CARES Act. All such receipts and expenditures shall be provided to Recipient by October 15, 2020. Recipient shall be responsible for submitting the receipts to Centre County with its Block Grant application. The Recipient will disburse the funds to the Sub-Recipient following receipt from Centre County.

4. CATEGORIES OF PERMISSIBLE EXPENDITURES. Sub-Recipient acknowledges that expenditure of the County Relief Block Grant money is set forth in Exhibit A, attached hereto and made a part hereto.

5. PROHIBITED CATEGORIES OF EXPENDITURES. Sub-Recipient acknowledges that County Relief Block Grant money distributed by the Recipient may only be used for the purposes identified on Exhibit A.

Sub-Recipient acknowledges that federal CARES Act guidance prohibits the use of County Relief Block Grant money to fill shortfalls in revenue, including but not limited to, expenditures that do not otherwise qualify for the use of County Relief Block Grant money and, further, may not be used to reimburse portions of an expenditure that are being reimbursed by another federal or state funding source. Sub-Recipients further acknowledge that the prohibited use of County Relief Block Grant money includes, but is not limited to, the following types of expenditures:

- (A) Damages covered by insurance.
- (B) Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.
- (C) Expenses that have been or will be reimbursed under any federal programs or other sources.

- (D) Reimbursement for donated items or services.
- (E) Workforce bonuses other than payments such as overtime or hazard pay for employees substantially dedicated to mitigating or responding to the COVID-19 public health emergency.
- (F) Severance pay.
- (G) Legal settlements.
- (H) Expenditures not in compliance with any other limitations or requirements that have been or will be established by Centre County, the Commonwealth, applicable law, applicable regulations, or applicable CARES Act or Act 24 guidance.

6. REPAYMENT. In the event any funds reimbursed to Sub-Recipient hereunder, and in accordance with the terms herein, are deemed by the Commonwealth of Pennsylvania or the United States Government to be impermissible use of funds under the CATES Act, the Sub-Recipient will be required to refund those monies to the Recipient who will, in turn, refund those monies to the County for County's purposes in refunding the monies to the Commonwealth of Pennsylvania.

7. NO PERSONAL LIABILITY. No elected official, officer, appointee, agent or employee of the Recipient or Sub-Recipient, shall be charged personally or held contractually liable by or to the Recipient under any term or provision of this Agreement or because of any breach hereof or because of its or their execution, approval, or attempted execution of this Agreement.

8. AUTHORIZATION. Recipient and Sub-Recipient represent and warrant that it has duly authorized the undersigned officers to execute this Agreement on its behalf.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first written above.

WITNESS:

RECIPIENT

Name

Name

Title

Title

Date

Date

WITNESS:

**CENTRE REGION COUNCIL OF
GOVERNMENTS**

Name

Name

Title

Title

Date

Date

EXHIBIT A

1. COVID-19-related medical expenses such as:
 - (A) Expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including related construction costs.
 - (B) Costs of providing COVID-19 testing, including blood sample testing.
 - (C) Emergency medical response expenses, including emergency medical transportation, related to COVID-19.
2. Public health expenses such as:
 - (A) Expenses for communicating COVID-19 “stay at home” orders and other COVID-19-related public health orders.
 - (B) Expenses for enforcing COVID-19 “stay at home” orders and other COVID-19-related public health orders.
 - (C) Expenses to purchase and distribute Personal Protective Equipment (“PPE”), sanitizing products, and other similar medical and protective supplies needed to reduce the risk of COVID-19 exposure for police officers, direct service providers who work with older adults or individuals with disabilities in community settings, and other public health or safety workers in connection with the COVID-19 public health emergency.
 - (D) Expenses for disinfection of public areas or facilities such as public or private nursing homes in your community, in response to the COVID-19 public health emergency.
3. Expenses for providing technical assistance to other entities related to mitigation of COVID-19-related threats to public health and safety.
4. Expenses for public safety measures undertaken in response to COVID-19. Examples include costs of placing barriers or fences to enforce social distancing or closures at public parks or other public facilities or installing Plexiglas shields and hand sanitizer pumps in public facilities.
5. Expenses for quarantining individuals.
6. Where the statutory requirements have been met, certain payroll expenses for public safety, public health, health care, human services, and similar employees

whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

7. Expenses of actions to facilitate compliance with COVID-19-related public health measures, such as:
 - (A) Expenses for food delivery to residents, including, for example, senior citizens and other vulnerable groups, to enhance compliance with COVID-19 public health precautions.
 - (B) Expenses to improve telework capabilities for governmental employees to enable compliance with COVID-19 public health precautions.
 - (C) Expenses of providing Families First Coronavirus Response Act benefits under the Emergency Paid Sick Leave Act and the Emergency Paid Family and Medical Leave Expansion Act to governmental employees in order to further compliance with COVID-19 public health recommendations and precautions.
 - (D) Expenditures for care for homeless populations made to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.
8. Expenses related to providing economic support in connection with the COVID-19 public health emergency, such as:
 - (A) Unemployment compensation costs related to the COVID-19 public health emergency if those costs will not be reimbursed by the federal government through the CARES Act or otherwise.
9. Goods and services purchased with County Relief Block Grant money must be received or provided no later than December 30, 2020. Recipient acknowledges that this requirement is mandatory and agrees to include provisions indicating that time is of the essence and that this deadline is mandatory in all agreements with providers of goods and services.

RESOLUTION NO. 2017-20

A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA, ESTABLISHING A POLICY FOR THE APPOINTMENT OF REPRESENTATIVES ON LOCAL AND REGIONAL AUTHORITIES, BOARDS, AND COMMISSIONS.

WHEREAS, the Board of Supervisors is desirous of establishing a policy to guide the appointment of qualified representatives to local and regional Authorities, Boards, and Commissions; and

WHEREAS, the Board of Supervisors is committed to the selection of qualified representatives in a fair and unbiased manner; and

WHEREAS, the Ferguson Township Policy on the Appointment of Representatives to Local and Regional Authorities, Boards, and Commissions is attached hereto as Exhibit "A".

NOW THEREFORE the Ferguson Township Board of Supervisors adopts the Ferguson Township Policy on Local Authorities, Boards, and Commissions.

RESOLVED this 2nd Day of October 2017

**TOWNSHIP OF FERGUSON
BOARD OF SUPERVISORS**

By: 
Steve Miller, Chairman

[SEAL]

ATTEST:

By: 
David Pribulka, Secretary

Exhibit "A"

Ferguson Township Policy on the Appointment of Representatives to Local and Regional Authorities, Boards, and Commissions

Purpose

This Board of Supervisors is desirous of establishing a process to appoint representatives to local and regional Authorities, Boards, and Commissions ("ABCs"). These include, but may not be limited to the Ferguson Township Planning Commission, Ferguson Township Tree Commission, Ferguson Township Zoning Hearing Board, Centre Region Parks and Recreation Authority, UAJA Board, SCBWA Board, Schlow Centre Region Library, C-NET Board, ICDA, Tax Review Board, and others that are not specifically exempted below.

Historically, the Board has followed different strategies depending on the specific ABC appointment being made. It has been determined by the Board that a uniform policy on ABC appointments will allow fair consideration of all applicants, ensure equal access to information by individual Board members, and help to establish an objective process by which the most qualified applicant may be selected.

Policy

It shall be the policy of the Ferguson Township Board of Supervisors to interview all candidates who meet the minimum qualifications for an ABC appointment when a vacancy occurs. This shall include incumbents who express a desire to be reappointed. In circumstances where there is only one applicant for an ABC vacancy, the Board of Supervisors may appoint said applicant without an interview.

In the first week of October of each year, the Township shall post on its website and relevant publications a list of ABC vacancies for the upcoming year. Additionally, Township staff shall notify ABC members whose terms are expiring to determine whether they are interested in reappointment. Incumbents whose terms are expiring shall not be required to re-apply unless they wish to supplement their prior application with new information. Applications for ABC vacancies shall be accepted through November 1 of each year.

The Board of Supervisors shall schedule one or more public worksessions to interview applications for ABC vacancies as needed. While the worksessions shall be open to the public, the public shall not be permitted to ask questions of the applicants nor speak except at Citizen's Input at the start of the worksessions. Upon interviewing all interested applicants at a worksession, the Board may adjourn to an Executive Session to deliberate.

Appointments to ABC vacancies shall be made at the Organizational Meeting.

Exceptions

The following ABCs and offices shall not be subject to the procedure established herein: Centre Regional Planning Commission, Township Solicitor, Tax Collector (Local Services Tax, Earned Income and Net Profits Tax), Health Officer, Sewage Enforcement Officer, Tax Administrator, COG Committees, Centre County Tax Collection Representative, Spring Creek Watershed Commission, Centre Area Cable Consortium, and Police Pension Advisory Board. Other ABCs and offices may be exempt from this policy upon a unanimous vote of the Board of Supervisors.



TOWNSHIP OF FERGUSON

3147 Research Drive • State College, Pennsylvania 16801
Telephone: 814-238-4651 • Fax: 814-238-3454
www.twp.ferguson.pa.us

TO: David Pribulka, Township Manager
Ferguson Township Board of Supervisors
FROM: David Modricker P.E., Public Works Director

THRU: Lance King, Township Arborist

DATE: October 27, 2020

SUBJECT: **Award of Contract 2020-C15 Street Tree Pruning**

Bids were opened publicly for the street tree pruning contract at 1:00pm on Tuesday, October 27, 2020 and read aloud. The following individuals were present: Lance King, Summer Brown, and David Modricker of Ferguson Township, and Bernie Dincher of Dincher and Dincher Tree Surgeons, and Dan Bender and Kevin Covey of Great Lakes Tree Service. The contract was advertised in CDT and was distributed to interested bidders. There were 6 plan holders.

3 bids were received from the following bidders in the following amounts:

Great Lakes Tree Service	\$46,027.00
Cutting Edge Tree Professionals	\$45,600.00
Dincher and Dincher Tree Surgeons, Inc.	\$23,380.00

Work includes trimming 982 street trees in Hunters Chase and The Heights neighborhoods, and Old Gatesburg Road, and Beaver Avenue.

The budget for this work is \$48,000 with funding code 01.455.450. The estimate for this work was \$44,190 based on an average unit cost of \$45/tree trimmed.

I recommend that the Board of Supervisors award Contract 2020-C15 Street Tree Pruning to Dincher and Dincher Tree Surgeons, Inc. in the amount of \$23,380.00.

File: Contract 2020-C15 Street Tree Pruning

CENTRE REGION COUNCIL OF GOVERNMENTS

2643 Gateway Drive, Suite 3
State College, PA 16801
Phone: (814) 231-3077 Fax: (814) 231-3083 Website: www.crcog.net

EXECUTIVE COMMITTEE

Video Conference
October 20, 2020
12:15 PM

During the COVID-19 health emergency, to continue business operations of the COG and ensure the safety of municipal officials and staff, and to adhere to health emergency recommendations while remaining in compliance with Pennsylvania's guidelines for public meetings, this Executive Committee meeting will be held via video conference. Written public comment or requests to speak to the Executive Committee for items not on the agenda, and requests to comment to specific agenda items listed below, may be submitted in advance by emailing sbinkley@crcog.net.

AGENDA

1. CALL TO ORDER AND ROLL CALL

Chair Elliot Abrams will convene the meeting. Mr. Binkley will review the meeting procedures.

2. PUBLIC COMMENTS

Members of the public are invited to comment on any items not already on the agenda (five minutes per person time limit please). Comments relating to specific items on the agenda should be deferred until that point in the meeting. Submitted comments will be read into the record by the Recording Secretary at the appropriate time in the meeting.

3. APPROVAL OF MINUTES

A copy of the minutes of the September 22, 2020 Executive Committee meeting are **enclosed**.

4. REFERRAL OF THE 2021 COG SUMMARY BUDGET TO THE GENERAL FORUM

This agenda item asks the Executive Committee to review a recommendation from the Finance Committee to refer the 2021 COG Summary Budget to the General Forum for distribution to the participating municipalities for review and comment.

On Thursday, October 8, 2020, the Finance Committee completed its review of the 2021 COG Detailed Budget and authorized the preparation and distribution of the 2021 Summary Budget.

Municipal contributions that are proposed for the 2021 fiscal year are tentatively scheduled to increase from \$7,414,595 (2020 Budget) to \$7,600,892 (2021 Budget), a change of \$186,297 (2.51%). The increase is due to three primary reasons:

- Millbrook Marsh Nature Center – Match for grant funding to complete the Spring Creek Education Building: \$50,000.
- Centre Region Planning Agency – Following a reduction in 2020 due to a starting fund balance related to vacancy savings, the Agency is now at normal staffing and municipal support is budgeted to return to prior levels.
- Aquatics Operations – Following the losses in revenue due to the COVID-19 shut down and subsequent reopening with 50 percent capacity and pandemic safety plans in place, this program lost money that could not be made up exclusively through furloughs and other cost-cutting measures. Accordingly, staff will be applying for funding from the Centre County CARES Act Block Grant for non-profit agencies to obtain assistance for Centre Region Parks and Recreation Authority programs and operations, notably aquatics. If this assistance is not received, municipal funding will be needed to replace some of the losses.

Because of changes in the COG funding formula factors (population less college students, earned income base, assessed property values) and/or the package of services each municipality receives from the COG, the 2021 tentative adjustment varies among the six municipalities. Individual community adjustments are:

Municipality	2021 Budget	2020 Budget	Difference
State College Borough	\$1,877,433	\$1,844,564	\$ 32,869 (1.78%)
College Township	\$1,232,577	\$1,229,194	\$ 3,383 (0.28%)
Ferguson Township	\$2,075,129	\$2,045,652	\$ 29,487 (1.44%)
Halfmoon Township	\$ 149,109	\$ 138,539	\$ 10,570 (7.63%)
Harris Township	\$ 612,120	\$ 573,806	\$ 38,314 (6.68%)
Patton Township	\$1,654,524	\$1,582,850	\$ 71,674 (4.53%)
Total	\$7,600,892	\$7,414,595	\$186,297 (2.51%)

As background information for the Executive Committee, **enclosed** is a copy of the draft Executive Director’s transmittal letter for the Summary Budget being forwarded to the General Forum. It identifies, by the 26 program areas, many of the changes and differences between the 2020 and 2021 budgets.

During its wrap-up budget review session on October 8, 2020, the Finance Committee unanimously agreed to ask the Executive Committee to refer the following motion to the General Forum for consideration:

“That the Executive Committee, as recommended by the Finance Committee, recommends that the General Forum receive the draft 2021 Summary Budget for the Centre Region Council of Governments and refer it to the municipalities for

consideration; and further, that comments be referred to the COG Executive Director by 8:00 AM on November 17, 2020, for distribution to the Finance Committee at its November meeting.”

All municipalities should vote on this motion.

5. WHITEHALL ROAD REGIONAL PARK QUESTIONS (UPDATE) - Presented by Pam Salokangas, Centre Region Parks and Recreation Agency Director

On Thursday, September 17, 2020, the COG conducted a Zoom and Learn session for General Forum members, members of the CRPR Authority, municipal managers, and other stakeholders. The goal of this Zoom and Learn session was to provide the latest information on the project and to learn the history and other details of the project. Staff provided information on the current project scope, status of grants, and the loan, along with critical timelines and options related to moving the project forward this fall.

For those unable to attend, a link to the Zoom and Learn session (including the presentation) can be viewed on the COG website on the CRPR Authority page, or by clicking here: [Zoom and Learn: Whitehall Road Regional Park 9.17.2020 \(COG Website\)](#).

During the September 29, 2020 meeting of the General Forum, members were presented with a similar presentation on the Whitehall Road Regional Park project. Members were provided with specific options and questions regarding the decision-making process necessary to advance this project, and approved the following motion:

“That the General Forum receive questions as prepared for by COG staff that will guide the future decision-making process of the Whitehall Road Regional Park project and refer them to the Centre Region municipalities for review; and, further, that comments be referred to the COG Executive Director by 8:00 AM, Thursday, October 15, 2020 to be considered during the October 20, 2020 meeting of the Executive Committee.”

Municipal consensus comments were collected on the following questions:

Question #1: If your municipality supports only utilizing the current \$4.8 million dollar loan, plus any grants and donations, what amenities of the already reduced Phase I scope should be removed from the park to meet the budget?

Comment on this item is to enable broader feedback on the scope of Phase 1 and items that are the highest priority for each community. As noted below, donor/funder restrictions may impact the ability to change/delete particular items. Final decisions regarding items reduced/cut from Phase I to fit the budget will be made by the CRPR Authority.

Option #1: Should the Authority and municipalities refinance all debt (Pools and Parks; approximately \$300,000 in estimated savings), keeping the current debt schedule and debt payment the same, applying the \$300,000 savings to the Whitehall Road Regional Park budget, while securing some additional funding for the park project?

Final decisions on financing or refinancing will require unanimous unit votes in favor by the participating municipalities.

Option #2: Should the Authority and municipalities refinance all debt (Pools and Parks; approximately \$300,000 in estimated savings), keeping the current debt schedule and debt payment the same, providing the savings back to the municipalities, while securing some additional funding for Whitehall Road Regional Park?

Final decisions on financing or refinancing will require unanimous unit votes in favor by the participating municipalities.

Option #3: The request is for assistance with funding of the under-budgeted project. What sources of additional funding for the Whitehall Road Regional Park is your municipality willing to consider for funding? Will your municipality consider providing additional resources to build Phase I? If so, please list.

Comment on this item is to enable broader feedback on sources of funding to complete Phase I. Depending on the policy decisions that may need to be made at the COG level, unanimous votes may be necessary (e.g. financing). Other alternatives may be able to be decided by the CRPR Authority, a majority vote of the General Forum, or by an individual municipality (such as dedicated individual municipal financial commitments).

Option #4: Is it the request of your municipality that the Authority close out the loan/repay the outstanding balance, and then abandon the project? If so, why?

Comment on this item is to enable an understanding of each municipality's support for the project. Such feedback is important to the Authority and staff. If the General Forum was to discuss and vote on a recommendation to the Authority regarding ending the project, the vote would not need to be unanimous.

If your municipality has consensus regarding any other options or proposed solutions to offer, staff would be happy to investigate those and report back.

Since the General Forum meeting on September 29, each of the municipalities has met at least once to consider the Whitehall Road Regional Park project. Staff appreciates the amount of time and thoughtful consideration given to the project and the current financial status by municipal boards and councils. **Enclosed** are the consensus municipal comments that were received by October 15, along with the responses by COG staff thus far.

Some municipalities also provided consensus requests for more information (also **enclosed**). Staff has begun preparing answers to as many of the consensus municipal questions as possible given available time. Additional effort will be made to complete this effort in time for the General Forum meeting. As some questions relate to the costs associated with particular components of the project and the possibilities of further reducing the scope of the project, staff plans to proceed with bidding project components. Staff has also received a number of questions and suggestions that were sent outside the consensus municipal comment process. Staff may be unable to respond to all of these questions/requests.

Staff will be prepared to share the comment guide and comments received, with responses to the consensus municipal comments during the General Forum meeting on Monday, October 26. Over the month of November, it would be very helpful to the Centre Region Parks and Recreation Authority and staff if the elected officials can provide consensus feedback on the questions/options shown on the comment guide so that the General Forum can support a path forward at its November 23rd meeting.

6. REGIONAL FIRE PROTECTION PROGRAM FIRE STUDY REPORT - Presented by Steve Bair, Fire Director

Emergency Services Consulting International was commissioned by COG to study the Regional Fire Protection Program in 2020. Work began in January and is now complete. Mr. Angle and his team presented key findings of the study to the Public Safety Committee on October 13, 2020, and answered questions posed by the Committee. The Public Safety Committee also discussed strategies for monitoring trends and data in the future to identify decision points for implementing particular recommendations of the study.

A complete copy of the ESCI Report is **enclosed** with this agenda for Committee members to review prior to the meeting.

The Public Safety Committee agreed at its October 13, 2020 meeting that the report and findings are ready to be presented to the General Forum at its October 26, 2020 meeting. If the Executive Committee agrees, they may forward the following report to General Forum members by way of the following suggested motion:

“That the Executive Committee, as recommended by the Public Safety Committee, recommends that the General Forum receive the Regional Fire Protection Program study as conducted by Emergency Services Consulting International and asks that the Public Safety Committee and Fire Director regularly monitor trends and data as recommended in the study.”

All municipalities may vote on this motion.

7. LIBRARY DIRECTOR SELECTION COMMITTEE - Presented by Eric Norenberg

During the initial meeting of the Library Director Selection Committee on September 22, 2020, Executive Committee members noted that the timeline for the work of the Library Director Selection Committee will continue into 2021 and that some of the current members of the Executive Committee will end their term on the Executive Committee midway through the work of the Selection Committee. To enhance continuity, it was proposed that any known transitions be identified and, if possible, take place before the next meeting of the Library Director Selection Committee on November 6, 2020.

Staff received notification that transitions will occur for College, Ferguson, Halfmoon, and Harris Townships. Accordingly, it is recommended that the 2020 Executive Committee formally approve designating the membership of the Library Director Selection Committee.

If the Executive Committee agrees, the following motion is recommended:

“That the Executive Committee ratifies the following list of members of the Library Director Selection Committee:

*Eric Bernier (College Township)
Laura Dininni (Ferguson Township)
Bob Strouse (Halfmoon Township)
Dennis Hameister (Harris Township)
Elliot Abrams (Patton Township)
Jesse Barlow (State College Borough)”*

*Casey McClain (Schlow Library Board)
Kimberly Fragola (Schlow Library Board)
Linda Treviño (Schlow Library Board)*

All municipalities may vote on this motion.

8. EXECUTIVE DIRECTOR’S REPORT

The Executive Director will update the Executive Committee on other items of current interest.

9. OTHER BUSINESS

- A. Matter of Record – The next meeting of the Executive Committee is scheduled for Tuesday, November 17, 2020, at 12:15 pm. It has not yet been determined if this will be an in-person or video conference meeting.
- B. Matter of Record – The Finance Committee approved Detailed Budget document has been posted to the COG website and can be viewed here: [2021 Detailed Budget](#).
- C. Matter of Record – The Library Director Selection Committee met on September 22 and approved a recruitment plan that will include surveys of staff, the Library Board, the Schlow Library Foundation, General Forum members, and other key stakeholders. Feedback from the surveys will be used in developing the profile of the ideal candidate, recruitment materials, and possible interview questions. The surveys were released during the week of October 5 and will close on October 23. The next meeting of the Selection Committee will be held on Friday, November 6, 2020, at 12:15 pm via Zoom.
- D. Matter of Record – The acquisition of Advanced Disposal Services by Waste Management is in the final stages following the U.S. Justice Department’s release of a draft consent order, with expected closure in the last quarter of 2020. Advanced Disposal will be a wholly-owned subsidiary of Waste Management which means contract changes or contract resolutions will not be necessary. In an asset divestiture agreement, Ontario-based Green For Life (GFL) will acquire several hauling, landfill, and recycling operations from both Waste Management and Advanced Disposal, including the Greentree Landfill to which Centre Region refuse is currently delivered. Advanced Disposal’s billing and

accounts payable systems are expected to integrate into the Waste Management system early in 2021. At that point, the COG and regional Advanced Disposal office will send notices of any changes in procedure to all residential customers in the COG contract.

- E. Matter of Record – On September 30, 2020, Betsy Whitman, Peter Buck and Jim Leous presented information on the Solar Power Purchase Agreement Working Group’s (SPPA WG) governance model at a workshop given by the World Resources Institute (WRI) and Rocky Mountain Institute (RMI). WRI-RMI have launched a Large-Scale Renewables Aggregation Cohort that consists of the SPPA WG and 5 other groups from Maryland, Michigan, New Hampshire, Virginia, and the Delaware Valley Region of PA. Our SPPA WG was presented as a model for the other groups to learn how the 15 entities in Centre County developed its governance structure and to guide them to form their own working groups.

Through workshops over the next six months, the RMI-WRI team will provide the cohort with education, best practices, and model documents on aggregated large-scale renewable procurement. Aggregation presents a way to access many benefits of large-scale renewable energy that our local governments would not be able to access on their own. An overview of the cohort initiative can be found here: https://www.crcog.net/aggregation_cohort.

10. TENTATIVE AGENDA ITEMS

The next meeting of the General Forum will be held via Zoom on Monday, October 26, 2020, at 7:00 pm. Tentative agenda items could include:

- Regional Fire Protection Program Fire Study Presentation
- 2021 Summary Budget
- Whitehall Road Regional Park Questions Update

11. ADJOURNMENT

ENCLOSURES

<u>Item #</u>	<u>Description</u>
03	Executive Committee Meeting Minutes ~ September 22, 2020
04	2021 Summary Budget Draft Executive Director’s Transmittal Letter
05A	Whitehall Road Regional Park Consensus Municipal Feedback/Staff Responses
05B	Whitehall Road Regional Park Municipal Requests for Information
06	Regional Fire Protection Program ESCI Study Report

CENTRE REGION COUNCIL OF GOVERNMENTS

Centre Region Parks and Recreation
2040 Sandy Drive, Suite A
State College, PA 16803
Phone: (814) 231-3071 Fax: (814) 235-7832

JOINT MEETING OF THE PARKS CAPITAL COMMITTEE AND THE CENTRE REGION PARKS AND RECREATION AUTHORITY

Virtual Meeting via ZOOM
Monday, October 26, 2020
12:15pm

During the COVID-19 health emergency, to continue business operations of the COG and ensure the safety of municipal officials and staff, and to adhere to health emergency recommendations while remaining in compliance with Pennsylvania's guidelines for public meetings, this Joint Meeting will be held via video conference. Written public comment or requests to speak to the Joint Meeting members for items not on the agenda, and requests to comment to specific agenda items listed below, may be submitted in advance by emailing crpr@crcog.net.

AGENDA

1. CALL TO ORDER
Chair Laura Dininni will convene the meeting.
2. PUBLIC COMMENTS
Members of the public are invited to comment on any items not already on the agenda (five minutes per person time limit, please). Comments relating to specific items on the agenda should be deferred to that point in the meeting.
3. APPROVAL OF MINUTES
A copy of the minutes from the July 9, 2020 joint meeting of the COG Parks Capital Committee and Centre Region Parks and Recreation Authority is **enclosed** (attachment #1).
4. PARKS AND RECREATION REGIONAL COMPREHENSIVE STUDY UPDATE (Kathy Matason)
The Centre Region Parks and Recreation Authority held its second work session on September 23 related to the Action Plan of the Comprehensive Study. The first work session was held in July and the Agency reviewed at that time what Action Plan items were already started or were complete. That lengthy review consumed most of that work session. At the September work session, the Authority members reviewed feedback from the municipalities per the comments in the study's appendix, any additional feedback received this past summer. It seemed that focusing on "Taking Care of What We Have" and "Governance" remain the two top priorities, while a third focus of working toward a Memorandum of Understanding with the State College Area School District became an additional priority that should become active once COVID-19 is no longer an issue for the schools.

During the September work session, the Authority discussed some of the secondary items in each of the priority areas in order to begin considering how to accomplish some or all of them along with their suggested and corresponding timelines.

The Authority's homework was to review that list and make priority suggestions at the next work session, scheduled for October 21 from 1-3 PM. The Agency staff were going to try to create a working document from the Action Plan for tracking purposes, and distribute that to the Authority members once it was ready.

At this time, the Parks Capital Committee would like to discuss the "Governance" topic a bit more to hear further details about the Authority's discussion to date and any update on the COG's review of its committee structure.

5. WHITEHALL ROAD REGIONAL PARK UPDATE (Pam Salokangas and Kathy Matason)

There was a Zoom and Learn held on September 17 and a presentation made to the General Forum on Tuesday, September 29, both related to the financial shortfall that this project has at this time. This Joint Meeting holds a great opportunity to discuss the funding options as put forth in the General Forum presentation and the subsequent Q & A matrix.

The Q & A matrix from the September General Forum presentation was distributed to the municipalities for comment, and responses are due back to Mr. Eric Norenberg by October 15 so that all answers can be gathered and prepared for the October 26 General Forum meeting. During the early part of October, Mr. Joe Viglione, Mr. Eric Norenberg, Ms. Kathy Matason, and Ms. Pam Salokangas attended various municipal meetings to provide answers to questions about the project.

In case the Authority members were not able to see the September General Forum presentation, and for the Parks Capital Committee members who were not able to attend the General Forum meeting, a PDF of the slides is **enclosed** (attachment #2) as well as the Q & A matrix (**enclosed**, attachment #3). The Q & A matrix will be completed as much as possible by COG staff in time for distribution to the October 20 COG Executive Committee Mtg. and the October 26 COG General Forum mtg. Everyone should bring their copy with them to the Joint Meeting for discussion.

The only other project update is as follows:

- All documentation for DCNR except the Certification of Bid Compliance forms have been submitted and are approved. The Authority is able to move forward with the bidding process via Poole Anderson and Stahl Sheaffer Eng. and will complete the Certification of Bid Compliance via the Authority's Solicitor once the bid process is complete. The Authority will also begin the Costars purchasing process for the playground and LED Lights once there is some additional direction on the project from General Forum/Authority.

6. MMNC SPRING CREEK EDUCATION BUILDING PHASE II UPDATE (Pam Salokangas)

At this time, Ms. Melissa Kauffman is not able to join us for the scheduled Joint Meeting, but Ms. Salokangas asked her for a funding update since the Authority just learned that the PA Department of Conservation and Natural Resources (DCNR) funded a grant request for \$300,000 for the Phase II

project. Ms. Kauffman's funding update memo is **enclosed** (attachment #4) as well as the DCNR Grant Award Letter (attachment #5).

7. MMNC BOARDWALK FEASIBILITY STUDY (Pam Salokangas)

Again, at this time, Ms. Kauffman is not able to join us today, but Ms. Salokangas will provide an update on the boardwalk feasibility project.

The Feasibility Study Working Group completed the Request For Proposal process with a recommendation to hire LAN Associates for \$19,970 to complete part one of the Feasibility Study. The contract, purchase order, and all other paperwork is now in place, and the first meeting with the consultant and the Feasibility Study Working Group will be scheduled very soon. LAN Associates and the MMNC Feasibility Working Group are gathering some dates/times for meeting availability, and then a date will be chosen for the project kick-off meeting.

Additionally, funding was placed into the 2021 capital budget to fund 50% of a grant request to DCNR to complete part two of the feasibility study. This part two project is estimated to be \$100,000, and it will give us the details, design, and budget that will be used for future COG capital budgets as we work to make the necessary changes and improvements to the boardwalk.

8. OTHER BUSINESS

- A. Matter of Record -The next Joint Meeting of the Parks Capital Committee and the CRPR Authority will be January 14, 2021. This meeting is the annual reorganization meeting for the COG Parks Capital Committee where the Chair and Vice-Chair are chosen and the annual meeting schedule is determined.

9. ADJOURNMENT

Attachments:

Attachment #1 - July 9, 2020 Meeting Minutes

Attachment #2 - General Forum WRRP Power Point Slides

Attachment #3 - General Forum WRRP Q & A Matrix

Attachment #4 - Ms. Kauffman's MMNC SCEB Phase II Funding Memo

Attachment #5 - DCNR Grant Award Letter

CLIMATE ACTION AND ADAPTATION TECHNICAL ADVISORY GROUP (TAG) AGENDA

Monday, October 19, 2020
8:30 AM

As a result of the “Stay at Home” order and the requirement that non-essential business operations be closed, the TAG will hold its meeting via video conference. Written public comment or requests to speak to the TAG for items not on the agenda and for specific agenda items below may be submitted in advance by emailing padams@crcog.net.

1. CALL TO ORDER – Ms. Robinson will convene the meeting.
2. PUBLIC COMMENT – For items not on the agenda.
3. COMMITTEE ITEMS
 - A. *Attached* is the meeting summary for the September 21, 2020 TAG meeting.
4. CLIMATE ACTION AND SUSTAINABILITY COMMITTEE

At its meeting on September 29, 2020 the COG General Forum unanimously approved actions to make some changes to the COG committee structure. One action is to establish a Climate Action and Sustainability Committee (CAS) in the first quarter of 2021. The CAS Committee will provide oversight of strategic and coordinated actions among the COG municipalities to set the stage for a successful implementation of the Centre Region Climate Action and Adaptation Plan (CAAP). The committee will align and organize climate actions to utilize resources efficiently and to identify gaps and opportunities for alignment across various organizations.

At its November 17, 2020 meeting the COG Executive Committee will review 1) a draft resolution to form the Climate Action and Sustainability Committee (under development) and 2) the *attached* proposed structure for the CAS Committee, to forward to the General Forum. The expectations are that the draft structure will be reviewed by the six Centre Region municipal representatives on the new CAS Committee in the 1st quarter of 2021 and final adoption would occur by the General Forum in the 2nd quarter of 2021.

Please note that responsibilities for the Climate Action and Sustainability Committee will impact responsibilities in existing COG committees. A COG-wide Strategic Plan will be conducted in the future and will include a detailed review of all COG committees.

The TAG should discuss, offer feedback and consider the following motion:

The Climate Action and Adaptation Climate Technical Advisory Group recommends the proposed Climate Action and Sustainability Committee structure.

5. PUBLIC OUTREACH

Since May TAG has met with over 60 subject matter experts to identify strategies for possible inclusion in the Centre Region Climate Action and Adaptation Plan (CAAP). The next phase of the CAAP process is public outreach and stakeholder engagement, with the intent of making it effective, collaborative, equitable and integrative. The goals for the outreach and engagement are to:

- Promote an understanding of the purpose and motivation for the creation of a Centre Region community Climate Action and Adaptation Plan (CAAP).
- Use the input to guide decision making in determining which strategies to include in the Climate Action and Adaptation Plan (CAAP).
- Allow the community to take ownership of the CAAP strategies to increase involvement in the implementation of the actions.
- Build overall momentum throughout the process.

Ms. Adams has discussed outreach strategies with communications-engagement specialists from the municipalities, Penn State, Downtown Improvement District, and Schlow Library on September 22, 2020 and the Public Services and Environmental Committee at its October 1, 2020 meeting. Below is the start of a framework being considered for engagement:

- A. Ms. Adams is collaborating with municipal and a community partners to include a series of sustainability articles in the Centre Daily Times and Centre County Gazette. The focus will be on projects that have been completed or are in the works that are making our community more sustainable and resilient.
- B. Ms. Adams will begin making connections throughout the community to identify resident champions and stakeholders who are interested in climate action. Developing relationships with these climate champions will help as they can further expand connections, tell the story as a neighbor not as government, and assist with what messaging works best for different groups.
- C. A Climate Action Survey has been drafted and it will likely be distributed in mid-January when the students have returned, and the election is over. Between now and then the time will be used to seek further assistance from Penn State survey experts on the survey content.
- D. Ms. Adams is collaborating with Lara Fowler, PSU law professor, to prepare for her Environmental Mediation Class (EXPR 972) to facilitate a climate forum in April 2021 for stakeholders and interested citizens; it will be open to the public.

The TAG should consider their role in the public outreach and stakeholder engagement process.

6. CLIMATE ACTION AND ADAPTATION PLAN STRATEGIES

To align with public outreach and engagement, the TAG should discuss the next steps in identifying which strategies should be included in the Centre Region Climate Action and Adaptation Plan (CAAP). It is likely that some strategies rise to the top for inclusion and that additional information would be helpful for outreach such as the GHG emissions reduction potential, cost range, time period and likelihood of acceptance.

To determine those top strategies that should be analyzed further, Ms. Robinson and Mr. Buck suggested that the group ranks all the items individually and then staff will compile them for discussion at the November meeting.

Ms. Adams will present the file at the meeting with proposed instructions. At that time the TAG can determine if this will be homework due November 6th or if the TAG prefers to set up a work session to review this more before the November 16, 2020 TAG meeting.

7. ADJOURNMENT

CLIMATE ACTION AND ADAPTATION TECHNICAL ADVISORY GROUP

September 21, 2020 - 8:30 a.m.

Virtual Meeting - Summary

1. MEMBERS IN ATTENDANCE

Brandi Robinson – Chair, Peter Buck – CoChair, Pam Adams, Franklin Egan, Alan Sam

Others present: Jesse Barlow, State College Borough (SCB); Kelly Davidson, SCB AmeriCorp; Jasmine Fields, SCB Sustainability Assistant; Dave Pribulka, Ferguson Township Manager; Betsy Whitman, Patton Township/PSE Committee

2. PUBLIC COMMENTS

None

3. COMMITTEE ITEMS

The Committee accepted the August 17, 2020 meeting summary.

4. POTENTIAL SOLID WASTE ACTIONS ITEMS - UPDATED

The consensus of the TAG was that the updated listing of potential solid waste action items summarized the input from the *Solid waste Climate Actions for our Community* session held on August 12, 2020. Ms. Robinson stated that TAG should consider how best to discuss solid waste and its impact since the GHG emissions (6% of the total inventory) don't capture the complete materials management effect on emissions, i.e. the transportation of goods and waste.

Ms. Adams reported that the Centre County Recycling and Refuse Authority will be participating in a Department of Environmental Protection (DEP) state-wide waste sort-study. This will provide current valuable information on the composition of our waste stream; the last one was in 2003.

A follow up email was sent to the participants of the session thanking them and pointing them to the [COG website with the updated summary](#) of potential solid waste action items.

5. AGRICULTURE & LAND MANAGEMENT CLIMATE ACTIONS FOR OUR COMMUNITY – WRAP-UP

TAG reviewed the event which went very well with 19 attendees including the 11 panelists representing Penn State, Centre County and American Farmland Trust, USDA, ClearWater Conservancy and local / region parks. TAG summarized the following main points made during the session:

- Agriculture and land management are part of the solution to address climate change.
- Top priorities include farm preservation (holding firm on the regional growth boundary) and promoting perennials for energy and sequestration.
- Funding opportunities were a major part of the conversation.
- Challenges include the need for more technical assistance for continued education, follow through by monitoring and adaptive management.
- Early adopters could be farmers whose property is in an agriculture conservation easement and municipal properties should take the lead with riparian buffers and sustainable land practices.

Mr. Pribulka pointed out that with farmland preservation begin a priority, strategies should be included that make farms more resilient to remain in active production. He also encouraged looking at non-agricultural areas as well for sustainable practices. He gave the Park Hills drainage project as an example of green infrastructure installed to adapt to a changing climate. These projects are costly but intend to save money in the long run.

Ms. Adams will incorporate the feedback from the discussion and make some minor updates to the list of potential ag-land management action items that was attached to the agenda. A follow up email will be sent to the participants of the session thanking them and pointing them to the [COG website with the updated summary](#) of potential ag-land management action items.

A future session will be scheduled to review water and resiliency with subject matter experts after more data is gathered from the climate vulnerability assessment.

6. OTHER BUSINESS

Mr. Wert provided a brief summary on the Biosolids and Biogas (anaerobic digestion - AD) Study occurring at the UAJA. He reported AD looks like it will save a significant amount of money and it could help the region on the path towards its GHG emissions reduction targets by providing biogas for local vehicles and potentially providing an option for food waste other than the landfill. He pointed out that the UAJA will likely have empty bays for leaf litter & yard waste in the future if there is a community need.

It was noted that the transportation to collect the food waste was one of the main factors in the rejection of the regional organics composting proposal.

7. CLIMATE ACTION SURVEY

Ms. Adams explained that the strategies included are ones that seem likely to be part of the early implementation phase of CAAP and have been commonly used by other communities. The purpose is to gauge what people would support and what inhibits them from carrying out sustainable practices now.

TAG felt the survey should be delayed until after the election. Mrs. Adams would get additional feedback on the release date from those involved with outreach at her Climate Action Engagement meeting on September 22, 2020.

Mr. Buck suggested including ‘have local government advocate for Federal and State policies’ as a strategy for the different sectors in the survey. Mrs. Robinson stated that learning about how important climate change was in their voting decisions would be informative. The TAG suggested that question be framed for all levels of voting - local, state and federal.

Ms. Adams reported that Mr. Grottini offered that Envinity would perform a home energy audit as a prize for completing the survey. Other prize suggestions included: solar assessment (Heather at Sun Directed), a farm share, programmable thermostat, CATA bus pass, LED lightbulbs, and native plants.

INTEROFFICE MEMORANDUM

TO: SPRING CREEK WATERSHED COMMISSION

FROM: EXECUTIVE COMMITTEE, SCWC

SUBJECT: MEETING WITH INTERESTED PARTIES ON MOVING FORWARD WITH NEXT STEPS ON CREATING A ONE WATER PLAN

At the September 19, 2020, Spring Creek Watershed Commission meeting, the Commission requested that a community meeting of the individuals and groups who worked on the Phase II One Water Report be brought back together for a brainstorming session on Wednesday, October 21, at 7 pm to discuss the next steps forward due to the Coronavirus situation, the general shutdown, and resulting local economic and budgetary challenges

The Commission felt that the SCWC should regroup and refocus plans to secure future funding for a One Water Plan for the Watershed. You are invited to this virtual meeting on the 21st via Zoom.

After some brainstorming before the Commission meeting, the Executive Committee agreed that until we know when the participating SCWC municipalities – a significant source of potential funds - are likely to begin recovering economically from the pandemic, we will be in a holding pattern. During this time, both the Executive Committee and the Commission felt we should put more effort into gathering additional background information and developing presentation materials to assist with the creation of a One Water Plan and future fundraising so as to clarify the mission, vision, and execution of the plan. We came up with several ideas as to what needs to be done until we can successfully move forward. These ideas and timing still need to be more fully fleshed out. These steps include both areas that you can help with as well as areas that we have already targeted others for input:

- I. Where You Can Help by Participating in this Meeting.
 - a. Future funding will likely come from participating municipalities and outside sources, including government agencies, businesses, and non-profits. We, therefore, need to begin to develop and qualify those potential sources of external funding. A good starting point would be to have conversations with the Watershed Association and leaders in municipal government (e.g., township and borough managers) who have information on grant possibilities. Feedback from interested parties will also help gather this information. Once we have this general information, we will be better prepared to revise the “Ask” and respond to RFPs so as to obtain the necessary funding.
 - b. Help us brainstorm why creating this One Water Plan is in the long-term interests of the townships, municipalities, and authorities and clarify what might be the “harm” as seen from these entities so that they can be addressed.
 - c. Caitlin Teti is currently working on her master’s degree and would like to do her final project on the Watershed. She has offered to do a Needs Assessment of all stakeholders to answer the following general questions. Your input into the details of these questions for the needs assessment will help create a quality needs assessment that meets your needs and the needs of the Watershed.
 - i. What is in it for our community to participate in a One Water Plan?
 - ii. What gaps or needs could be answered or addressed with a One Water Plan?

- iii. what regulatory demands are on the watershed? For example, MS4, etc. Do we care? And, should we band together under the watershed's umbrella and do it together? Or does each municipality go alone?
 - d. Prasenjit noted that Penn State University has seed funding for sustainability projects to help identify and develop funding opportunities such as the One Water Plan. He has contacts at the university to see if we qualify for such seed funding. If you know of additional funding sources through Penn State, this additional information would be helpful.
 - e. Brainstorm names of researchers at PSU who work in this area to further flesh out the costs and benefits of creating and implementing such a plan.
- II. Where We Already Have People Working on Some of the Additional Steps
 - a. Bill Sharp, Paul Takac, and Caitlin Teti will continue to work on creating the video presentation for the municipalities. C-Net will be brought in to help make the video when ready.
 - b. The officers of the SCWC will work with the Spring Creek Watershed Atlas group to see how they might assist with developing and coordinating educational outreach for the One Water Plan. Caitlin and Prasenjit Mitra will work with Bob Carline, Chair of the Atlas group, to work on a strategy and plans to make this happen.
 - c. The Commission will also reach out to Andrew Warner, Director of Penn State's Water Center of Excellence, regarding other opportunities to engage with faculty, researchers, students, or programs to benefit the One Water Plan development and funding efforts

Here is the link to the Zoom meeting. We hope you can join us to provide the critical information and feedback needed to continue moving forward with this project.

Joanne Tosti-Vasey is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us02web.zoom.us/j/84256506366?pwd=SlIzMmxkVjVHY3SHFpUzRSQjIPdjZTZz09>

Meeting ID: 842 5650 6366

Passcode: 550309

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+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

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Passcode: 550309

Find your local number: <https://us02web.zoom.us/u/kbuLXyUd0U>

Note meeting date is October 21, 2020, 7:00 p.m. via Zoom



**Manager's Report
November 2, 2020**

1. The DRAFT 2021 Ferguson Township Annual Operating Budget is being prepared for distribution to the Board by November 6th. The document will also be made available on the Township's webpage for review. Board members and the public are reminded that two Special Meetings have been scheduled on November 10th and 11th at 6:00 p.m. via Zoom to review the draft budget. C-NET will be recording both Special Meetings. Tentative adoption of the 2021 Operating Budget is scheduled for Monday, December 7th and final adoption is scheduled for Monday, December 14th during the Regular Meeting of the Board of Supervisors.
2. The Manager and Assistant to the Manager met with the Township's Regional Advisor from the Department of Conservation and Natural Resources to conduct a preliminary inspection for the development of Phase I of Suburban Park. The Township will be utilizing federal Land and Water Conservation Funds to complete the project and additional requirements must be met to access the grant. Depending on the conclusion of the floodplain study, development is scheduled to begin in the spring of 2021.
3. The petition packet has been prepared to be submitted to the Pennsylvania Liquor Control Board for a Township-wide noise exemption from the Pennsylvania Liquor Code for licensed establishments. Once the PLCB reviews the application, a public hearing will be scheduled at the Township building prior to the Board considering the petition.
4. Municipal offices opened to the public again today after a week-long closure due to a staff member testing positive for COVID-19.
5. The Pine Grove Mills Small Area Plan Advisory Board met on Thursday, October 22nd. The Advisory Board began to develop a strategy to consider the land use regulations that may need to be modified to realize the goals described in the Small Area Plan. A subcommittee was designated to review the action steps in the Plan and determine which should be considered as part of the establishment of a Pine Grove Mills Overlay District or in the context of other zoning amendments.



TOWNSHIP OF FERGUSON

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Public Works Director's Report to the Board of Supervisors for the regular meeting on November 2, 2020

- 1. Operating Budget** – Completed FTPW portion of the 2021 operating budget.
- 2. Public Works Road Crew Activities** – 3 trucks are buckled up for winter operations. Brush collection is scheduled for the week of November 2nd. Leaf collection is now a continuous operation until winter operations prohibit collection or it is no longer necessary to collect leaves. Crew size and work hours are adjusted based on leaf fall and need for collection.
- 3. Arborist and Tree Commission Activities-** Certain bare root street trees are scheduled to be planted November 12th and 13th. The Tree Commission will meet November 16th and receive a final presentation on the results of the tree canopy survey. The Board of Supervisors (BOS) will also receive a presentation at the BOS regular meeting on November 16th.
- 4. New Public Works Facility:** Work by all prime contractors continues on the new public works facility. The most recent schedule by the General Contractor with input from other prime contractors indicates a substantial completion date of January 28th. After substantial completion, indoor air quality testing must occur with the building still and unoccupied for a period of 2 weeks, punch list items will need attention, and public works employees will likely start occupying the building near the end of February, 2021. Project costs remain within the approved budget. Change orders are being managed in cooperation with our Construction Manager and Architect. Progress and coordination meetings continue. The Construction Manager is on site full time. The critical path goes through completing exterior block, brick, and insulated metal panels to get the building “dried in” to allow installation of interior components that need protected from the weather.
- 5. Public Works Engineering and GIS-** Work continues managing construction contracts and professional engineering service contracts, and other engineering related activities.
- 6. Stormwater Fee Study Phase 2** – Staff continues to provide the BOS requested information for discussion at regular meetings.
- 7. Contract 2016-C11 Traffic Signal Performance Metrics** - Jacobs Engineering continues to work with private communication providers to partner with the Township in providing a communications network to our traffic signals instead of the Township building and maintaining our own network. Design of this project is anticipated through the summer, fall, and winter with a bid early next year for construction in 2021.
- 8. Contract 2018-C20 Park Hills Drainageway** –Design and permitting activities are anticipated through 2021 with construction to follow.

9. **Contract 2019-C21 Pine Grove Mills Street Light Conversion:** This project is in the design phase. A utility meeting was held with West Penn Power and our consultant, Barton Associates on Sept 1st. The project includes installing power cutoffs to allow FTPW to maintain the lights, meters, and conversion to LED bulbs to conserve energy. A new LED bulb was installed in the streetlight nearest the Naked Egg.
10. **Contract 2020-C3 Pipe Lining:** A notice to proceed for this work was issued. Work includes lining corrugated metal pipes in the Chestnut Ridge neighborhood, Saratoga Drive, Blue Course Drive, West Whitehall Road and Deibler Road. This year, College Township piggybacked on the contract.
11. **Contract 2020-C18 Science Park and Sandy Drive Signal Design** – Utility location and survey started for design of the traffic signal in-house for bidding in the winter and construction in 2021.
12. **Contract 2020-C20 Pine Grove Mills Mobility Study** – A contract for this study has been awarded to McCormick Taylor, but a notice to proceed has not been issued due to the coronavirus pandemic which has affected traffic volumes. Staff and consultant are monitoring traffic volumes and activities to determine an appropriate time to begin the project. This project is currently on hold.
13. **Contract 2020-C21 Pine Grove Road & Water Street/Nixon Road Signal Warrant Study** – A contract for this study has been awarded to McCormick Taylor, but a notice to proceed has not been issued due to coronavirus pandemic which has affected traffic volumes. This project is on hold.
14. **Contract 2020-C23 CBPRP Implementation Design** – Review approved PRP and start discussion regarding potential projects to meet permit requirements.



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PLANNING & ZONING DIRECTOR'S REPORT

Monday, November 2, 2020

PLANNING COMMISSION

The Planning Commission met October 26, 2020 to review the subdivision/land development review process and the Family Child Care Zoning Ordinance Amendments.

LAND DEVELOPMENT PLANS AND OTHER PROJECTS

1. Active Plans are listed below for the Board of Supervisors (10/27/20).
 - o Orchard View Subdivision (24-004-,067)
 - o Whitehall Road Sheetz Land Development Plan (24-004-067)
 - o State College Borough Water Authority (24-006-055E)
 - o West College Student Housing Lot Consolidation and Land Development Plan (24-002A-015; 24-002A-016; 24-002A-017; 24-002A-018; and 36-010-006)
2. Zoning Administrator virtually attended the Governor's Occupational Safety & Health (GOSH) Conference
3. Community Planner and PZ Director virtually attended the American Planning Association-Pennsylvania Chapter Conference.
4. Ordinance Enforcement Officer attended Animal Enforcement Training.
5. PZ Staff completed posting properties for the Zoning Map Amendments.
6. PZ Staff is working on scanning subdivision and land development plans and migrating them into Laserfiche.

UPCOMING ZONING HEARING BOARD MEETINGS

The Zoning Hearing Board met September 22, 2020 to review a Request for Variance. The request was tabled until a future meeting and the applicant withdrew the application.