



**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

**August 18, 2021      5:00 PM**

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

**Updates Include:** Item 4b – additional information and attachment; Item 5b -- – additional information and attachments; Item 7b – additional attachment; Item 7c – additional attachment; Item 7d – updated attachment; Item 9b – updated announcements; Item 9c – updated attachment; Item 10 – additional attachments; Item 14 – new attachment

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

The Public is welcome to attend in person or 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/87161365473>

**Meeting ID:** 871 6136 5473

**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 Zoom video. If you are an applicant or presenter please wait to be recognized by the Chair or Manager to turn on your Zoom 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 agenda item.

**1. CALL TO ORDER**

The Chair will call the meeting to order.

a. **Announcement** - the Board of Supervisors met in Executive Session with the Township Solicitor on July 29, 2021 to discuss a personnel matter.

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

c. **Introduction of New Employees**

- **Clint McCaslin – Police Officer**
- **Sophie Weston – Communications Specialist**

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

Residents may address the Board on issues of interest that are not on this agenda. Comments related to specific agenda items should be deferred until that point in the meeting. Public comments will be limited to five minutes per person.

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.

**3. PRESENTATIONS / PUBLIC HEARINGS**

a. **PSU/SCB Report on Policing and Communities of Color**

In 2020 State College Borough (SCB) and the Pennsylvania State University (PSU) convened a Task Force on Policing and Communities of Color to review local policing procedures and use of force data. The members of the Task Force were appointed by the PSU senior administration and the SCB Manager. All Centre County local Police Chiefs were asked to provide information and be part of the Task Force.

The Chair of the Task Force, Emil L. Cunningham, PhD, Director of the Office of Diversity and Inclusion for PSU, will make a presentation to the Board on their findings.

**3. PRESENTATIONS / PUBLIC HEARINGS (Continued)****a. PSU/SCB Report on Policing and Communities of Color (Continued)**

A copy of the report, without appendixes, is included with the agenda. The full report is available at [https://www.dept.psu.edu/ur/newsdocuments/2021-Task-Force-on-Policing-and-Communities-of-Color\\_Draft-Report.pdf](https://www.dept.psu.edu/ur/newsdocuments/2021-Task-Force-on-Policing-and-Communities-of-Color_Draft-Report.pdf)

As the Task Force's report was developed without any direct participation or prior review from Patton Township's governance, the Manager recommends the Board undertake a process of additional review and deliberation prior to making decisions on adoption of the report's recommendations or findings. The Board members could take on the review function themselves or refer such to a standing ABC body or an ad-hoc group.

For this item the Board members should

- As needed, review the materials provided/referenced in the agenda.
- Receive a presentation from Dr. Cunningham
- Solicit public input.
- Identify any further information desired or needed from the participants.
- The Board should review and discuss the report of the Task Force, and provide direction to the Manager on desired next steps

**b. Policy Discussion on Standards for Use of Deadly Force – Blended Policy Proposal**

As a part of the national conversation regarding policing, the Board of Supervisors has been engaging with the Township's Police Department and Township residents to review and discuss various aspects of police operations. These discussions began in June of 2020 and to date have led to policy updates/changes related to procurement from federal surplus programs and the execution of search warrants.

For the current issue, Township standards on the Use of Deadly Force, the following activities have occurred:

- In [April](#) the Board received presentations on:
  - Pennsylvania Law on Use of Deadly Force from the PA Crimes Code
  - Current Township Police Department Policy on Use of Deadly Force
  - Proposed model policy, developed by resident Ben Jones

**3. PRESENTATIONS / PUBLIC HEARINGS (Continued)****b. Policy Discussion on Standards for Use of Deadly Force – Blended Policy Proposal (Continued)**

- And received a proposal from Chief Jolley for changes to be made to the current policy on Use of Deadly Force.
- On May 12<sup>th</sup> and 13<sup>th</sup> the Manager, Chief Jolley, and Dr. Jones held Listening Sessions to collect input from area residents and respond to questions about the Patton Township Police Department. (Recordings of these sessions can be found on the [Police page](#) of the Township's website.)
- In [late May](#) the Chief presented a revised proposal for changes to the Department's Use of Deadly Force Policy and heard again from Dr. Jones.

At the conclusion of the discussion on May 26<sup>th</sup>, the Board tasked the Manager and Solicitor with creating a blended policy proposal for the Board's review and consideration.

The Manager and Solicitor produced an initial draft (version 1.0) and then consulted with Chief Jolley and Dr. Jones to find common ground on a final draft blended policy (version 3.2). Please see Item 3b of the enclosed agenda materials.

**For this item the Board members should**

- As needed, review the materials provided/referenced in the agenda.
- Receive a presentation from the Manager
- Receive comments from Dr. Jones, Chief Jolley and the Solicitor
- Solicit public input.
- Identify any further information desired or needed from the participants.
- The Board should review and discuss the proposed policy
- If the Board is satisfied with the current proposal the Manager proposed the following schedule for this matter:

Aug 19 to Sept 15	Review the proposed policy with the PTPD Police Officers Association and others as needed
September 22	Update Board on review and any proposed changes.
October	Consider a final draft policy resolution with potential to adopt.



**3. PRESENTATIONS / PUBLIC HEARINGS (Continued)****c. Act 537 Facilities (Sanitary Sewer Service) Plan Update: Special Study for Biosolids Upgrade Facility for the University Area Joint Authority (UAJA)**

The General Forum has forwarded the subject study to the municipalities for public hearings and adoption of municipal resolutions approving the Special Study which can be viewed or downloaded at <https://bit.ly/3uYdsH3>. The Pennsylvania Department of Environmental Protection requires that the Township conduct a Public Hearing prior to taking action to amend the Act 537 Sewage Facilities Plan.

**1) Public Hearing**

The Public Hearing for the proposed Special Study has been advertised for this meeting. The Board should convene the Public Hearing and receive comments from the public regarding the proposed Act 537 Facilities Plan Special Study for Biosolids Upgrade Facility for the University Area Joint Authority. The proposed resolution is included with the agenda materials.

**2) Action Consideration**

After the Public Hearing is closed, the Board should consider action on proposed Resolution 2021-020 Adopting an Act 537 Sewage Facilities Plan Update for a Special Study for Biosolids Upgrade Facility for the University Area Joint Authority or identify revisions or further information needed before further consideration.

**d. Proposed Letter to PSU Regarding Student Vaccinations**

The Centre Region Council of Governments (COG) Executive Committee met on August 10<sup>th</sup> and failed to agree on any communication to PSU regarding a vaccination requirement for students for the Fall semester. The Executive Committee is referring the matter to the General Forum and noted that each municipality may opt to send their own communication to PSU.

**3. PRESENTATIONS / PUBLIC HEARINGS (Continued)****d. Proposed Letter to PSU Regarding Student Vaccinations (Continued)**

Supervisor Anita Thies has proposed the Board consider sending the following message to PSU:

“We recognize there are many challenging factors that Penn State weighed in deciding whether to require incoming and returning students to be vaccinated.

We are hearing from many of our citizens who are concerned that unvaccinated college students may spur an increase in virus infections and hospitalizations in our communities. Among other consequences, this would impact our schools where children under age 12 do not have the protection of a vaccine. It also would impact the economic health of our businesses should a virus surge prompt new restrictions.

Therefore for the public health and economic wellbeing of our communities, we, the undersigned, strongly urge Penn State to reconsider its decision and to require incoming students to be vaccinated just as many other Big 10 Universities are doing.

Thank you for your consideration.”

For this item the Board members should

- Receive comments from the Board Chair and Supervisor Thies
- Solicit public input.
- Review and discuss the proposed communication and, if warranted, provide direction to the Manager on next steps

#### 4. PUBLIC SAFETY

##### a. July 2021 Public Safety Report

The July 2021 Public Safety Report is included with the agenda materials. The Police Chief will review the report and respond to questions.

##### b. Noise Waiver Request; Toftrees Resort Event – September 10th, 4 to 10 pm

The Toftrees Golf Resort, at 1 Country Club Lane, has submitted a request to conduct a DJ'd music event with amplified sound for up to 1500 people on September 10<sup>th</sup> from 4 to 10 pm. Please see the enclosed Item 4b.1, Noise Waiver Application, and Item 4b.2, email from the Township Manager to Toftrees regarding additional information requested and potential additional permitted/coordination that may be required.

The Township Manager, Police Chief, and Zoning Officer met with the Toftrees Resort and Shaner Hotels management on Monday, August 16 to discuss this event and determine if additional permitting is required. The event is being primarily marketed to Shaner hotel guests (Toftrees and the 3 hotels at Williamsburg Square) and residents of apartment complexes along Toftrees. Parking will be accommodated at Toftrees (500+ spaces) and Williamsburg Square (600+ spaces) with shuttle service to the venue. Toftrees has agreed to reimburse the Township for additional police coverage and will notify all residents within a quarter mile of the venue of the schedule for the event. Given all these factors staff determined that temporary use permitting was not required.

The venue for the music will be on the west side of the hotel complex (See item 4b.3). They will be making use of the tent and stage items already in place for weddings, banquets, and golf events.

The Manager recommends approval of the waiver for the period of 4 pm to 10 pm on September 10<sup>th</sup> with the following conditions:

- The event sales are limited to 1500 tickets
- They will mail notifications to all residences within a quarter mile of the venue (Township to provide mailing list)
- Agree that Township may cite for noise violations after 10 pm without providing prior warning.
- Will meet with Police Department one week prior for final coordination.

**4. PUBLIC SAFETY (Continued)**

**c. Noise Waiver Request; Toftrees Resort Event – September 10th, 4 to 10 pm**

For this item the Board members should

- As needed, review the materials provided/referenced in the agenda.
- Receive comments from the Township Manager, Police Chief and applicant, as desired
- Solicit public input.
- Following a motion, second, and discussion, consider action on the requested waiver.

**5. PUBLIC WORKS**

**a. Bid Award – Scotia Road Full-Depth Reclamation and Overlay**

This project includes the reconstruction of more than one-half mile of Scotia Road from Meeks Lane to the Maryville neighborhood using the full-depth reclamation process that utilizes the existing pavement materials and Portland cement to create a structural base layer for new asphalt pavement. The reclamation process also re-shapes the roadway to remove excessive crown and create a smooth driving surface. The project also includes mill and overlay on about 700 feet of Scotia Road through the Maryville neighborhood.

The Public Works Department received 3 bids via PennBid and reviewed them on October 10<sup>th</sup>. The agenda materials include a bid tabulation and recommendation on award from the Assistant Township Engineer.

The Board should consider action to award the project to Glenn O. Hawbaker, Inc. of State College, Pennsylvania for the amount of \$190,850.

**5. PUBLIC WORKS (Continued)****b. Tentative Item -- Request for Input on Re-branding at University Park Airport - UPDATED**

The Centre County Airport Authority (CCAA) is asking for input on “re-branding” to include the use of “State College” for marketing and outreach. The agenda materials included with the supplemental distribution include a letter from the Authority’s Executive Director requesting input and sample graphics of proposed signage. (See Item 5b.1)

The Authority Board meet on August 12<sup>th</sup> with representatives from PSU and noted they wish to move forward with the re-branding discussion and “the CCAA committed to sharing all responses to the letter with PSU and asked PSU for assistance in the re-branding discussion” (See Item 5b.2)

For Your Information – The University Park Airport is owned and operated by Penn State (PSU), except for the commercial airline terminal and public parking lots which CCAA owns and/or operates. This is a highly unusual arrangement for a public airport. The CCAA receives revenues from the airlines, the rental car companies, and the parking lot operator. PSU receives revenues from landing fees, aviation fuel sales, the CCAA, and the general aviation (i.e. private) operations. The federal government frequently provides funding for capital improvements to the facilities.

For this item the Board members should

- As needed, review the materials provided/referenced in the agenda.
- Receive comments from the Township’s representative to the CCAA, former Supervisor, George Downsborough
- Solicit public input.
- The Board members should review and provide comments for CCAA and PSU to consider on re-branding

**6. PLANNING AND ZONING – no items**

Due to a lack of business the August Planning Commission meeting was cancelled.

## **7. ADMINISTRATION**

### **a. Update on Proposed Centre County Human Relations Commission**

In July, the Board endorsed the prospect of working with Ferguson Township, State College Borough, and Bellefonte Borough to create a Centre County Human Relations Commission to investigate and adjudicate local cases of discrimination in housing, employment, and public accommodations.

The agenda materials include the current drafts of a local Non-Discrimination Ordinance and a Inter-governmental Agreement for a Local Commission. These documents are currently under review by the Solicitors for each municipality. It is expected that this review will be completed by the end of August.

The Manager offers the following tentative schedule for proceeding:

September/October	Consider adoption of Non-discrimination Ordinance for Patton Township and approve Inter-governmental Agreement for Local HRC
November	Include funding for Centre County HRC in the 2022 Township Budget
December 8	Appoint representative to Centre County HRC for 2022

Board members are asked to identify additional information desired to fully understand this matter at this time.

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

### **b. Mid-Year Financial Report**

The Director of Finance and Administration will provide an update on the Township's financial position based on revenues and expenditures from the first six months of the year and projected revenues and expenditures through the end of the year.

A memo from the Director and a spreadsheet showing year-to-date revenues and expenses compared to budgeted amounts are included with the agenda materials.

The presentation slides (Item 7b.3) were included with the Agenda Update.

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

**7. ADMINISTRATION (Continued)**

**c. Board Input for the 2020-2024 Capital Improvement Plan**

Township staff has begun working on the next five year Capital Improvement Plan. The current 2019-2023 plan is included in the e-agenda materials.

Staff requests that Board members provide input/guidance towards potential new projects or existing projects in the plan. Questions and suggestions submitted by Supervisor Whitman are included with the agenda update. (See item 7c)

No formal action is required on this item.

**d. Council of Governments (COG) 2022 Program Plan and Capital Improvement Plan (CIP)**

The General Forum has referred the [2022 Centre Region COG Program Plan](#) and the [2022-26 Capital Improvement Plan](#) to the municipalities for review and comment. Please click on the links to access documents.

The agenda update materials include an updated matrix with questions posed by the COG Agencies and comments from the Township Manager and various Supervisors. (see Item 7dR)

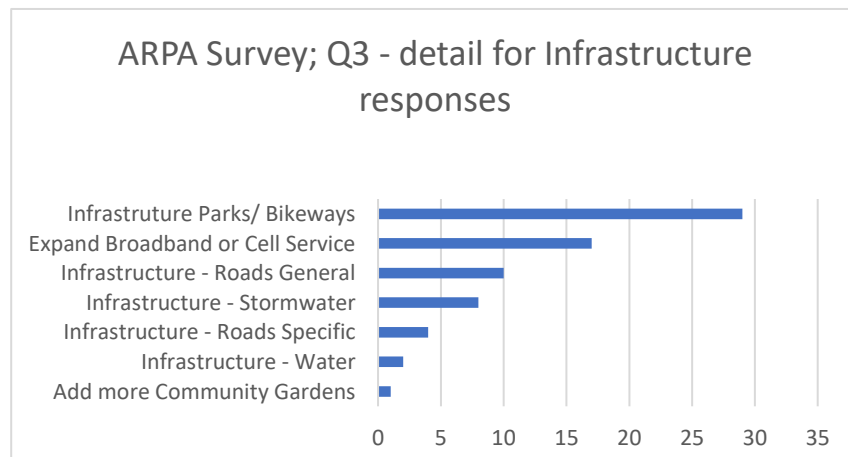
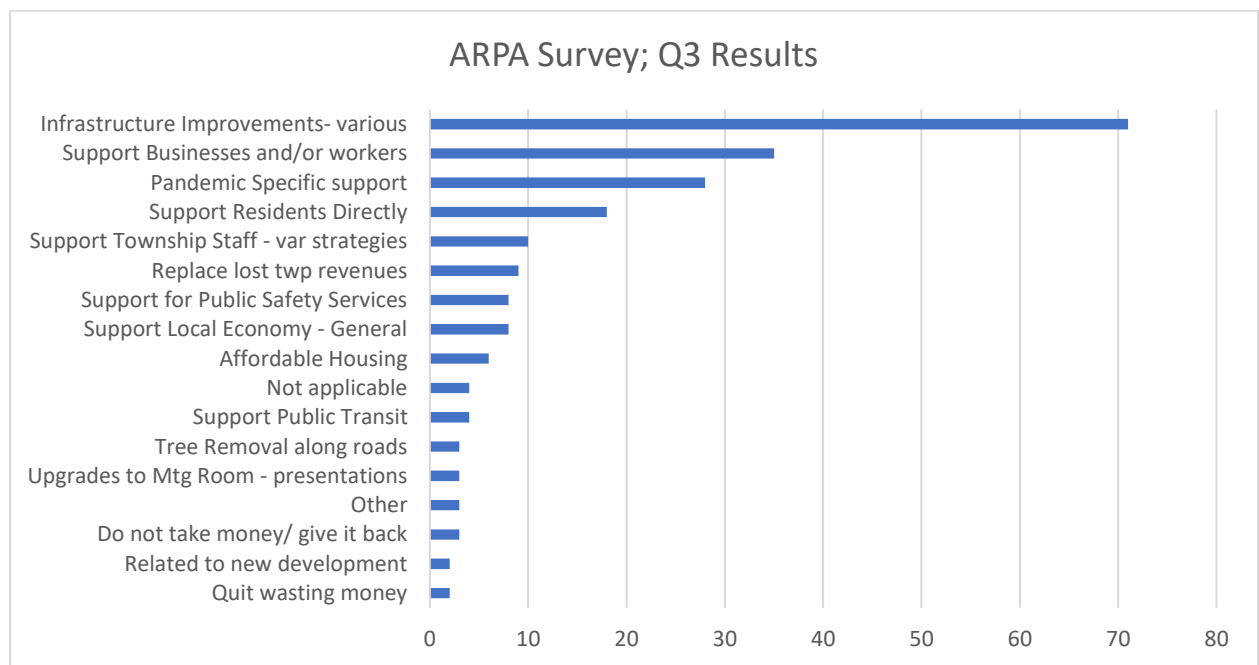
Each Board member should provide any further comments they may have for consideration by the Board as a whole. The COG has requested that the Board only submit 'consensus' comments.

Comments will be forwarded to the Executive Director for consideration by the Finance Committee on August 19<sup>th</sup>.

**7. ADMINISTRATION (Continued)****e. American Rescue Plan (ARP) Update**

The Township will be receiving \$1,654,296.90 from the federal government in the next 12 months to address local issues related to the COVID-19 pandemic. In May the Board directed the Manager to solicit input from a wide range of constituents on potential uses for these funds. A schedule of activities related to the ARP Act and collecting input is included with the agenda materials (Item 7e.1).

Since then the Manager has solicited input from Township employees, members of the Township's authorities, boards and commissions (ABCs), and the general public.





**7. ADMINISTRATION (Continued)****e. American Rescue Plan (ARP) Update (Continued)**

The agenda materials also include:

- Results from survey/emails from public on use of ARP funds (Item 7e.2)
- Input from Board members (Item 7e.3)
- Input from Agency partners (Item 7e.4)

For this item the Board members should:

- Review the materials provided with the agenda
- Receive a brief overview by the Manager to cover:
  - Board member input
  - Input received so far on priorities and projects
- Solicit public input
- Provide the Manager with any further direction that may be needed at this time

**f. Proposal to Adopt the Visioning Phrase “Patton Township: A Place for All”  
– presented by Supervisor Anita Thies**

Supervisor Thies has provided a proposal for consideration by the Board to adopt a vision phrase for the Township. Please see Ms. Thies’ proposal that is included with the agenda materials as Item 7f.

For this item the Board members should:

- Review the materials provided with the agenda
- Receive a presentation from Supervisor Thies
- Solicit public input
- Discuss the proposal and provide direction to the Manager on next steps

## 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 – no items**
- c. **Planning & Zoning – no items**
- d. **Administration**
  - 1) **Minutes: June 15<sup>th</sup> and 21<sup>st</sup>, 2021**
  - 2) **Voucher Report**
  - 3) **Schedule Trick or Treat for October 31<sup>st</sup>**
  - 4) **Voting Delegate Appointment for PA Municipal League Leadership Summit**

## 9. MANAGER'S REPORT

The Manager will report on current matters, including:

- a. Correspondence (enclosed)
  - [1] Comments to Benner Township on new Zoning Ordinance
  - [2] Meals on Wheels 50<sup>th</sup> Anniversary – August 16<sup>th</sup>
- b. Announcements
  - [1] Mosquito Spraying available through Centre County Mosquito Disease Control program
  - [2] **The 2021 Municipal Leadership Summit will be held on October 7 – 9 at the Lancaster Marriott at Penn Square. [Click here for agenda](#)**
  - [3] New Oak Wilt case on Oakley Drive
- c. Update on Gypsy Moth monitoring (updated report enclosed)
- d. Upcoming Events
  - [1] HVAB Open House – Downtown State College, Aug 19<sup>th</sup>, 3 to 7 pm (enclosed)
  - [2] Office Schedule
    - September 6<sup>th</sup> – Labor Day – Office Closed
  - [3] September 7<sup>th</sup> – Fall Brush/Leaf collection begins
  - [4] October 9<sup>th</sup> - [Children's Fair](#), Target Parking Lot
  - [5] October 18-22 - Bulk Waste Collection

## 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)

Facilities, cancelled – notice/update enclosed – Item 10a.1

Human Resources, Aug 4 – report enclosed, Item 10a.2

2022 ERC & Wellness Budgets

2022 Parks Maintenance Personnel Proposal

Class and Comp Study - Draft RFP

Transportation and Land Use / Public Services & Environmental, Aug 5 -- report enclosed, Item 10a.3

Adopt the Draft Resolution forming the Land Use and Community Infrastructure (LUCI) Committee

Update on the Accessory Scale Solar Project

A Proposal to Expand Housing Choice and Opportunity in Centre County

Affordable Housing and Homelessness Services Gap Analysis and Action Plan

Climate Action & Sustainability, Aug 9

Climate Action and Adaptation Plan Draft Sections

Public Safety, Aug 10 -- report enclosed, Item 10a.5

Municipal police reporting

Funding EMS Legislative meeting

Regional Fire Protection space evaluation

Exec. Special Meeting, Aug 10

COG Position Statement To Penn State University On COVID-19

Executive Director's Report

Solar Power Purchase Agreement Working Group, Aug 11 -- report enclosed, Item 10a.6

Timeline For Request For Proposal For Energy Consulting Services

Recommendation To Retain An Energy Services Consultant

Fact Sheet – enclosed – Item 10a.7

Exec., Aug 17

2022 COG Program Plan CIP

Energy Services Consultant Authorization

Meeting Procedures Draft Documents

IT Study Status And Recommendation

COG Position Statement To Penn State University On COVID-19

Parks And Recreation Governance Structure Task Force Discussion

**10. COMMITTEE REPORTS (Continued)**

Future Meetings:

[Finance](#), Aug 19

Update on the Defined Contribution Pension Plan (*Discussion*)

Fire Apparatus Plan Update (*Informational*)

2022 COG Program Plan CIP (*Action*)

Format of 2022 Detailed Budget (*Discussion*)

Budget Review Sessions (*Action*)

Future meetings

Transportation and Land Use, Sept 13, Oct 4, Nov 1, Dec 6

Facilities, Sept 7, Oct 5, Nov 2, Dec 7      Human Resources, Sept 1, Oct 6, Nov 3, Dec 1

Public Services & Environmental, Sept 2, Oct 7, Nov 4, Dec 2

Climate Action & Sustainability, Sept 14, Oct 11, Nov 8, Dec 13

Public Safety, Sept 14, Oct 12, Nov 9, Dec 14      Finance, Sept 9, Oct 14, Nov 18, Dec 9

Parks Capital, Sept 9      Exec, Sept 21, Oct 19, Nov 18, Dec 15

- b. Patton Township Housing Task Force, August (report enclosed)
- c. State College Borough Water Authority (3<sup>rd</sup> Thursday) (report enclosed)
- d. Centre Area Cable Consortium, as needed – Trevino (did not meet)
- e. Spring Creek Watershed Commission, July 21 – Mason (report enclosed)
- f. Centre County Metropolitan Planning Org., – Robb, Abrams Alt.
- g. Centre County Airport Authority, (4<sup>th</sup> Thursday) (report enclosed)

**11. OTHER BUSINESS**

**12. ADJOURN**

**13. (reserved)**

**14. FOR YOUR INFORMATION**

Enclosed:

1. Parks Bio-Blitz Flyer

Upcoming Meetings:

- |                 |   |
|-----------------|---|
| Mon., August 23 | General Forum                                   |
| Wed., Sept. 8   | Board of Supervisors                            |
| Wed., Sept. 22  | Board of Supervisors                            |
| Mon. Sept 27    | General Forum (Sept 27, Oct 25, Nov 22, Dec 21) |
| Wed., Oct 13    | 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)