



**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 11, 2022 **5:30 PM**

AGENDA

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

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). Submit comments by 3:00 pm of the day of the meeting.

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/88573758472>
Meeting ID: 885 7375 8472 **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.

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>

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

1. CALL TO ORDER

The Chair will call the meeting to order.

- a. **Announcements** – The Board met in Executive Session with the Manager, Director of Finance and Administration, the Solicitor, and Labor Counsel to discuss contract negotiations with the Police Officers Association.
- b. **Pledge of Allegiance** – as you are able, please rise and join the Board in the Pledge
- c. **Additions to the Posted Agenda** – the Chair will ask for additional items to be considered for this agenda. Please see attachment "Item 1c; Policy for Adding Items to Published Agendas in Accordance with Act 65 of 2021"

To access attachments to agendas posted on the website, you will need to download or save files to your device, then open with an Adobe application, and click on the attachment's icon or link. [Adobe Reader](#) is available for free.

2. PUBLIC COMMENTS

Residents/taxpayers 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.

Recent public comments received by email and voicemail since the last meeting are included in the agenda materials as attachment Item 2.1.

3. PRESENTATIONS / PUBLIC HEARINGS

a. Gypsy Moth Control for 2022

Based on the egg mass survey conducted last fall, the Manager has engaged an aerial applicator to spray the Gray's Woods Park and Gray's Woods Preserve areas to kill the gypsy moth larvae. This should prevent defoliation of these areas and reduce the spread of gypsy moths to other areas of the Township. The spraying will take place sometime between May 15th and June 15th.

Notices have been sent to homeowners and others in the area (see attachment Item 3a.1.) An ad will also run in the Centre Daily Times on May 8th, 15th and 22nd. The resident notice also includes information on the insecticide (BTK) that will be used.

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

b. "No Mow May" Proposal

Supervisor Whitman requests the Board consider the request included in the email from Park Forest resident Merrill David (see Item 3b.1) to suspend enforcement of lawn limit height for the month of May.

Section 58-1 (Brush, Grass and Weeds, Unlawful growth of grass, weeds and other vegetation) of the Code of Patton Township requires that no one in *non-agricultural areas (paraphrased)*:

“shall, except as hereinafter provided, permit any grass or weeds or vegetation not eatable or planted for some useful or ornamental purpose to grow or remain on such premises, including any portion of the premises occupied by a street or alley, so as to exceed a height of six inches or to throw off any unpleasant or obnoxious odor or to conceal any debris or to create or to produce pollen. All such vegetation is hereby declared to be a nuisance and detrimental to the health, safety, cleanliness and comfort of the inhabitants of the Township.”

3. PRESENTATIONS / PUBLIC HEARINGS

b. “No Mow May” Proposal

For this item the Board should:

Review the materials included/referenced in the agenda

Receive a brief presentation from Supervisor Whitman

Solicit additional information from Staff

Solicit public comments/questions

Determine a course of action on this proposal

The Manager suggests this be taken up again in March 2023 to permit input from the public on the proposal.

4. PUBLIC SAFETY

a. 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.

b. Fireworks Legislation

The Pennsylvania Municipal League (PML) has provided an update on [House Bill 2157](#) which has been passed out of Committee with bipartisan, unanimous support. The bill would clarify several aspects of the current law and includes changes aimed at curbing the illegal use of consumer fireworks.

The Manager or Police Chief will provide a brief overview of the bill. Staff believes the Bill addresses issues that have occurred locally and will make enforcement of illegal use of fireworks easier for the Police Department.

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

4. PUBLIC SAFETY (Conintued)

c. Special Event Noise Waiver and Temporary Use Permit; Ashcraft American Historic Racing Motorcycle Association (ARHMA)

The Noise Waiver and Temporary Use Permit were both approved by the Board for this event last two years (see 6/17/2020 and 4/28/2021 agenda/minutes.) The approved Noise Waiver was effective from 8 am to 9 pm. The Township received no noise complaints last year.

The sponsors, the Ashcraft family in the 3400/3500 blocks of Buffalo Run Road (SR 550), intend to hold the same event again this year and request approval from the Board.

The following items are included with the agenda:

- Location Map
- Request from Lisa Ashcraft
- Noise Waiver application

For this item the Board should:

Receive a brief presentation from Manager and/or Police Chief on the proposed event

Provide questions/comments to the applicant and/or staff

Request public comments/questions

Following a motion and second, discuss the proposed event, and consider action to approve the Noise Waiver and Temporary Use Permit, or identify additional information required prior to taking action.

5. PUBLIC WORKS OPERATIONS – no items

6. ENGINEERING, PLANNING, & ZONING

a. Planning Commission Report

The Board will receive a report from Commission member Robert Prosek on the activities of the Planning Commission.

There were no development plans or other items on the May Planning Commission agenda that required Board of Supervisors review or approval.

b. Capital Improvement Plan Project PW-42: Valley Vista Drive Sidewalk from Carnegie to Sheetz

The Board of Supervisors (Board) identified a Capital Improvement Project (CIP) (See attachment 6b.1) to complete construction of a sidewalk on Valley Vista Drive between Carnegie Drive and the Sheetz Convenience Store (Sheetz) that is located at the corner of Valley Vista Drive and North Atherton Street.

The existing walkable paths should be considered prior to undertaking this project. There are currently two paths connecting Galen Drive to Sheetz. They are illustrated in Attachment 6d.

The path shown in light blue is a 3-foot-wide stone gravel path connecting Galen Drive to Sheetz. It is currently not ADA accessible, but design and coordination with the property owner and Sheetz could be completed to bring it into ADA compliance.

The path shown in yellow is a 5-foot-wide concrete sidewalk along Galen Drive and North Atherton Street. Approximately 65 feet of the sidewalk along North Atherton Street has a grade steeper than a 5%, which is not ADA compliant. This sidewalk is not owned by Patton Township, so coordination would also need to occur with the property owner and Sheetz to bring this sidewalk into ADA compliance.

In the 2022 Patton Township Budget, there is \$30,000 budgeted in 2022 and \$60,000 budgeted in 2023 for the construction of a sidewalk on Valley Vista Drive.

6. ENGINEERING, PLANNING, & ZONING (Continued)

b. Capital Improvement Plan Project PW-42: Valley Vista Drive Sidewalk from Carnegie to Sheetz

The following potential options may be considered:

1. If the Board is satisfied with the current sidewalk connections described above, the \$90,000 allocated for the construction of a new path on Valley Vista Drive could be utilized for a different project.
2. If the Board would like to see one of the two existing paths upgraded to meet ADA standards, the anticipated cost would not exceed \$20,000.
3. If neither Option 1 nor Option 2 are acceptable, a public input process is recommended prior to undertaking a new sidewalk construction project. A survey could be sent to residents between Valley Vista Drive and West Hillside Avenue to determine existing pedestrian needs in this area and if existing infrastructure is meeting the needs of the residents.

For this item the Board should:

Review the materials included or referenced in the agenda item
Receive a brief presentation from the Township Engineer/Director of EPZ
Solicit additional information from Staff
Solicit public input
Provide feedback to the Township Engineer/Director of EPZ

c. Centre County Draft Transportation Improvement Plan 2023 – 2026

The Centre County Metropolitan Planning Organization (CCMPO) is made up of officials from municipal, county, state and federal governing bodies/agencies and is responsible for the planning and programming of improvements for all modes of transportation in the County. The Transportation Improvement Program (TIP) is a list of priority road, bridge and public transportation projects to be funded by federal and state capital dollars over the next four federal fiscal years (October-September).

The Draft 2023-2026 TIP and Air Quality Conformity Report will be available for public review during a 30-day period beginning Friday, April 29, 2022 and concluding at 5:00 pm on Monday, May 30, 2022. The CCMPO's May 10, 2022 public meeting will be held from 6-7 PM in a hybrid format at the Centre Region COG Building. Participants may also attend virtually via Zoom. The TIP documents can be found online here: www.crcog.net/2023TIP

6. ENGINEERING, PLANNING, & ZONING (Continued)

c. Centre County Draft Transportation Improvement Plan 2023 – 2026

The CCMPO Coordinating Committee will consider adopting the 2023-2026 TIP and Air Quality Conformity Determination Report at 6:00 PM on Tuesday, June 28, 2022.

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

7. ADMINISTRATION

a. Management of Single-Use Plastic Bags – Presented by Supervisor Betsy Whitman

Patton Township, Ferguson Township, and the borough of State College have been discussing the management of single-use plastics since 2018. In 2019 the students in Penn State Law's "Negotiation and Dispute Resolution Design" class, led by Professor Lara Fowler, worked with Ferguson Township to examine the likelihood that a ban on plastic bags and/or a fee structure would discourage use of single-use plastic bags. At the same time State College Borough worked with a Penn State undergraduate Community and Economic Development Class to survey local restaurants on the challenge of reducing the use of single-use plastic bags.

In 2019, just as Ferguson Township and the Borough of State College considered potential action through ordinances, the Pennsylvania Legislature issued a moratorium on such local ordinances. This moratorium expired in December 2021.

Ferguson Township and the State College Borough are again considering a local ordinance; Patton Township and potentially other local communities are seriously thinking about the management of single-use plastic bags. All agree that a regional approach will likely be more successful. All three municipalities plus the Penn State Sustainability Institute are partnering with Professor Lara Fowler and her students in her 2022 "Negotiation and Dispute Resolution Design Project" class.

7. ADMINISTRATION (Continued)

a. Management of Single-Use Plastic Bags (Continued)

The students in the “Negotiation and Dispute Resolution Design Project” class will:

1. Review existing studies on management of single-use plastic bags, and work already conducted in the Centre Region.
2. Update research conducted in 2019 on other communities, approaches to single-use plastic bags, including collecting sample ordinances where appropriate. Topics to research may include:
 - a. Bans, fees, voluntary measures
 - b. Program implementation, timing
 - c. Enforcement
3. Interviewing individuals and representatives of local businesses, local government, and other potential stakeholders across the Centre Region about their perspectives on single-use plastic bags, including potential impacts/charges associated with covid, enforcement, and other topics of interest to interviewees.
4. Compile information and share with participating communities.

The class plans to compile both the research and interviews into a summary available soon. An update from Professor Fowler is included with the agenda materials. (Item 7a.1)

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

b. Regional Solar Power Purchase Agreement Discussion

Patton Township has been working with a large group of regional agencies and municipalities towards implementing a large-scale solar power project to provide a renewable power source. At this time the group is seeking input from the participating members to complete the Request for Proposals(RFP) for the project.

The agenda materials include a Guidance document (Item 7b.1) on the information needed for the RFP, an Overview of the Solar Power Purchase Agreement Working Group, and a summary of the each entities power usage for 2019.

7. ADMINISTRATION (Continued)

b. Regional Solar Power Purchase Agreement Discussion

Input is needed on the following questions:

1. Recognizing that each entity will have a different range, the project management team is considering a draft RFP that asks for pricing for 40% - 60% - 75% and 100% of the total electricity.
 - a. Does this align with where your organization would likely see its participation?
 - b. What is your expected minimum % of electricity purchased as solar through the SPPA?
 - c. What is your expected maximum % of electricity purchased as solar through the SPPA?
 - d. If available, please provide the expected amount of solar electricity from the PPA.
2. Does your organization have any other requirements that you want the Project Management Team to investigate with the consultant for their potential inclusion in the RFP?

If needed this discussion can be extended to the next Board meeting.

For this item the Board should:

- Review the materials included/referenced in the agenda
- Receive a brief presentation from the Director of Finance and Administration
- Solicit additional information from Staff
- Solicit public comments/questions
- Discuss the matter and come to consensus on the above questions.

7. ADMINISTRATION (Continued)

c. Diversity, Equity and Inclusion – Initial Discussion on Hiring Principles

The Manager asks the Board members to review a draft policy outline intended to help move the Township toward a more diverse and inclusive work force. The following outline has been circulated among the Department Heads for review and comment:

Draft Policy Outline: Patton Township Hiring Principles

1. Review Job Descriptions, Application Forms, Hiring Processes and Employee Handbook to remove instances of bias (Department Heads, Manager, Board)
2. Recruit to encourage a broader candidate pool (Department Heads)
3. Define standards to create a pool of qualified candidates for open positions (Department Heads, Manager)
4. Select potential hires from the qualified pool that moves Township toward one or more of the following goals: (Department Heads)
 - a. Creates workforce that more closely aligns with demographics of the Township population
 - b. Creates workforce with a high degree of professionalism
 - c. Creates workforce with a keen sense of duty to serve the residents, businesses, and visitors of Patton Township.

For this item the Board should:

Review the materials included or referenced in the agenda item

Receive a brief presentation from the Manager

Solicit additional information from the Manager or other staff

Solicit public input

Provide feedback to the Manger on:

Additional items for the policy outline

Details to include in the 'full' policy document

Other local groups to review and comment on the policy outline

7. ADMINISTRATION (Continued)

d. Council of Governments: Discussion on Remote Attendance Policy

The Executive Committee for the Centre Region Council of Governments (COG) is requesting feedback from the General Forum members regarding the current policy that permits widespread use of teleconferencing for meeting attendance. Please see Item 7d.1 for additional background information on this matter.

Specifically, “Members are asked to consider and provide feedback on “where we were, where we are now, and where we are going.” Members are also asked to provide feedback on the COG meeting process and what has gone well and what, if anything, can be improved upon.”

Additionally, “Boards/Councils are encouraged to broadly discuss this item at their municipal meetings and Executive Committee members will provide consensus feedback from their respective municipalities during the June 21, 2022, Executive Committee meeting to determine if any changes to the way COG currently conducts its meetings need to be considered.”

Item 7d.2 is a related news article.

For this item the Board should:

- Review the materials included or referenced in the agenda item
- Receive a brief presentation from the Chair
- Solicit public input
- Provide feedback to the Chair to take to COG

This item can also be included in the May 25th and June 15th agendas if desired.

e. Centre Area Transportation Authority (CATA): Request for Comment on Draft Budget

The CATA Board of Directors has published their [draft budget](#) (see Item 7e.2) for the next fiscal year (July 2022 to June 2023) for review and public comment. Local municipal officials are encouraged to submit comments by May 18th to the CATA Board for their consideration. (Please see request email – Item 7e.1)

7. ADMINISTRATION (Continued)

e. Centre Area Transportation Authority (CATA): Request for Comment on Draft Budget (Continued)

At the April 13th meeting, the Board received a presentation regarding CATA's proposed service changes for the fall, including microtransit in Park Forest and adjoining areas. At that time the Board came to a consensus that a 5% increase in local contributions to CATA was a reasonable approach pending the review of potential new local funding allocation methods to be taken up by a new ad hoc committee. The committee will be made up of municipal managers (or designees) and a PSU representative.

CATA has provided a draft funding resolution (see Item 7e.3) that includes the 5% increase in local contributions for their 2022/23 fiscal year.

For this item the Board should:

Review the materials included or referenced in the agenda item
If desired, receive a brief presentation from the Manager or CATA
representative
Solicit public input
Provide feedback to the CATA Board on the draft Budget

And

Consider action to adopt the Funding Resolution for CATA contributions for their 2022/23 fiscal year or schedule action for an upcoming meeting.

This item can also be included in the May 25th and June 15th agendas if desired.

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."

8. CONSENT AGENDA (Continued)

- a. Public Safety – no items
- b. Public Works Operations – no items
- c. Engineering, Planning, & Zoning – no items
- d. Administration
 - 1) Minutes April 13, 2022
 - 2) Voucher Report – April 2022
- e. Proclamations
 - 1) Emergency Medical Services Week, May 15 -21
 - 2) National Police Week in America,
 - 3) National Public Works Week
 - 4) AAPI Protections
 - 5) APA Heritage Month

9. MANAGER'S REPORT

The Manager will report on current matters, including:

- a. Correspondence (enclosed)
 - [1] Development Update
 - [2] Millbrook Marsh Grant Application Letter of Support (LOS)
 - [3] Household Hazardous Waste Collection report
 - [4] PFA update from Dept. of Environmental Protection (DEP)
 - [5] Commercial Electrical “Price to Compare” for June 2022
- b. Announcements
 - [1] Geisinger Energy Conservation Award (enclosed)
 - [2] Summer Trash Schedule – 6 am start Memorial Day to Labor Day
- c. Upcoming Events
 - [1] Township Office Schedule
 - May 30 – Memorial Day, Office Closed
 - July 4 – Independence Day, Office Closed
 - [2] May 9-13 [Bulk Waste Collection](#)
 - [3] May 17, Tuesday [Primary Election](#)
 - [4] Late June – New Township Website goes live!!

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 (click on [highlighted link](#) to access agenda)

Finance, April 14 – Trevino (report enclosed – 10a.1)
Executive, April 19 – Robb (report enclosed – 10a.2)
[Parks Governance](#), April 27 – Trevino
[Facilities](#), May 3 – Whitman (report enclosed – 10a.4)
[Human Resources](#), May 4 – Magruder
[Land Use & Comm. Infrastructure](#), May 5 – Abrams
[Climate Action and Sustainability](#), May 9 – Whitman
[Public Safety](#), May 10 – Robb

Future Meetings:

[Finance](#), May 12 – Trevino
Parks Capital, May 12 – Magruder
Executive, May 18 – Robb
Parks Governance, May 25 -- Trevino

- b. State College Borough Water Authority (3rd Thursday)
c. Centre Area Cable Consortium, as needed – Trevino (did not meet)
d. Spring Creek Watershed Commission, Jan 19 – Mason
e. Centre County Metropolitan Planning Org. – Abrams, Robb Alt.
f. Centre County Airport Authority, (4th Thursday) – Downsborough (report enclosed)
g. Solar Power Purchase Working Group – Whitman, Pegher Alt. (April 27 report enclosed)

11. OTHER BUSINESS (see Item 1.c regarding requirements for adding action items to the agenda)

12. ADJOURN

13. (reserved)

14.FOR YOUR INFORMATION

Enclosed:

Item 14.1 History on Col. John Patton, from Centre County Historical Society
newsletter

Item 14.2 MS4 Stormwater Education materials

Upcoming Meetings:

Mon., May 23	General Forum
Wed., May 25	Board of Supervisors
Wed., June 15	Board of Supervisors
Mon., June 27	General Forum
Wed., July 20	Board of Supervisors
Mon., July 25	General Forum
Wed., August 17	Board of Supervisors
Mon., August 22	General Forum

Pending Board Work Tasks

And tentatively ranked the tasks in this order with relative score (0-15);

- | | |
|---|----|
| 1. Regulation of Single Use Plastics (i.e Bags, straws) | 13 |
| 2. Regulating Special Events on Public Property | 11 |
| 3. Open Space Preservation Options | 9 |
| 4. Home Occupations – potential change by Ord. (2-no) | 8 |
| 5. Stargazing Permits for Individuals (2-no) | 7 |
| 6. Authorities dissolution | 7 |