



**PATTON TOWNSHIP
CENTRE COUNTY, PENNSYLVANIA**

100 PATTON PLAZA – STATE COLLEGE, PENNSYLVANIA – 16803

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BOARD OF SUPERVISORS

BOARD MEETING ROOM
PATTON TOWNSHIP MUNICIPAL BUILDING

May 12, 2021 **5:00 PM**

AGENDA

PLEASE NOTE: This meeting will be conducted via **ZOOM only**

The Public is welcome to attend via Zoom, but may also provide comments prior to the meeting by email 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/85246973952>

Meeting ID: 852 4697 3952 **or Dial-up:** 929-205-6099

- a. Please indicate if you will be providing comments by placing your name and the name of the street you live on in the chat window of the Zoom app. Indicate which agenda item you wish to address. You will be asked to provide your comment in the order in which names are entered. Comments directly entered in the chat window may not be addressed immediately and you will be asked to verbally address the Board.

- b. Public comments will be limited to five minutes per person per item.

To receive Board agendas via email, please email a request to patton@twp.patton.pa.us
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.

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

2. PUBLIC COMMENTS

Residents 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.

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| <ul style="list-style-type: none">a. If you wish to offer comments, please place your name and the name of the street you live on in the chat window of the Zoom app. You will be asked to provide your comment in the order in which names are entered.
b. Each commenter will be limited to five minutes. |
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3. PRESENTATIONS / PUBLIC HEARINGS

a. C-NET Annual Update

Executive Director Cindy Hahn and Dave Gustine, the Patton Township member of the Board of Directors, will address the Board and provide a brief presentation on the history, programming and future of Centre County’s Government and Education Access Channel. Copies of the slides for the planned presentation are included in the agenda materials.

This presentation is for informational purposes only; no Board action is required or requested.

3. PRESENTATIONS / PUBLIC HEARINGS (Continued)

b. Noise Complaint – Green Hollow Park Pickleball Courts

Township residents along Park Forest Avenue and Park Lane would like the Board take action to address the noise generated by the pickleball courts installed in late 2019. These courts replaced previous tennis courts.

The agenda materials include:

- Request to “remove the nets from the four pickleball courts to eliminate the noise nuisance as soon as possible- regardless of whether an acoustic study is performed yet- and until a better location is chosen that wouldn’t have any negative impact on the surrounding area” with attachments
 - Mr. Garcia also provided a video that was provided to the Supervisors and is available upon request
- Emails from other Township Residents
- General background information reviewed by the Recreation Advisory Committee (RAC)
- Mitigation/Compromise options that have been offered

For this item the Board should

- Review the information included or referenced in the agenda
- Receive an introduction on this subject from the Manager
- Receive requests from residents on actions the Board should consider
- Solicit other public input
- Discuss and consider action, or identify additional information required prior to taking action

The Board has several options to consider at this point, including:

- As requested, suspend all play at courts
- Suspend or reduce play at the courts pending a final decision
- Explore compromise options with residents, staff and others
- Take no action, maintaining the status quo
- Other actions/steps as determined by the Board

Additional information may be provided in a supplemental distribution on May 11th.

3. PRESENTATIONS / PUBLIC HEARINGS (Continued)

c. Audited Financial Statement for 2020

The Township's appointed auditors have completed their audit and review of the Township's financial activities for 2020. John Bonowitz, CPA, of Brown, Schultz, Sheridan & Fritz, will provide an overview of the audit report via teleconference. Mr. Bonowitz and the Director of Finance and Administration will be available to respond to any questions that the Board members may have. The audit is included with the agenda materials.

For this item the Board should

- Receive a brief presentation from Mr. Bonowitz
- Provide questions/comments to the auditors and/or staff
- Request public comments/questions
- identify any additional financial information they would like to review.

4. PUBLIC SAFETY

a. Special Events Permit -- Central Pennsylvania 4th Fest

For this year's Independence Day celebration, the 4th Fest Committee is planning two simultaneous, synchronized fireworks displays located in approved secure locations. This year's display will be somewhat longer than last year's show that included four locations. There will be no ground displays and there will be no on-site viewing at either location. It is hoped that most residents will be able to enjoy the displays from somewhere in their neighborhood. A soundtrack will be broadcast via local radio. This special 4th of July event will take place on Sunday July 4th at 9:30 PM. The rain dates are July 3rd and 5th

The actual locations are being kept confidential to avoid having observers congregating nearby.

The 4th Fest Committee has been working with our COG fire inspectors, the Alpha Fire Company and a very experience pyrotechnician to plan for secure and safe sites for this celebration.

4. PUBLIC SAFETY (Continued)

a. Special Events Permit -- Central Pennsylvania 4th Fest (Continued)

To ensure all concerns are voiced and addressed, the Manager required the Fourth Fest Committee to address the Board and seek their endorsement of the event.

For Your Information – Over the years, the Township has had a few residents fund their own “professional-grade” firework displays, generally as part of birthday or wedding celebrations. As these occur less than once a year, we have never developed a formal permitting system. In lieu of permitting we require that they work with the Code agency, the Alpha Fire Company, and a recognized pyrotechnician to ensure all safety measures are in place. We also request that residents notify their neighbors.

For this item the Board should

- Receive a presentation from the Fourth Fest representative.
- Provide questions/comments
- Request public comments/questions
- Consider action to endorse their proposed plan and authorize the Police Chief to be the Township’s representative for this event.

b. Noise Waiver Application – RE Farm Café

The owners of RE Farm Café at 1000 Fillmore Road have requested a partial waiver from the noise requirements of [Chapter 105](#) of the Patton Township Code. Specifically, they request exemption to the limits on amplified music for a series of events on Thursdays and weekends from May to October; from 6 to 8:30 pm on Thursdays and from 1 to 9 pm on weekends. A location map and a copy of the waiver application is included with the agenda materials.

The Board’s decisions on waivers such as this are governed by Section 105-7 of the Code:

105-7. Waivers for special events.

- A.** In reviewing a request for a waiver, the value of affording residents a quiet night's sleep will always far outweigh an applicant's desires. In almost all circumstances, a request for a waiver that would impact a residential section or nearby lodgings and dwellings will be denied.
- B.** Written applications for a waiver to this article shall be submitted to the Board of Supervisors at least 60 days prior to the event.
 - (1)** No special meetings of the Board will be called to consider a request.

4. PUBLIC SAFETY (Continued)

b. Noise Waiver Application – RE Farm Café (Continued)

- C.** The application must be submitted on the form provided by the Township (Waiver Application¹¹).
- D.** The Board may engage with a requestor to determine the least intrusive method available to address the applicant's needs while still protecting residents.
- E.** All decisions by the Board for a waiver will be in writing. Approvals may be conditioned on the applicant's agreement to undertake certain mitigating actions. Denials shall state the Board's rationale for not approving the request.

For this item the Board should

- Review the information included or referenced in the agenda
- Receive comments from the applicant describing the proposed events
- Solicit additional information from the applicant or staff
- Solicit public input
- Discuss and consider action, or identify additional information required prior to taking action

The Board has the following options to consider:

- Approve the waiver as submitted
- Approve the waiver with conditions
- Deny the waiver with rationale (e.g. adverse impact on neighboring properties).

c. April 2021 Police Report

The Chief of Police will review last month's activities and respond to any questions. As a new feature, the report now includes a quarterly summary report on arrests by gender, race and ethnicity.

This item is for information only. No Board action is required.

5. PUBLIC WORKS

a. Project Update - Cricklewood Traffic Calming

This project was initiated in January 2020 by the Assistant Engineer per a request by Phil Park, Patton Township resident. Traffic data was collected by Township staff and found the 85th percentile speed to be 41mph in two locations along Cricklewood Drive (near the Cooper's Pond rental office and near the Barkway Lane intersection). An 85th percentile speed of 10 or more mph over the speed limit triggers a traffic calming study (speed limit on Cricklewood is 25 mph).

The first alternative discussed was the installation of a permanent speed sign. Chief Jolley referenced material that speed signs initially help with the reduction of speeds but not long term.

The discussion evolved into the installation of speed humps/tables and in March 2020 staff held an informational meeting at Toftrees Resort. A survey was then sent to the residents and they were not in favor of speed humps/tables.

The Assistant Engineer then met with a PennDOT technical advisor to gain additional insight and ideas. His recommendation was to install painted islands with delineators to slow traffic. This installation took place in Fall 2020. Data collected in April 2021 shows that the 85th percentile speed has been reduced from 41mph to 34mph near Cooper's Pond rental office and down to 36mph near the Barkway Lane intersection.

While these results are promising, Mr. Park has noted that the 36mph 85th percentile speed near Barkway Lane is still 11mph over the speed limit and asked what more could be done to reduce speeds and increase safety for pedestrians. Staff has received a handful of complaints stating that the painted islands are dangerous for pedestrians walking in the shoulder as vehicles veer to miss the painted islands.

The Assistant Engineer is currently conducting a survey asking the neighborhood residents if they would be in favor of lengthening the islands from 100' to 150' in order to see if speeds could be further reduced.

This item is for information only. No Board action is required.

6. PLANNING & ZONING – no items

With no plans for review, the Planning Commission did not meet in May

7. ADMINISTRATION

a. Intergovernmental Cooperation – Request to Form a Centre County Human Relations Commission

Over the past several months Ferguson Township, State College Borough, and Bellefonte Borough have been discussing the formation of a joint Human Relations Commission. Following discussions in April, these municipalities are now inviting Patton and College Townships to participate in forming a Centre County Human Relations Commission (HRC). Please see the letter from the Ferguson Township Manager included with the agenda materials as Item 7a.1.

As stated in Mr. Pribulka’s letter: “The primary purpose of the ... Commission would be to prohibit discrimination in housing, employment, and public accommodations based on race, color, religion, age, ancestry, national origin, sex, sexual orientation, gender identity or expression, source of income, disability or handicap, presence of a service animal, pregnancy, marital or family status or family responsibility. The Commission would be responsible for adjudicating complaints and determining whether violations exist.”

For Your information – acts of discrimination as noted above, excepting matters related to gender identity/expression and sexual orientation, are currently prohibited by Commonwealth law. Complaints regarding such can be filed with the Pennsylvania Human Relations Commission at [Complaint Forms \(pa.gov\)](#) Additional information on the Pennsylvania

The establishment of local HRC’s is authorized by Section 1962.1 of the [Pennsylvania Human Relations Act](#) (Act of 1955, P.L. 744, No. 222, as amended June 25, 1997 by Act 34 OF 1997, 43 P.S. §§ 951-963.) State College Borough currently supports a local HRC. Philadelphia, Pittsburgh, Harrisburg, York, Allentown, Reading, Lancaster and Erie County also support local HRCs.

7. ADMINISTRATION (Continued)

a. Intergovernmental Cooperation – Request to Form a Centre County Human Relations Commission (Continued)

For Your Information – the PA HRC also has created Advisory Councils, typically at the County level, across the Commonwealth “[to extend the commission’s ability to reach out to local communities to promote a better understanding of what the agency services include and to create partnerships at the local level.](#)” Unlike a local HRC, an Advisory Council does not have the authority to investigate and adjudicate cases for aggrieved individuals.

To establish a local HRC the Township will need to ultimately adopt a non-discrimination ordinance (closely paralleling state law), approve an intermunicipal agreement with the other participating municipalities, and include funding to support the Commission’s operations. It is expected the County HRC would enter into an agreement with the PA HRC on jurisdiction the ability to also file a complaint at the state level.

For this item the Board should:

- Review the information included or referenced in the agenda
- Receive an introduction on this subject from the Manager
- Solicit public input
- Identify additional information desired to fully consider this matter
- Provide direction to the Manager regarding proceeding further with this initiative.

b. Cooperation Agreement for State Grant for Patton Crossing for Roadway Improvements

The Township has been awarded a \$1,500,000 Multimodal Transportation Fund grant from the Commonwealth Financing Authority to assist with roadway improvements for the proposed Patton Crossing development being constructed at the intersection of North Atherton Street (State Business Route 322) and Woodycrest Street. The Cooperation Agreement between the Township and 1752 North Atherton Street Associates, LP defines the responsibilities and obligations of each party toward the project and provides that the Township is not responsible for any costs beyond those covered by the grant funds.

The agenda materials include a location map, the draft of the agreement, and the layout plan for the facility.

7. ADMINISTRATION (Continued)

b. Cooperation Agreement for State Grant for Patton Crossing for Roadway Improvements

The Agreement is under review by the Solicitor. The Board should consider action to conditionally approve the agreement, pending the Solicitor's final review, and authorize the Chair to sign on behalf of the Township.

c. American Rescue Plan (ARP) Update

Detail guidance on the full range of permitted uses of these grant funds is expected to be published by the U.S. Treasury Department on May 10th. Any information available will be provided with a supplemental distribution on May 11th.

The agenda materials include:

- Guidance from the Government Finance Officer's Association on recommended spending principles
- Draft schedule from the Manager for making decisions on ARP funds

For this item the Board members should:

- Review the materials provided with the agenda
- Receive a brief introduction by the Manager
- Solicit public input
- Provide the

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 available to the public on-line and at the sign-in table. At the request of any 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) Bid Award – Toftrees/ Fox Hollow Traffic Signal Repairs

c. Planning & Zoning – no items

d. Administration

1) Minutes: April 28, 2021

2) April 2021 Voucher Report

3) Bid Award - Abington Equine Hospital Sitework (may be moved to 5/26)

9. MANAGER'S REPORT

The Manager will report on current matters, including

a. Correspondence (enclosed)

[1] Thank you from the Centre County Economic Development Partnership

[2] Local Use of Radar resolution sent to legislative members

b. Project updates

[1] Listening sessions for Use of Deadly Force scheduled for 2 pm, May 12 and 5 pm, May 13

c. Upcoming Events

[1] Township Office Schedule

May 31 – Memorial Day, Office Closed

July 5 – Independence Day (Observed), Office Closed

[2] May 18 – Municipal Primary Election

10. COMMITTEE REPORTS

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

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

[Public Safety & Environmental/Transportation and Land Use](#), April 1 (report enclosed – Item 10a.1)

[Public Safety & Environmental/Transportation and Land Use](#), May 6 (report enclosed – Item 10a.2)

Introduction to PSU Wastewater and CATA Issues

Centre Region Bike Activities

Solar Planning and Zoning: From the Rooftop to the Solar Farm

Act 537 Sewage Facilities Plan Special Study for Effluent Ozone Disinfection

Determine the Name of a New COG Committee Upon the PSE and TLU

Committees Merger

Draft Resolution to establish a New COG Committee by Formally Merging the PSE and TLU Committees

Consider a Request to Recommend COG Funding Of An Engineering Consulting Services Contract To Prepare Phase I of a Source Water Risk Assessment

[Facilities](#), May 4,

Project Updates(Informational)

Property and Facility Ownership Philosophies

General Forum Room use by Outside Groups

[Human Resources](#), May 5,

Revised Job Description & Exempt Classification - Office Manager - Fire

2022 COG Personnel Proposals

[Climate Action & Sustainability](#), May 10,

Community Forum on Addressing Climate Action

Partnering with Solar United Neighbors to Create a Co-op

Letter in Support of Renewable Energy

Centre County Recycling and Refuse Authority Disposal Contract

Technical Advisory Group for CAAP Implementation

[Public Safety](#), May 11

Centre County 2021 Hazard Mitigation Plan Adoption

Regional Fire Protection Strategic Plan

Code Board of Appeals – Appointment

ESCI Dashboard review

Staff Updates

10. COMMITTEE REPORTS (Continued)

[Solar Power Purchase Group](#), May 12

Timeline for RFP for Energy Consulting Services
Release of RFP For Energy Consulting Services
Timeline for the Energy Project (Existing Contract Renewals)

Future meetings

Finance, May 13

[Parks Capital](#), May 13,

Millbrook Marsh Nature Center Boardwalk Feasibility Study
Whitehall Road Regional Park Project Update & Discussion

- b. Patton Township Housing Task Force, April 20
- c. State College Borough Water Authority (3rd Thursday)
- d. Centre Area Cable Consortium, as needed – Trevino (did not meet)
- e. Spring Creek Watershed Commission, _____ - Mason
- f. Centre County Metropolitan Planning Org., April 27 – Robb, Abrams Alt.
- g. Centre County Airport Authority, (4th Thursday)

11. OTHER BUSINESS

12. ADJOURN

13. (reserved)

14. FOR YOUR INFORMATION

Materials Included with agenda:

- 1. Household Hazardous Waste Collection Results

14. FOR YOUR INFORMATION (Continued)

Upcoming Meetings:

- Mon., May 24 General Forum (June 28, July 26, Aug 23, Sept 27, Oct 25, Nov 22, Dec 21)
- Wed., May 26 Board of Supervisors
- Wed., June 17 Board of Supervisors

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)