

FERGUSON TOWNSHIP BOARD OF SUPERVISORS
Regular Meeting Agenda
Monday, December 14, 2020, 7:00 PM

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<https://us02web.zoom.us/j/86111553742>
Meeting ID: 861 1155 3742
[Zoom Access Instructions](#)

I. CALL TO ORDER

II. CITIZENS INPUT

III. SPECIAL REPORTS

- a. COVID-19 (Coronavirus) Response Report
- b. Pine Grove Mills Farmer's Market Annual Report
- c. Centre County Economic Development Partnership Report

IV. UNFINISHED BUSINESS

- 1. Public Hearing – Resolution Adopting 2021 Annual Operating Budget
- 2. Public Hearing – Resolution Establishing Township Schedule of Fees

V. NEW BUSINESS

- 1. Consent Agenda
- 2. Zoning/Variance – 3795 West College Avenue
- 3. Public Hearing – Resolution Levying 2021 Taxes and Assessments
- 4. Public Hearing – Resolution Adopting Revised Comp Plan for Non-Uniformed Employees
- 5. Public Hearing – Resolution Establishing Contributions to Police Pension Fund
- 6. Public Hearing – Resolution Establishing new Tree Species List
- 7. Public Hearing – Resolution Amending Plant List
- 8. Public Hearing – Resolution Executing Agreement with Johnson Farm Associates for Maintenance of Haymarket Park Detention Basin

VI. REPORTS

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

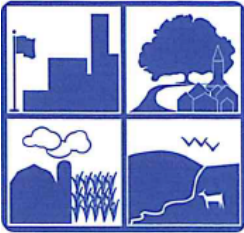
VII. COMMUNICATIONS TO THE BOARD

VIII. CALENDAR ITEMS – DECEMBER/JANUARY

IX. ADJOURNMENT



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TOWNSHIP OF FERGUSON

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**Board of Supervisors
Regular Meeting Agenda
Monday, December 14, 2020
7:00 P.M.**

I. CALL TO ORDER

II. CITIZEN'S INPUT

III. SPECIAL REPORTS

30 minutes

1. COVID-19 (Coronavirus) Response Report – David Pribulka, Township Manager
2. Pine Grove Mills Farmer's Market Annual Report – Messrs. Keough, Strouse, and Tomkiel
3. Centre County Economic Development Partnership Report – Vern Squier, CEO of the Chamber of Business and Industry of Centre County

Recommended motion: That the Board of Supervisors authorize an appropriation of \$25,000 to the Centre County Economic Development Partnership.

IV. UNFINISHED BUSINESS

1. **A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA ADOPTING THE OPERATING BUDGET FOR FISCAL YEAR 2021, BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.** 30 minutes

Narrative

Provided with the agenda is a copy of the resolution advertised for public hearing adopting the 2021 Ferguson Township Annual Operating Budget. The Board adopted the proposed budget at a public hearing on December 7th. All changes made by the Board to the proposed budget have been incorporated into the final budget presented for adoption this evening. Below is a link to the final 2021 Operating Budget presented for adoption.

[Final 2021 Ferguson Township Annual Operating Budget](#)

Recommended motion: That the Board of Supervisors adopt the resolution approving the Operating Budget for fiscal year 2021, beginning January 1, 2021 and ending December 31, 2021.

Staff Recommendation

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

2. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA REPEALING RESOLUTION 2019-30 AND ESTABLISHING A NEW FERGUSON TOWNSHIP SCHEDULE OF FEES. 10 minutes

Narrative

Provided with the agenda is a copy of the resolution advertised for public hearing establishing a new 2021 Ferguson Township Schedule of Fees. The Board reviewed the draft schedule at the Regular Meeting on December 7. Substantive changes in the 2021 Fee Schedule include the establishment of fees for Workforce Unit Fee-In-Lieu as well as revised fees for solid waste services determined by Centre County Recycling and Refuse Authority, health inspection services for eating and drinking establishments determined by the State College Borough Health Department, and 1 and 2 family residential for new industrial housing only, non-1 and 2 family residential, fire safety permits, rental housing permits, and plan review fees determined by Centre Region Code Administration Office

Recommended motion: That the Board of Supervisors adopt the resolution repealing Resolution 2019-30 and establishing a new Ferguson Township Schedule of Fees for 2021.

Staff Recommendation

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

NEW BUSINESS

1. CONSENT AGENDA 5 minutes

- a. Contract 2018-PWGG, Pay App 8: \$248,865.25
- b. Contract 2020-C4, Pay App 6: \$10,482.40
- c. Voucher Report – November
- d. 2021 FT Planning Commission Schedule
- e. 2021 FT Planning Commission Work Program
- f. The Landings PRD Revised Phasing Schedule
- g. Foxpointe PRD Revised Phasing Schedule
- h. Turnberry TTD Revised Phasing Schedule

2. ZONING APPEALS / REQUESTS FOR VARIANCES 5 minutes

- a. Request for Variance – 3795 West College Avenue

Narrative

State College Borough Water Authority—3795 W College Avenue (24-004-096-0000), zoned Rural Agricultural (RA), is requesting a variance from §27-701.3.C.—Floodplain Conservation, Use Limitations; §27-701.3.H.—Floodplain Conservation, Floodways; and §27-701.3.I.—Floodplain Conservation, Use Buffer to replace an existing bridge on SR 0026 (W. College Ave.) near the intersection of SR 0026 and SR 0045 (Shingletown Road). This bridge replacement is being performed in concurrence with a widening project to allow for enhanced traffic circulation at the intersection of these two roadways. The proposed bridge replacement and roadway widening improvements will require SCBWA to relocate an existing 12” watermain through existing wetlands and the main channel of Slab Cabin Run.

Recommended Motion: That the Board of Supervisors remain neutral on the request for variance at 3795 West College Avenue.

Staff Recommendation

That the Board of Supervisors *remain neutral* on the request for variance.

3. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA LEVYING TAXES AND ASSESSMENTS FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.

5 minutes

Narrative

Provided with the agenda is a copy of the resolution advertised for public hearing establishing taxes and assessments for fiscal year 2021 beginning January 1, 2021 and ending December 31, 2021. Real Estate Tax remains at 2.422 mills. Real Estate Transfer Tax remains at 1.25% of the consideration, or value of transfer. Earned Income Tax remains at 1.4%. Local Services Tax remains at fifty-two dollars (\$52.00) per person, \$5 of which is remitted to the State College Area School District. The changes in assessments is an increase in the Fire Hydrant Assessment from \$.15 per lineal foot to \$.25 per lineal foot and an increase in the Street Light Assessment from \$.27 per lineal foot to \$.29 per lineal foot. These increases are required to keep the funds balanced.

Recommended Motion: That the Board of Supervisors adopt the resolution levying taxes and assessments for the fiscal year beginning January 1, 2021 and ending December 31, 2021.

Staff Recommendation

That the Board of Supervisors *adopt* the resolution.

4. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA REPEALING RESOLUTION 2019-32 AND ADOPTING A REVISED COMPENSATION PLAN FOR NON-UNIFORMED EMPLOYEES WITH AN EFFECTIVE DATE OF JANUARY 1, 2021.

5 minutes

Narrative

Provided with the agenda is a copy of the resolution advertised for public hearing along with an attachment illustrating the non-uniformed employee pay grades and ranges. For 2021, the Board authorized a 1.5% cost-of-living increase for non-uniformed employees. A revised compensation plan and salary schedule reflects the changes in each pay grade so that the salary ranges are increased by this cost-of-living adjustment. As in prior years, employees will move through their respective pay ranges by achieving merit increases through successful performance evaluations.

Recommend Motion: That the Board of Supervisors adopt the resolution repealing resolution 2019-32 and adopting a revised compensation plan for non-uniformed employees with an effective date of January 1, 2021.

Staff Recommendation

That the Board of Supervisors *adopt* the resolution.

5. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA ESTABLISHING CONTRIBUTIONS TO THE POLICE PENSION FUND BY ITS MEMBERS. 5 minutes

Narrative

In accordance with Pennsylvania Act 205, the Board of Supervisors is required to establish annually a contribution rate, if any, by members of the Police Pension Plan. Provided with the agenda is a copy of the resolution advertised for public hearing. Based on the Minimum Municipal Obligation Certification provided to the Board on August 17, 2020, members of the Police Pension Plan will be required to contribute 5% of their base salary to the Police Pension Fund in 2021. This contribution rate is the maximum authorized under Pennsylvania Act 600 and is required due to actuarial-determined funding requirements. These member contributions will be added to the municipal contributions in order to keep the plan actuarially sound.

Recommend Motion: That the Board of Supervisors adopt the resolution establishing contributions to the Police Pension Fund by its members.

Staff Recommendation

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

6. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA REPEALING RESOLUTION 2015-29 AND ESTABLISHING A NEW APPROVED LIST OF TREE SPECIES, CULTIVARS, AND HYBRIDS FOR STREET AND PARK PLANTING. 10 minutes

Narrative

The Street Tree List was updated by the Township Arborist to remove certain non-native trees such as but not limited to the Goldenrain Tree, Colorado Blue Spruce, and Hedge Maple. No new trees were added. The Ferguson Township Tree Commission reviewed this item and recommends the update.

Recommended motion: That the Board of Supervisors adopt the resolution, repealing Resolution 2015-29 and establishing a new approved list of tree species, cultivars, and hybrids for street and park planting.

Staff Recommendation

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

7. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA AMENDING RESOLUTION 2000-22, THE OFFICIAL TOWNSHIP PLANT LIST, AS DESCRIBED IN EXHIBIT "A". 10 minutes

Narrative

The official Township plant list was updated by the Ferguson Township Tree Commission in coordination with the Township Arborist to remove certain non-native trees such as but not limited to the Goldenrain Tree, Colorado Blue Spruce, and Hedge Maple, to remove invasive trees and shrubs and ground cover such as but not limited to the Tatarian Maple, Koreanspice Viburnum, and Bugleweed. Some new native trees, shrubs, and ground cover were added. The official Township plant list is used for the selection of plants and trees when preparing land development landscaping plans for approval.

Recommended motion: That the Board of Supervisors adopt the resolution amending Resolution 2000-22, the Official Township Plant List, as described in Exhibit "A".

Staff Recommendation

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

- 8. A PUBLIC HEARING ON A RESOLUTION OF THE TOWNSHIP OF FERGUSON, CENTRE COUNTY, PENNSYLVANIA AUTHORIZING THE CHAIRMAN AND SECRETARY TO EXECUTE AN INSTRUMENT FOR THE DECLARATION OF RESTRICTIONS AND COVENANTS WITH JOHNSON FARM ASSOCIATES FOR THE MAINTENANCE OF THE HAYMARKET PARK DETENTION BASIN. 10 minutes**

Narrative

The Township desires to plant trees as a pilot project in the stormwater basin in Haymarket Park. While the Township owns the basin, certain maintenance is to be performed by another party, Johnson Farm Associates. The new agreement revises certain maintenance responsibilities due to the planting of trees. Ferguson Township Public Works will assume the responsibility for tree maintenance and picking up tree debris. In the spring, seedling trees will be planted by the U.S. Fish and Wildlife Service in cooperation with the Township Arborist. The basin bottom was previously re-seeded with a pollinator mix by the same group in 2019.

Recommend Motion: That the Board of Supervisors adopt the resolution authorizing the Chairman and Secretary to execute an Instrument for the Declaration of Restrictions and Covenants with Johnson Farm Associates for the maintenance of the Haymarket Park Detention Basin.

Staff Recommendation

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

V. STAFF AND COMMITTEE REPORTS

- 1. **COG COMMITTEE REPORTS** 5 minutes
 - a. Finance Committee
- 2. **OTHER COMMITTEE REPORTS** 5 minutes
 - a. SPPA Working Group
- 3. **STAFF REPORTS** 10 minutes
 - a. Planning and Zoning Director
 - b. Chief of Police

VIII. COMMUNICATIONS TO THE BOARD

IX. CALENDAR ITEMS – DECEMBER/JANUARY

X. ADJOURNMENT