



**PATTON TOWNSHIP  
CENTRE COUNTY, PENNSYLVANIA**

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## **BOARD OF SUPERVISORS**

BOARD MEETING ROOM  
PATTON TOWNSHIP MUNICIPAL BUILDING

**October 13, 2021**      **5:00 PM**

### **\*\*\* AGENDA UPDATED \*\*\***

**Updates Include:** Item 3aa -- **\*\* NEW ITEM \*\*** Proposed CATA Service Cuts in Patton Twp.; Item 3a – additional attachment; Item 3c -- additional attachment; Item 7b – additional attachment; Item 9b – new announcement; Item 10f – new attachment

**PLEASE NOTE: This meeting will be a hybrid, combining in-person and tele-conferencing.**

The Public is welcome to attend via Zoom, but may also provide comments prior to the meeting by email [patton@twp.patton.pa.us](mailto:patton@twp.patton.pa.us) or phone 814-234-0271 (ask for the Manager)

The meeting will be broadcast live on C-NET (Comcast Ch 7) and live-streamed at <https://www.youtube.com/user/CNetCentreCounty/live>

**Join Zoom Meeting Information:** <https://us02web.zoom.us/j/86413912542>  
**Meeting ID:** 864 1391 2542      **or Dial-up: 929-205-6099**

- If you are not a Board member or a Patton Township staff member we request that you turn off your video. If you are an applicant or presenter please wait to be recognized by the Chair or Manager to turn on your video and speak.
- If you are a member of the public and would like to provide comments during Item 2; Public Comments or on a particular agenda item, please use the “raise hand” feature of the Zoom application. Please wait for the Chair to indicate that it is your opportunity to speak. Public comments will be limited to five minutes per person per item.

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Meetings can be live-streamed at <https://www.youtube.com/user/CNetCentreCounty/live>

**1. CALL TO ORDER**

The Chair will call the meeting to order.

**a. Announcements**

- [1] The Board of Supervisors meet with the Township Manager in Executive Session on September 29, 2021 to discuss personnel matters.
- [2] The Board Chair and Vice Chair, along with Township Staff, met with representatives from Chick-fil-A on October 6th - see enclosed report (See attachment Item 1a.2)

**b. Pledge of Allegiance** – as you are able, please rise and join the Board in the Pledge

**c. Additions to the Posted Agenda**

The Board of Supervisor has adopted the following procedures for adding items to a posted agenda:

The tentative agenda for the Patton Township Board of Supervisors is typically published on the Friday prior to the Wednesday meeting. An Updated Agenda is typically published on the Tuesday prior to a Wednesday meeting. The Updated Agenda shall be considered the “posted” agenda in accordance with Act 65 of 2021.

At this time, the Chair may announce and/or ask the other Board members for the addition of agenda items that constitute Emergency Business or are considered de minimas in nature and do not involve the expenditure of funds or entering into a contract or agreement. The Chair shall determine if the items do constitute Emergency Business or are considered de minimas in nature and will determine the placement of each such added item within the meeting agenda.

Any Board member wishing to add an item to the agenda that is not Emergency Business and not considered de minimas in nature shall ask for recognition by the Chair and shall make a motion to add an item, including stating the nature of the item and reason for changing the agenda. If the motion is seconded, the Chair shall oversee discussion and a vote on the motion to add the item. If the motion is approved by a majority vote of the individuals present and voting, the item shall be added to the agenda. The Chair shall determine the placement of the added item within the meeting agenda.

Please see attachment “Item 1a.1, Meeting Conduct Policy”, for guidance on meeting

## **2. PUBLIC COMMENTS**

Residents/tax payers may address the Board on issues of interest to the Township. Comments related to specific agenda items should be deferred until that point in the meeting.

If you are attending on Zoom please use the “raise hand” feature of the Zoom application and wait for the Chair to indicate that it is your opportunity to speak.

If you are attending in-person please approach the podium and wait for the Chair to indicate that it is your opportunity to speak.

Public comments are limited to five minutes per person.

## **3. PRESENTATIONS / PUBLIC HEARINGS**

### **aa. **\*\* NEW ITEM \*\*** Report and Request from Patton’s Representative to the CATA Board of Directors Regarding Service Cuts in Patton Township**

On Friday, October 8, the CATA General Manager announced planned service cuts that had been approved by the CATA Board of Directors in response to a shortage of bus operators. Please see attachment “Item 3aa. CATA Service Cuts Announced.” The planned cuts would go into effect on October 25<sup>th</sup>.

Mark Parfitt, Patton’s representative to the CATA Board of Directors, has requested an opportunity to address the Board of Supervisors and provided a letter (attachment Item 3aa.2) explaining his opposition to the service cuts on the A (Park Forest Village) and G (Graysdale) routes in the Township. Mr. Parfitt also suggests the potential alternative of providing CATAGO service to these neighborhoods.

For this item the Board should:

- Review the materials provided or referenced in the agenda
- Receive a brief presentation from Mr. Parfitt
- Solicit other information, as needed, from the presenter
- Solicit public input
- Discuss the matter with Mr. Parfitt and, if desired, determine an appropriate course of action

### **3. PRESENTATIONS / PUBLIC HEARINGS (Continued)**

#### **a. Climate Action and Adaptation Plan (CAAP)**

The Centre Region Council of Governments (CRCOG), in collaboration with its six member municipalities, has been developing a Climate Action and Adaptation Plan intended to make the Centre Region a more healthy, equitable, resilient, and sustainable community. Ms. Pam Adams, CRCOG's Sustainability Planner, will provide a presentation on the climate action and adaptation planning process and the Plan. The board members and the public will have the opportunity to ask questions and provide feedback.

The Executive Summary of the draft plan is included with the agenda materials as attachment Item 3a.1. The full draft Climate Action and Adaptation Plan can be found here: <https://www.crcog.net/caap> (For optimal viewing of the CAAP report: Download the file to an Adobe pdf and 'Open with system viewer'. The pdf is best viewed in two page view with a cover page.)

At its September 27, 2021 meeting, the General Forum forwarded the CAAP to the municipalities for review and for comments to be sent to Ms. Adams by October 29, 2021.

The CAAP provides a framework for the community to begin reducing its greenhouse (GHG) emissions and adapting to a changing climate. It will serve as a guide for governmental entities, residents, businesses, and community organizations to take an active part in the transition to a low carbon future, prepare for the impacts of climate change, and create a healthier and more prosperous community. Climate action planning is a continuous cycle and does not stop with the development of this document. Given that this is the Region's first climate action plan, and to encourage broad participation, CRCOG envisions a phased approach for implementation.

The initial phase will focus on:

- municipal and CRCOG actions
- disseminating information on opportunities and incentives
- using the CAAP to guide policymakers to determine the priorities for the coming years, and as informed by the consultant study proposed for 2022

**3. PRESENTATIONS / PUBLIC HEARINGS (Continued)**

**a. Climate Action and Adaptation Plan (Continued)**

At its November 8, 2021 meeting, CRCOG's Climate Action and Sustainability Committee hopes to revise the CAAP to incorporate municipal and public comments and forward an updated CAAP to General Forum for adoption at its November 22, 2021 meeting.

For this item the Board should:

- Review the materials provided or referenced in the agenda
- Receive a brief presentation from the COG Sustainability Planner (slides attached as Item 3a.2)
- Solicit other information, as needed, from the presenter
- Solicit public input
- As requested, provide comments on the Plan to be submitted to COG.

**b. Draft Conservation Easement for Gray's Woods Preserve**

The Township Manager and Solicitor have arrived at an agreement-in-principle with the Hamer Foundation and Clearwater Conservancy on the terms of a Conservation Easement to be placed on the Gray's Woods Preserve (GWP), which was purchased in late 2017 with \$3,500,000 in Township Open Space funds and a \$750,000 grant from the Hamer Foundation.

(Intentionally blank)

**3. PRESENTATIONS / PUBLIC HEARINGS (Continued)**

**b. Draft Conservation Easement for Gray's Woods Preserve (Continued)**

A copy of the draft Conservation Easement Agreement is included in the agenda materials as Item 3b.1. Highlights of the agreement include:

- Any transfer or subdivision of the property is expressly prohibited (Section 2.01).
- The Conservation objectives will be determined by the Township's Open Space Stewardship Committee (OSSC) (Section 1.04).
- Clearwater Conservancy will be the Holder of the easement and be responsible for monitoring activities and interpreting the terms of the Easement if requested (Article 6).
- The Hamer Foundation will cover the costs for all of the Holder's activities under a 3-party agreement (Section 6.05).
- On issues subject to Review by the Holder (see Section 6.04) the Holder will also review any recommendations provided by the OSSC and meet with them if requested.

If the draft easement agreement is found acceptable, there are a few steps remaining before a final agreement can be executed. The Hamer Foundation Board President has asked the parties to keep working at a pace that will find everything finalized within the next 3 months.

For this item the Board should:

- Review the materials provided or referenced in the agenda
- Receive a brief presentation from the Manager or Solicitor
- Receive a brief presentation from Clearwater Conservancy
- Solicit other information, as needed, from presenters
- Solicit public input
- Consider taking action to endorse the draft agreement and direct staff to continue working towards a final product.

### **3. PRESENTATIONS / PUBLIC HEARINGS (Continued)**

#### **c. COVID-19 Protocols in Patton Township**

Supervisors Anita Thies has requested an opportunity to address the Board regarding the following items:

- Vaccine status of Patton Township employees
- Masking requirements for businesses and public facilities (see attachment 3c.2)
- Requiring the COVID vaccine for new Township hires (see attachment 3c.3)
- Sharing CDC information with the Board and public (see attachment 3c.4)

For this item the Board should:

- Review the materials provided or referenced in the agenda
- Receive a brief presentation from Ms. Thies
- Solicit other information, as needed, from Ms. Thies and/or staff
- Solicit public input
- Respond to any requests from Ms. Thies

### **4. PUBLIC SAFETY**

#### **a. Police Update**

A copy of the September 2021 Public Safety Report is enclosed. Chief Jolley will review the report and respond to questions.

#### **b. Participation Information for National Opioid Settlement**

The Township has received correspondence from the Pennsylvania Attorney General (Item 4b.1) stating “two proposed nationwide settlement agreements have been reached that would resolve all opioid litigation brought by states and local political subdivisions against the three largest pharmaceutical distributors, McKesson, Cardinal Health and AmerisourceBergen (“Distributors”), and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson (collectively, “Janssen”).”

#### 4. PUBLIC SAFETY (Continued)

##### b. Participation Information for National Opioid Settlement (Continued)

The letter continues “The proposed Settlements require the Distributors and Janssen to pay billions of dollars to abate the opioid epidemic. Specifically, the Settlements require the Distributors to pay up to \$21 billion over 18 years and Janssen to pay up to \$5 billion over no more than 9 years, for a total of \$26 billion (the "Settlement Amount"). Of the Settlement Amount, approximately \$22.7 billion is earmarked for use by participating states and subdivisions to remediate and abate the impacts of the opioid crisis.”

Please note the following points:

- Patton Township has not been a party to any lawsuit involving this issue
- Patton is eligible to participate in the settlement as a municipality with a population of more than 10,000
- While it is not clear if the Township is eligible for any direct funding through the Commonwealth, opting in will increase the share of the settlement provided to Pennsylvania

For additional information, interested parties can find detailed information at <https://nationalopioidsettlement.com/>.

Board members may wish to review the [Executive Summary](#) from the website or as attached to this agenda (Item 4b.2) together with graphics detailing the settlement process and timeline.

At this time, the Supervisors should designate the individual that will be authorized to sign formal and binding documents on behalf of the Township. This could be a member of the Board or the Township Manager.

For this item the Board should:

- Review the materials provided or referenced in the agenda
- Solicit other information, as needed, from staff
- Solicit public input
- Consider action to designate the individual that will be “authorized to sign formal and binding documents on behalf of the Township” for this matter.



**5. PUBLIC WORKS – no items**

**a. Director of Public Works Vacancy**

The Manager will provide an update on filling this vacancy.

**b. Draft Ordinance for Regulating and Permitting Small Cell Wireless Facilities in the Public Right-of-way**

The Manager will review the proposed Township Ordinance (Item 5b.1) to enact the requirements of PA Act 50 of 2021 that provides for the regulation of small wireless facilities in municipal rights-of-way. Please see the [September 8<sup>th</sup>](#) and [September 22<sup>nd</sup>](#) agendas for further background on this matter.

For this item the Board should:

- Review the materials provided or referenced in the agenda
- Receive a brief presentation from the Manager
- Solicit other information, if needed, from presenter
- Solicit public input
- Consider taking action to advertise the Ordinance for potential adoption at the October 27, 2021 Board meeting

For your information – because the Act 50 Ordinance does not include any items regulated under the Municipalities Planning Code (MPC) a formal Public Hearing is not required prior to consideration of action to adopt.

**6. PLANNING AND ZONING – no items**

(Intentionally blank)

## **7. ADMINISTRATION**

### **a. American Rescue Plan Expenditures**

The Board members will continue their discussion on potential expenditures under this plan.

The US Treasury has changed the initial reporting date from October 31, 2021 to April 30, 2022 – see attachment Item 7a.1. An updated schedule for the ARP grant program is also included as attachment Item 7a.2.

### **b. 2022-2026 Capital Improvement**

The Manager and Finance Director will present the initial draft of 2022 – 2026 Capital Improvement Plan (CIP). The presentation will include:

- An overview of forecasted revenues, operating expenditures, current debt service, and on-going capital expenditures for the next five years
- The Manager's recommendation for new initiatives (capital projects and other significant expenditures) for inclusion in the five-year plan.
- A forecast of anticipated tax rates required to support the Manager's recommendation.

The Board is asked to receive the Plan and provide direction to the Manager for preparation of the next draft or, potentially, the final version of the Plan to be adopted. The plan for capital projects and other significant expenditures scheduled for 2022 will then be incorporated into the Annual Budget to be presented in November.

The draft Capital Improvement Plan 2022 – 2026 is included with the agenda materials (Item 7b). Highlights of the Plan include:

- The American Rescue Plan funds are included as revenues but were not earmarked to specific projects. Specific additional ARP projects can be inserted as desired/directed by the Board, but will likely require some listed projects to be delayed by a year or two.
- The presented plan includes a 1% property tax increase in Year 4 of the Plan.
- The plan includes \$17,754,228 in capital projects for the five-year period.

**7. ADMINISTRATION (Contiued)**

**b. Capital Improvement Plan, 2022 – 2026 (Continued)**

For this item the Board should:

- Review the provided materials
- Receive a brief presentation from the Director of Finance and Administration (slides attached as Item 7b.2)
- Solicit additional information from staff
- Solicit public input
- Provide direction to staff on any desired changes to the Plan

**8. CONSENT AGENDA**

The items included below are routine in nature and it is not anticipated that any will generate discussion or questions. The actual Consent Agenda with a brief description of each item is included with the agenda packet materials distributed to the Board and will also be available to the public at the sign-in table. At the request of a Board member any single item or all items on the Consent Agenda can be discussed and voted on separately. If no items are “pulled,” the Board should consider a motion for “approval of the Consent Agenda items as shown on the agenda.”

**a. Public Safety – no items**

**b. Public Works**

**1) Centre County Liquid Fuels Tax Grant Application**

**c. Planning & Zoning – no items**

**d. Administration**

**1) Minutes: September 22, 2021**

**2) Voucher Report**

## 9. MANAGER'S REPORT

The Manager will report on current matters, including:

- a. Correspondence
  - [1] Comcast notice to request grant to extend service area
  - [2] Email to Senator Corman on Senate Bill 775
- b. Announcements
  - [1] Oak wilt work mostly completed (3 sites)
  - [2] American Airlines Incentive Pool – meeting held
- c. 2021 Q3 Housing Starts Report (graphic enclosed)
- d. Upcoming Events
  - [1] ~~October 18-22 – Bulk Waste Collection~~ **POSTPONED**
  - [2] October 31 – 6 to 8 pm – Trick or Treat
  - [3] November 11, Veterans Day, Office **OPEN**
  - [4] November 25 & 26, Thanksgiving and Black Friday, Office Closed
  - [6] November 29, Traditional start of deer hunting, Office **OPEN**
  - [7] December 24, Christmas Eve, Office Closed
  - [8] December 31, New Years Eve, Office Closed

## 10. COMMITTEE REPORTS

Board members should report on the meeting(s) of the COG and other committee(s) on which they serve, including:

- a. Council of Governments Committees (Committee agendas can be downloaded by clicking the highlighted link)

[Climate Action & Sustainability](#), Sept 13 (report enclosed – Item 10a.1)

- Climate Action and Adaptation Plan Draft
- Refuse Contract Transition to Waste Management

[Transportation and Land Use](#), Public Services & Environmental and CRPC, Oct 7,

- Amended Proposal – Expanding Housing Choice and Opportunities in the Centre Region
- Organization of the Centre Region Comprehensive Plan Update'
- Key Land Use, Transportation, and Community Infrastructure Challenges and Opportunities in the Centre Region 2023-2033

[Facilities](#), Oct 5, (report enclosed – Item 10a.3)

- Project Updates (Informational)
- Millbrook Marsh Boardwalk Feasibility Phase 2 (discussion)
- Preliminary FCA Fire Protection.
- Capital Budget Related Questions Or Requests For Clarification
- Facilities Committee Structure Follow Up Discussion
- Facilities Information File

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**10. COMMITTEE REPORTS (Continued)**

- a. Council of Governments Committees (Committee agendas can be downloaded by clicking the highlighted link) (Continued)

[Human Resources](#), Oct 6 (report enclosed – Item 10a.4)

- COVID-19 Update

[Climate Action & Sustainability](#), Oct 11,

Finance, Sept 23, Sept 30, Oct 7 - Budget Review Sessions

[Finance](#), Oct 14, Budget wrap-up

- Budget Wrap-Up Session
- Facilities Committee Report

Exec, Oct 19,

[Public Safety](#), Cancelled

Future Meetings:

Transportation and Land Use Nov 1, Dec 6

Facilities, Nov 2, Dec 7

Human Resources, Nov 3, Dec 1

Public Services & Environmental, Nov 4, Dec 2

Climate Action & Sustainability, Nov 8, Dec 13

Public Safety, Nov 9, Dec 14

Finance, Nov 11, Dec 9

Exec, Nov 18, Dec 15

- b. Patton Township Housing Task Force, September
- c. State College Borough Water Authority (3<sup>rd</sup> Thursday)
- d. Centre Area Cable Consortium, as needed – Trevino (did not meet)
- e. Spring Creek Watershed Commission – Mason (did not meet)
- f. Centre County Metropolitan Planning Org. Sept 28, – Robb, Abrams Alt. (report enclosed – Item 10f)
- g. Centre County Airport Authority, (4<sup>th</sup> Thursday)
- h. Solar Power Purchase Working Group – Whitman, Pegher Alt. (email enclosed)

**11. OTHER BUSINESS**

**12. ADJOURN**

To receive Board agendas via email, please email a request to [patton@twp.patton.pa.us](mailto:patton@twp.patton.pa.us)

**13. (reserved)**

**14. FOR YOUR INFORMATION**

Enclosed: (no items)

Upcoming Meetings:

Wed., Oct 27            Board of Supervisors

Mon. Oct 25            General Forum (Nov 22, Dec 21)

Wed., Nov. 3            Board of Supervisors

Wed., Nov. 10          Board of Supervisors – Budget Presentation

**Items to be Scheduled    - as prioritized on Jan 4, 2021, revised February 10 and April 28**

- a. Sustainability Resolution (August 2018)
- b. Open Space preservation options (October 2018)
- c. Regulating Special Events on Public Property (Sept 2017)
- d. Authorities dissolution (December 2018)
- e. Home Occupations – potential change by Ordinance (Dec 2017)
- f. Stargazing Permits (Feb 2020)