



**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

June 15, 2022 5:30 PM

***** AGENDA UPDATED *****

Updates Include: Item 3a – additional public comments are attached; Item 7b – the Final Audit Report is now attached (digital only); Items 8 and 8c1 - The ARLE grant request has been increased, revised attachment included.

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 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/82882981398>
Meeting ID: 828 8298 1398 **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.

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 Chick-fil-A at Happy Valley (1938 N Atherton St, State College, PA)

It's official....we will be closing for our remodel on Thursday, June 16th at 2:00pm. We will miss you, but are looking forward to the awesome changes that will help us serve you better!



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 received by mail, email, and/or voicemail since the last meeting are included as Item 2.

3. PRESENTATIONS / PUBLIC HEARINGS

a. Hours of Play for Green Hollow Pickleball Courts

At the May 25th meeting, two pickball players asked the Board to consider changing the established hours of play. These hours were approved by the Board in September, 2021 and were extended until the new courts are ready in Bernel Road Park with approval of the consent agenda at the February 23, 2022 Board meeting. The current hours are:

11:00 am to 5:00 pm Saturday, Sunday, Monday, Tuesday, Thursday

No Hours Wednesday and Fridays

A Meeting Notice was emailed to parties who participated in the 2021 discussions regarding this matter. (See attached Item 3a.1) Public Comments received through 10 am on Friday, June 10th are included with the agenda materials (Item 3a.2)

Miller Sports Construction is under contract to convert 2 tennis courts at Bernel Road Park into 6 pickleball courts. Their latest estimate is to start mid-July and finish in two weeks. Staff has reminded them of their prior promises to start much earlier. The Township has invoked our right to cancel the contract if the work is not completed by August 8th (see attached item 3a.3).

3. PRESENTATIONS / PUBLIC HEARINGS (Continued)

a. Hours of Play for Green Hollow Pickleball Courts (Continued)

Additional public comments are included as Item 3a.4.

For this item the Board should:

- Review the information provided/referenced in the agenda
- Solicit additional information from staff as needed/desired
- Request public comments/questions
- Provide direction to Staff on next steps

b. Diversity, Equity & Inclusion: Community Diversity Conference

The [Community Diversity Group](#) will hold their 2022 Community Diversity Conference on June 21 at the Penn Stater. Conference [Information](#) and conference [registration](#) are available on their website.

Patton Township is a Conference Sponsor and several members of the Board and staff will be attending.

4. PUBLIC SAFETY

a. Monthly Report

The Chief of Police will review the monthly report (enclosed) and respond to any questions.

5. PUBLIC WORKS OPERATIONS

a. Bid Award for 2022 Township Street Overlay Contract

Bids were solicited and opened on June 7th. The work on this contract includes a portion of Devonshire Drive and all of Briarwood Lane and Weymouth Circle.

The agenda materials include:

- A recommendation for award to Glenn O. Hawbaker, Inc., and Bid Tabulation from the Director of Public Works Operations (Item 5a)

5. PUBLIC WORKS OPERATIONS (Continued)**a. Bid Award for 2022 Township Street Overlay Contract (Continued)**

For this item the Board should:

- Review the information provided/referenced in the agenda
- Solicit additional information from staff
- Request public comments/questions
- Consider action, by motion and second, to award the base bid, excluding all alternates, to Glenn O. Hawbaker, Inc., of State College, for \$355,272.50.

6. ENGINEERING, PLANNING & ZONING**a. Planning Commission Report**

The Planning Commission did not meet in June.

b. Fee Change for Zoning Hearing Board Applications.

Fees for filing appeals with the Zoning Hearing Board (ZHB) have not been increase since 2010. At the May 25th meeting the Board directed staff to prepare a Resolution to increase the fees to cover all permissible costs and require the deposit of \$1,500 for most applications. The proposed fee change notes that un-used funds from the deposit will be returned to the applicant.

From May 25th meeting agenda:

The Patton Township ZHB typically hears one to three appeals per year on matters that are generally of minor consequence outside the property in question. The expenses related to a ZHB case include charges for legal advertising, the ZHB Solicitor's fees, reproduction costs for hearing materials and staff time for the Zoning Officer (ZO) and Public Works Secretary. Depending on the nature of the case the Township Manager and/or Director of EPZ may also attend the hearing itself. The Solicitor's fees will run from \$1000 to \$3000 per hearing depending on the complexity of the matter.

Traditionally, the Township has generously subsidized most the of the costs for these hearings, only charging \$360 to the applicant for a Zoning or Sign Variance hearing. See attached Item 6a.1 from Township Fee Schedule.

EZP staff recommends the Township consider an approach more in line with neighboring townships who require a larger up-front deposit that covers most costs and then refunds the unused amount back to the applicant, such as (see Item 6a.2 also for additional detail):

- Halfmoon Township - \$2,500 deposit with refund of unused money
- Ferguson Township - \$500 for Appeals and Special Exceptions
\$300 for Variances
- College Township - \$100 application fee and \$500 deposit

6. ENGINEERING, PLANNING & ZONING (Continued)**b. Fee Change for Zoning Hearing Board Applications.**

For this item the Board should:

- Review the materials included/referenced in the agenda
- Receive a brief presentation from the Director of EPZ
- Solicit additional information from staff
- Request public comments/questions
- Consider action, by motion and second, to adopt Resolution 2022-012 (see attached Item 6b).

a. Zoning Hearing Board Grants De Minimis Variance

On May 12th the Zoning Hearing Board (ZHB) took testimony from the homeowner at 405 Timberton Circle and the Township Zoning Officer regarding a requested variance from the Township's zoning regulations to permit the expansion of a residential garage into the 30-foot front yard setback. The homeowner presented a letter of approval from the Timberton Home Owners Association. No other property owners provided written comments or attended the hearing.

On May 26, the ZHB re-convened and took action to approve a de minimis setback variance for the proposed garage expansion, noting the 2 feet 8 inches encroachment of only one corner of the garage "will constitute as 8.867% encroachment into the front yard setback" and "will not alter the essential character of the neighborhood."

For your information – the Zoning Hearing Board (ZHB) is a quasi-judicial body that operates independently from the Board of Supervisors. The ZHB most commonly hears cases related to requested variances from the Township's zoning regulations but is also empowered by the Code of Patton Township to rule on variances and special exemptions for signs as found in Chapter 140 of the Code.

All decisions of the ZHB are reported to the Board of Supervisors by the Manager or designee. If the Board of Supervisors, or anyone else, wished to contest a ZHB decision, the appeal would be filed with and decided by the County Court of Common Pleas.

The agenda materials include the results of the ZHB hearing titled "Findings of Fact, Conclusions of Law and Decision." (Item 6c)

7. ADMINISTRATION

a. Board Input for the 2023-2027 Capital Improvement Plan

Township staff will begin working on the next five-year Capital Improvement Plan (CIP) in August. The current 2022-2026 plan is included in the agenda materials.

- FOR YOUR INFORMATION** -- The CIP is a tool that assists in planning for future projects by providing:
- A forum for proposing major capital projects and significant operational increases (e.g., staff increases or COG programmatic changes) several years in advance of implementation,
 - A means for establishing a process for evaluating each project's justification and benefits,
 - A process for prioritizing projects in the face of limited funding, and
 - A platform for evaluating financing alternatives (i.e., bonds/loans, pay-as-you-go, or wait for a grant)

Staff requests that Board members provide input/guidance towards potential new projects or existing projects in the plan.

In prior discussions generated by the federal American Rescue Plan program, the following projects and estimated costs have been put forward by members of the Board of Supervisors:

Dan Trevino	
\$24,118	Towards COG Centre Region Fire Protection purchase of a Gemini Handheld chemical/explosives Analyzer.
\$25,000	Towards recovery of revenue shortfall of the Centre Region Life Link EMS.
\$2,500	Towards the purchase of additional loner laptops by the Schlow Centre Region Library.

7. ADMINISTRATION (Continued)

a. Board Input for the 2023-2027 Capital Improvement Plan (Continued)

Anita Thies	
\$55,000	First time home buyers fund – See Item 5a.2
\$50,000	To Habitat for Humanity GCC for buybacks in Patton Twp
\$50,000	To Centre County Housing and Land Trust for land purchases and rental survey
Betsy Whitman	
\$30,000 to \$50,000	Install Solar Panels on Township Buildings
\$15,000	New township sign (from proposed CIP projects)
Pamela Robb	
\$90,000	Sidewalk from Carnegie to Sheetz (CIP project PW-42)
\$10,000	Home Foundation educational program – See Item 5a.1
Elliot Abrams	
TBD	Pedestrian Improvements for Atherton Street Intersections
Sultan Magruder	
TBD	TBD

No formal action is required on this item. This item will also be on the July and August meeting agendas – please retain your hard copy of the CIP.

b. Audited Financial Statement for 2020

The Township's appointed auditors have provided a final draft of their audit and review of the Township's financial activities for 2021. The Director of Finance and Administration will provide an overview of the audit report and will be available to respond to any questions that the Board members may have. The **final** audit report is included with the agenda materials.

7. ADMINISTRATION (Continued)**b. Audited Financial Statement for 2020 (Continued)**

Board members with questions about the report are encouraged to reach out to Mr. Pegher prior to the meeting. If desired, the audit manager from Brown, Schultz, Sheridan & Fritz would be available for the next Board meeting to discuss the report with the Board members.

For this item the Board should

- Receive a brief presentation from Mr. Pegher
- Solicit additional information as needed from staff
- Request public comments/questions
- identify any additional financial information they would like to review.

c. Request for Resolution for Support of House Bill 2596

State Representative Scott Conklin requests the Board to consider adopting a Resolution supporting proposed legislation “to guarantee that any person convicted of domestic violence shall be ineligible to serve in the General Assembly, or of holding any office of trust or profit in this Commonwealth.”

A sample Resolution, from the Centre County Commissioners, is included with the agenda materials (Item 7c.1) as a sample. The proposed legislation is included as Item 7c.2.

For this item the Board should

- Receive a brief presentation from Representative Conklin's staff
- Solicit additional information as needed from staff
- Request public comments/questions
- Provide direction to the Manager on any next steps

8. CONSENT AGENDA - UPDATED

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 Operations – no items
- c. Engineering, Planning, & Zoning
 - 1) ARLE Grant Application
- d. Administration
 - 1) Minutes May 25, 2022
 - 2) May 2022 Voucher Report
 - 3) Mileage Reimbursement Increase
- e. Proclamations – no items

9. MANAGER'S REPORT

The Manager will report on current matters, including:

- a. Update on Ghaner Parklet encroachment
 - [1] Playground inspection performed May 30
 - [2] RAC to meet June 21
- b. Correspondence (enclosed)
 - [1] DEP Update of PFAs in Benner Township
 - [2] SCBWA notice of Application to SRBC
 - [3] Update on Atherton Street Traffic Signal Upgrade project
- c. Announcements
 - [1] Centre County is monitoring mosquito issues in Grays Woods, Marysville, and Toftrees; will treat as warranted
 - [2] Website "go live" late June
- c. Upcoming Events
 - [1] Township Office Schedule
 - July 4 – Independence Day, Office Closed
 - [2] June 16 -- Scotia Road Bike/Pedestrian Connectivity Study Alternatives Presentation 5:30-7:00 PM [Comment Form](#)
 - [3] June 21 – CDG Community Diversity Conference – Penn Stater
 - [4] June 21 -- PA Municipal League Sustainability Web Conference
 - [4] Oct 6 to 9 -- PA Municipal League Annual Summit, Pittsburgh
 - [5] Oct 25 -- PSATS Regional (North Central) Conference, Boalsburg

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)

[Parks Governance](#), May 25 -- Trevino

[Human Resources](#), June 1 – Magruder

[Facilities](#), June 7 – Whitman (report enclosed – Item 10a.3)

[Land Use and Comm. Infrastructure](#), June 12 – Abrams

[Climate Action & Sustainability](#), June 13 – Whitman

[Public Safety](#), June 14 – Robb

[Finance](#), cancelled – Trevino

Future Meetings:

Executive, June 21 – Robb

Parks Governance, June 22 - Trevino

- b. State College Borough Water Authority, April 21 (3rd Thursday) – report enclosed
c. Centre Area Cable Consortium, as needed – Trevino (did not meet)
d. Spring Creek Watershed Commission, – Mason (did not meet)
e. Centre County Metropolitan Planning Org. – June 28, Abrams, Robb Alt.
f. Centre County Airport Authority, (4th Thursday) Downsbrogh – report enclosed
g. Solar Power Purchase Working Group, May 25 – Whitman, Pegher Alt. -- 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: none

Upcoming Meetings:

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

Board Work Tasks currently in-process

Budget Resolution for American Rescue Plan funds (2020)
 Human Relations Commission (2021) – establish local body
 Policing and Communities of Color (2021) – report review and adopt recommendations
 D.E.I. Hiring Principle (2022) – continue work on developing policy
 Regulation of Single Use Plastics (i.e. Bags, straws)
 Broadband Expansion – on hold

Pending Board Work Tasks

As ranked 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