

# **SPRING-BENNER-WALKER JOINT AUTHORITY**

## **REGULAR MEETING**

**November 30, 2016**

### **ATTENDANCE:**

<b>AUTHORITY MEMBERS:</b>	<b>Spring</b>	Joseph Galbraith Gregg Heny Chris McMurtrie Dondi Smeltzer
	<b>Benner</b>	Dan Hoffman William Hughes Timothy Miller
	<b>Walker</b>	Dennis McDowell

**GUESTS:** None present

**EXECUTIVE DIRECTOR:** N. Warren Miller

**EMPLOYEES:** Kelly Gill

### **CALL TO ORDER:**

The November 30, 2016, Regular Meeting of the Spring-Benner-Walker Joint Authority was called to order at 7:00 P.M. by Timothy Miller, Chairman. Mr. T. Miller thanked everyone for attending and stated that the meeting would be recorded for transcription.

### **ROLL CALL:**

William Hughes, Secretary, took Roll Call, recording eight members present. Mr. Onufrak was absent from the meeting. Mr. T. Miller, Chairman, noted that with a quorum present, the Spring-Benner-Walker Joint Authority was permitted to conduct business under the laws of Pennsylvania.

### **PLEDGE OF ALLEGIANCE:**

Mr. T. Miller, Chairman, led the Board members and Employees in the Pledge of Allegiance.

**APPROVAL OF MEETING MINUTES:**

Mr. T. Miller asked the Board if there were any questions and/or changes to the November 14, 2016 meeting minutes as presented. **Mr. Smeltzer moved, seconded by Mr. Galbraith to approve the Minutes of the November 14, 2016 Regular Meeting as presented.** 8 ayes, 0 nays, 1 absent. **The motion carried.**

**CORRESPONDENCE:**

**Bellefonte Borough Email** – Mrs. Gill provided the Authority Board with an email she received from Lori Walker, Bellefonte Borough, pertaining to our request for additional information relating to the Borough's pension plan. Ms. Walker's email stated that the Bellefonte Borough Authority's Chairman, Joseph Beigle, indicated the Borough will not be preparing or providing any detailed pension information to our Authority, but we can complete a review of everything they have on file. Mrs. Gill informed the Board that she sent Ms. Walker an email welcoming the opportunity to review the Borough's records and requested that she be provided with a date and time to complete the review.

**FINANCIAL REPORTS:**

Treasurer's Report: Mr. Heny reviewed the financial reports for the period ending 10/31/2016. Mr. T. Miller asked if there were any questions regarding the Treasurer's Report or any comments by the Authority staff. **Mr. Galbraith moved, seconded by Mr. McDowell to approve the Treasurer's Report as presented.** 8 ayes, 0 nays, 1 absent. **The motion carried.** Mr. Smeltzer referenced the change in the PLGIT accounts and asked if monies were transferred from one account to another. Mr. W. Miller indicated a Certificate of Deposit within the PLGIT CD Purchase Program matured in October 2016; therefore, the principal and interest earned were transferred to the other PLGIT accounts as required. Mr. W. Miller stated that these monies will likely be transferred to the Money Market account at First National Bank, once it is established due to the higher interest yield provided without the need to encumber our reserves.

**APPROVAL OF PAYMENTS:**

Approval of Requisitions:

**Revenue Fund Requisition 2012-90** – Mr. Heny presented the Board with Revenue Requisition 2012-90. Mr. T. Miller asked if there were any questions regarding the presentation of Revenue Fund Requisition #2012-90. **Mr. Smeltzer moved, seconded by Mr. McMurtrie to approve Revenue Requisition 2012-90 payable to SBWJA in the amount of \$40,602.87.** 8 ayes, 0 nays, 1 absent. **The motion carried.**

**GUESTS:** There were no Guests present for the meeting.

**EXECUTIVE DIRECTOR'S REPORT:**

**Centre Communications Easement Agreement** – Within the last year the Authority personnel had determined that several mainline extensions throughout the sewer system were installed in the 1980s; however, the necessary right-of-way was never obtained. All of the properties in question have signed the easement agreement with the exception of Centre Communications along Benner Pike.

Mr. W. Miller indicated a 6" sewer main extends from Clemens Lane in a southerly direction within the lands of Centre Communications, which serves Centre Communications, a daycare along Benner Pike and a residential dwelling on the daycare property. The owners of Centre Communications are refusing to sign the easement agreement citing our Authority simply needs to ask for permission to access the property and they will permit access to maintain the sewer line. The Board discussed the liability associated with not having the necessary easement in place and condemnation by eminent domain. **Mr. Hughes moved, seconded by Mr. Hoffman to proceed with filing the Declaration of Taking by Eminent Domain of the property owned by Karl F. Hosterman and Eric L. Brooks (Centre Communications) known as Tax Parcel No. 12-003B-041 to obtain the necessary easement to perform necessary maintenance of the sewer line.** 8 ayes, 0 nays, 1 absent. **The motion carried.**

**Centre Region Council of Governments (COG) Public Services & Environmental Committee Meeting** - The Authority Board was provided with an agenda for the Centre Region COG's public services and environmental committee meeting scheduled for December 1, 2016 at 11:30 a.m. The agenda includes discussion of sewer service for portions of Benner Township inside the Centre Region regional growth boundary and sewer service area, otherwise known as the Shiloh Road area.

The Centre Region's regional growth boundary only includes sewer service to the Clair and Rogers properties along Shiloh Road and the remaining properties along Trout Road are not being fully considered. The Shiloh Road and Walnut Grove areas are identified within Benner Township's 2003 Act 537 Plan as being within the 5-10 year implementation schedule.

Mr. W. Miller indicated the Benner Township Supervisor's previously approved Resolution #07-5a on June 4, 2007 which adopted the 2006 Centre Region Act 537 Sewage Facilities Plan, as required by the PA DEP. This particular resolution indicated Benner Township is supportive of our Authority and the University Area Joint Authority working together to develop a workable solution to provide public sewer service to the Benner Township portion of the Shiloh Road area. Benner Township Resolution #07-5a is attached and made a part of these official meeting minutes.

Mr. W. Miller questions if the current Benner Township Board of Supervisors plan to ignore this Resolution or if they plan to take action to rescind this document. Mr. W. Miller also stated these current Supervisors sat in our public meeting previously stating they agree this area should remain within the Spring Benner Walker Joint Authority's service area.

**Service Trucks** - Mr. W. Miller provided the Board with an update as to the status of the repairs to the service trucks. The 2012 and 2013 F-350 service trucks were repaired by Lake Ford, but unfortunately the 2012 was once again towed back this past Tuesday for the same issues. Lake Ford is currently making the repairs to the 2014 F-350 service truck which involved cutting through the bed and installing an access hatch to make the necessary repairs. All of this work is being completed under warranty.

**OLD BUSINESS:**

**Pump Station #7 Upgrades** – Mr. McDowell inquired about the status of the upgrades to Pump Station #7. Mr. W. Miller indicated the contractor's workmanship is good; however, he visited the job site today to find rain entering through the eave end of the building and draining onto the pump motors. The contractor was contacted and made corrections immediately.

**NEW BUSINESS:** There was no New Business presented for discussion.

**COMMITTEE REPORTS:**

**Personnel & Community Relations Committee –**

**Termination of Employment** - Mr. Hoffman indicated a probationary employee was released from employment on November 18, 2016 due to poor work performance. The employee indicated the job was labor intensive and required more extensive knowledge than he imagined when accepting the position.

A potential new hire was interviewed and is planning on shadowing an employee for a day in the next few weeks to determine if an offer of employment will be made.

**Executive Director Evaluation** – Mr. T. Miller reminded the Board members to complete the evaluation of the Executive Director and return it to him prior to the next meeting. The evaluation can be emailed to Mr. T. Miller.

**Mr. Smeltzer left the meeting at 7:31 p.m.**


**Facilities Committee:** Mr. Hughes had nothing to report.

**Financial Committee:** Mr. Heny reported the Finance Committee met again on November 18, 2016 to discuss the retirement plan and will meet again once some additional information is obtained from ICMA-RC. The Authority is also requesting a written opinion from our solicitor relating to the liability of the Board.

**ADJOURNMENT:**

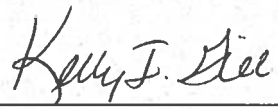
**Mr. Hughes moved, seconded by Mr. Galbraith to adjourn the meeting at 7:42 p.m.**  
7 ayes, 0 nays, 2 absent. **The motion carried.**

Respectfully submitted,



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William Hughes, Secretary



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Kelly J. Gill, Recording Secretary

CC: Benner Township \_\_\_\_\_  
Spring Township \_\_\_\_\_  
Walker Township \_\_\_\_\_

BENNER TOWNSHIP

RESOLUTION # 07-5a  
ADOPTING THE 2006

CENTRE REGION ACT 537 SEWAGE FACILITIES PLAN

WHEREAS, Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act," as amended, and the Rules and Regulations thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, requires the Municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters and/or environmental health hazards with sewage wastes, and to revise said plan whenever it is necessary to meet the sewage disposal needs of the Municipality; and

WHEREAS, the Township of Benner has identified the Spring Benner Walker Joint Authority as their agent to provide public sewer service within their Township; and

WHEREAS, the Township of Benner has identified the Shiloh Road Area as a future growth area; and

WHEREAS, the Township of Benner has identified parcels of land in addition to those recognized in the Centre Region Act 537 Plan within this drainage basin that may require future sewer planning; and

WHEREAS, the Township of Benner has a previously approved Act 537 plan dated June 2001 that identifies through the Spring Benner Walker Joint Authority the various alternatives to provide service to this area; and

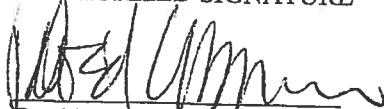
WHEREAS, the Township of Benner is supportive of the Spring Benner Walker Joint Authority and the University Area Joint Authority working together to determine if an intermunicipal agreement can be reached by these Authorities to provide treatment for these flows at the University Area Joint Authority Treatment Plant; and

WHEREAS, the Centre Region Act 537 Sewage Facilities Plan recommends that the Spring Benner Walker Joint Authority and the University Area Joint Authority work together to develop a workable solution to provide public sewer service to the Benner Township portion of Shiloh Road, and

NOW THEREFORE, BE IT RESOLVED that the Benner Township Board of Supervisors hereby adopts the Centre Region Act 537 Sewage Facilities Plan and endorses the Plan to determine future sewer service for the Shiloh Road Area of Benner Township.

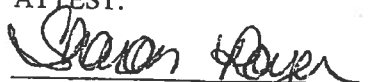
RESOLVED, this 4<sup>th</sup> day of June, 2007.

AUTHORIZED SIGNATURE

  
David Brebn, Chairman

MUNICIPAL SEAL

ATTEST:

  
Sharon Royer, Secretary