

BENNER TOWNSHIP WATER AUTHORITY

REGULAR MEETING

November 12, 2025

ATTENDANCE:

AUTHORITY MEMBERS PRESENT: Thomas Eby
Richard Fenush
Joshua Fitz
James Lanning
Garen Smith

OTHER ATTENDEES: Will Barton – SBWJA
Kelly Gill – SBWJA
Brian Shura, P.E. – Stiffler McGraw
Michael Levandoski, Esq. – MKC Law
See Attached Guest List

CALL TO ORDER:

The November 12, 2025, Regular Meeting of the Benner Township Water Authority was called to order at 7:00 p.m. by Garen Smith, Chairman.

ROLL CALL:

Joshua Fitz, Secretary, took Roll Call, recording five members present. With a quorum present, the Benner Township Water Authority was permitted to conduct business under the laws of Pennsylvania.

PLEDGE OF ALLEGIANCE:

Mr. Smith led the Board Members, Professional Services, Contracted Services and Guests in the Pledge of Allegiance.

APPROVAL OF MEETING MINUTES:

The Minutes of the October 21, 2025 regular meeting were presented for review. **Mr. Smith moved, seconded by Mr. Fenush to approve the Minutes of the October 21, 2025 Regular Meeting as presented.** 4 ayes, 0 nays, 1 abstention. **The motion carried.** Mr. Lanning abstained from voting.

TREASURER'S REPORT:

Mr. Smith asked Mrs. Gill to review the Treasurer's Report with the Board. Mrs. Gill provided an overview of the Treasurer's Report as presented, which included Bills by Vendor in the amount of \$28,263.06, bank account balances for the period ending October 31, 2025 and the budget vs. actual report through October 31, 2025. Mrs. Gill indicated these reports are not based on reconciled bank statements due to not having all statements prior to preparation of tonight's board meeting packet. Mrs. Gill also stated that a majority of the expenses for the past month have been associated with the installation of the nitrate removal system at Grove Park, which Mr. Barton will be discussing during his report.

Mr. Eby referenced the receivables worksheet included in the board packet and asked if there was a line item for each individual transaction (payment received). Mrs. Gill stated no, the information listed includes all payments received for that particular batch and indicated that the Authority receives credit card payments, ACH payments, payments by check and cash payments, which are all recorded as a separate batch. **Mr. Fenush moved, seconded by Mr. Fitz to approve the Treasurer's Report as presented and Bills by Vendor in the amount of \$28,263.06.** 4 ayes, 1 nay. **The motion carried.** Mr. Lanning voted nay.

SBWJA REPORT:

October System Overview – Mr. Barton provided an overview of the work completed for the Benner Township Water Authority (BTWA) for the month of October.

System Maintenance – We obtained a follow-up meter reading at a property along Millgate Road and also obtained a final water meter reading for a property along Meadow Flower Circle.

Grove Park Nitrate Removal System – Work began on the nitrate removal system at Grove Park. The sewer lateral for the waste stream has been installed, most of the internal plumbing parts have been received and we are currently waiting on a few valves. Mr. Barton informed the Board that SBWJA staff plans to begin installing the internal plumbing on 11/13/2025 and he expects to have the plumbing completed by Thanksgiving. We will then need to wait for the PA DEP to issue the operating permit before we can begin operating the system. Discussion was held about the steps necessary with obtaining the operating permit.

Analytical Testing – In October samples were obtained from both Hampton/Opequon and Grove Park water systems for bacteria and PFAS testing. Samples were also collected for nitrite/nitrate testing of the Grove Park water system.

PA One Calls – There was one (1) PA One Call located in the month of October.

SOLICITOR'S REPORT:

Termination of the Benner Township Water Authority (BTWA) – Mr. Levandoski indicated that a couple of months ago the Benner Township Supervisors passed an ordinance directing the Benner Township Water Authority to execute the Certificate of Termination by December 1, 2025. Mr. Levandoski stated he has communicated with Mr. Beard, Benner Township's Solicitor, who confirmed that the Benner Township Supervisors are still expecting that to happen and direct the BTWA to execute the certificate of termination; however, it is their position that the BTWA will not formally be terminated until they (Benner Township Supervisors) choose to file that Certificate of Termination with Harrisburg. Mr. Levandoski stated when that will occur is uncertain at this point, but Mr. Beard is still preparing the necessary paperwork in order to effectuate the eventual transition of the BTWA's assets/liabilities to Spring Benner Walker Joint Authority.

For the moment, Mr. Levandoski's recommendation is to keep the BTWA's 12/16/2025 scheduled board meeting on our calendars in the event that a meeting will be needed just to pay the monthly bills.

ENGINEER'S REPORT:

Village of Peru Corrective Action Plan (CAP)/Permitting – Mr. Shura stated that Stiffler McGraw continues to work on the permit for the Peru water system and he has been working with Mr. Barton to obtain some needed information for the permit application.

GUESTS: There were no Guests wishing to address the Board.

CORRESPONDENCE: There was no Correspondence presented for discussion.

OLD BUSINESS:

Certificate of Termination – Mr. Levandoski indicated that a motion would need made to direct the Chairman and Secretary to execute the Certificate of Termination in accordance with Benner Township's Ordinance No. 146 which was passed by the Benner Township Supervisors. Mr. Levandoski recommends also including a motion authorizing the Chairman and Secretary to execute any other documents that may arise and be necessary to carry that into effect. **Mr. Fenush moved, seconded by Mr. Fitz to authorize the Benner Township Water Authority's Chairman and Secretary to execute the Certificate of Termination in accordance with Ordinance No. 146 which was passed by the Benner Township Supervisors and to also authorize the Chairman and Secretary to execute any other documents needed to effectuate the termination of the Benner Township Water Authority. Mr. Smith requested a roll call vote:**

Mr. Eby – nay

Mr. Fitz – aye

Mr. Smith – aye

Mr. Fenush – aye

Mr. Lanning – nay

3 ayes, 2 nays. **The motion carried.** The Certificate of Termination is attached and made a part of these official meeting minutes.

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

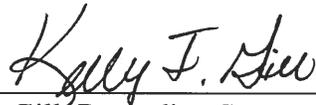
ACTION ITEMS: There are no outstanding action items.

Next regular scheduled meeting is December 16th at 6:30 p.m.

ADJOURNMENT:

Mr. Fitz moved, seconded by Mr. Fenush to adjourn the meeting at 7:17 p.m. 5 ayes, 0 nays. The motion carried.

Respectfully submitted,



Kelly J. Gill, Recording Secretary

CC: Benner Township_____

EXHIBIT A

**CERTIFICATE OF TERMINATION
OF THE
BENNER TOWNSHIP WATER AUTHORITY**

THIS CERTIFICATE ("Certificate") is made the 12th day of November, 2025, by the Benner Township Water Authority ("Authority").

WHEREAS, pursuant to Ordinance No. 146 of the Benner Township Board of Supervisors of Centre County, Pennsylvania, the ("Township"), the Authority was directed to take all actions necessary to effectuate its termination.

WHEREAS, pursuant to the Municipalities Authorities Act, 53 Pa. C.S. §5619, the Authority hereby submits this Certificate, requesting and advising that the Benner Township Board of Supervisors terminate the Authority's existence; and

WHEREAS, pursuant to the Municipalities Authorities Act, 53 Pa. C.S. §5619, the Benner Township Board of Supervisors is authorized to approve this Certificate by Ordinance.

NOW, THEREFORE, the Authority, intending to be legally bound hereby, certifies as follows:

1. The Authority hereby submits this Certificate requesting its termination pursuant to Ordinance No. 146 of Benner Township, and the Municipalities Authorities Act, 53 Pa. C.S. §5619.
2. The Board of Supervisors of Benner Township is authorized to terminate the existence of the Authority based on the prior action of the Board of Supervisors of Benner Township to create the Authority in Ordinance No. 59, dated November 1, 1993.
3. The Chair and Secretary of the Authority are hereby authorized to take all actions necessary to carry out the purposes of this Certificate and to effectuate the dissolution of the Authority.

Benner Township Water Authority
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IN WITNESS WHEREOF, the undersigned officers of the Authority, having been authorized by the Board of the Authority, have hereunto set their hands and seals the day and year first written above.

ATTEST:

BENNER TOWNSHIP WATER
AUTHORITY



By: 

BENNER TOWNSHIP WATER AUTHORITY
170 IRISH HOLLOW ROAD
BELLEFONTE, PA 16823
(814) 355-4778

REGULAR MEETING
November 12, 2025

GUEST LIST

***Please be sure to print your name on the lines below.**

1. Jacob Michael

2. JIM LANKY MS

3. _____

4. _____

5. _____

6. _____

7. _____

8. _____

9. _____

10. _____

11. _____

12. _____

13. _____

14. _____