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COLLEGE TOWNSHIP COUNCIL
REGULAR MEETING
HELD JANUARY 14, 1982

Chairman Taricani called the meeting to order at 7:37 P.M. in the College Township Municipal Building.

Members present: Donald E. Bailey, Gale L. Dargitz, J. Carroll Dean, Herbert W. Stewart, and Dolores A. Taricani

Others present: Manager Elwood G. Williams, Sr.
Treasurer Robert L. Hayden

OPEN DISCUSSION

No questions or comments were offered during this portion of the meeting set aside to respond to questions/comments on non-agenda items.

MINUTES

Minutes of December 10, 1981, Regular Meeting; and Minutes of December 23, 1981, Special Meeting.

Mr. Dean moved that the Minutes of December 10, and December 23, 1981 be approved as distributed. Mr. Bailey seconded the motion which was carried unanimously.

UPDATE

1. Mr. Williams reported he had checked with the Solicitor on the question of working on streets (Grant and Liberty Streets in Oak Hall) that do not belong to the Township. The Solicitor in his response of 1/6/82 advised that only minimal improvements be made until the Township owned the streets. The Solicitor also indicated in his response that he was working with Stan Hoy in preparation for the granting of the right-of-way for these streets.

2. Mr. Williams has written PennDOT pointing out the Solicitor's suggestions that may be included in future agreements on liability.

3. Mr. Williams reported he was not able to contact James McDonel relative to another letter of resignation from the CATA Board because Mr. McDonel has left town.

4. Mr. Williams indicated Mrs. Taricani has responded to Mrs. Whiteman who had written concerning Council funding the children's box at the Lemont Post Office.

5. Mr. Williams reported he had forwarded the information on speed detecting devices and the need to have a municipal ordinance authorizing their use to the Solicitor. The Solicitor's response and information from the Police Department are included as an Agenda item.

6. Mr. Williams also checked with the Solicitor and Police Department relative to a recent change in the divided highway section of the Vehicle Code as it relates to school bus stopping purposes. This informat... is also included as an Agenda item.

7. All the individuals appointed to boards, committees, and authorities have been notified.

8. Mr. Williams reported the dates and times for Council's 1982 meetings have been legally advertised.

9. Mr. Williams indicated he had contacted the Solicitor regarding the Sign Ordinance. The Sign Ordinance is an Agenda item.

10. The proposed changes to the Zoning Ordinance have been given to the Planning Commission.

11. Mr. Williams indicated the rezoning request from Esber, Dreibelbis, and Rallis that he was to check on is on the Agenda.

12. Mr. Williams indicated relative to the public hearing for the Clover Highlands PRD, the request has been put on hold at the present time. It is also an Agenda item.

13. Mr. Williams indicated he had researched the matter of the Township Engineer and had found Council had agreed to rotate the Primary and Secondary Engineers and to have the Primary Engineer also serve as the Sewage Enforcement Officer.

Chairman Taricani indicated that Council had not researched past records before their Organization Meeting and had appointed one firm as Primary Engineer and another Sewage Enforcement Officer.

Mr. Dean pointed out that Council had also agreed to alternate Primary and Secondary Engineers every year and this had not been done in the recent appointments.

Mr. Dean mentioned that it had been indicated to Council that David Sweetland did not want to take on the job of Sewage Enforcement Officer. Chairman Taricani said this was an informal indication.

David Sweetland was present and indicated he preferred not being appointed as Sewage Enforcement Officer over a long-term basis. He felt Stan Hoy and Alan Stewart of Triangle Engineering had more experience in this field and had a better location to serve the residents of the Township and the duties of Sewage Enforcement Officer were not included in his long-term goals.

Mr. Dean moved that in view of Council's stated policy of a couple of years ago to alternate annually that the appointment of Sweetland Engineering as Primary Township Engineer for 1982 be rescinded and that Triangle Engineering Associates be appointed as Primary Engineer which now does tie the Primary

Engineer and Sewage Enforcement Officer together and that Sweetland Engineering be appointed as the Township Secondary Engineer for 1982. Mr. Dargitz seconded the motion. The Motion was carried unanimously.

Chairman Taricani suggested that Council address, during the coming year the advantages/disadvantages of rotating the Primary and Secondary Engineers duties.

TREASURER'S REPORT

Treasurer Robert L. Hayden reviewed the information included in the Treasurer's Report for December 1981.

Mr. Dargitz moved the Treasurer's Report for December 1981 be accepted as presented. Mr. Bailey seconded the motion which was carried unanimously.

CORRESPONDENCE

None.

PLANS

1. Spring Creek Estates, Phase I, Final Plan. Pat Ward, of Uni-Tec, Inc., presented the plan for Council's consideration.

Mr. Dean questioned one of the notes in the Planning Commission's minutes of December 16, 1981, where it was indicated this development was "formerly Houserville Subdivision". Mr. Mitchell indicated the change was requested because the name of the Subdivision was changed and some of the names of the streets were changed.

David Sweetland indicated he had some concerns with the storm water management system. However, he had been informed that plans for another phase would be forthcoming, he suggested for the present that a temporary hold be put on the detention pond.

Mr. Williams pointed out that the financial security papers for this Subdivision were just received 1/14/82 and the Township Solicitor had not had an opportunity to review them.

To Mr. Bailey's question of whether or not the problems with the storm water drainage had been solved, Mr. Sweetland explained the design computations he had received were for the entire development and inasmuch as approval was being requested for only one phase, his concern was that the drainage system work properly for that phase. Since he had learned that approval for a second phase would be requested in the near future, he suggested that certain temporary modifications be made at this time and when the second phase is considered, proper restrictions could be put on it at that time if needed.

Mr. Bailey asked about the proposed open space and whose responsibility it was. Mr. Dean indicated that the Planning Commission had been requested to make a recommendation on the handling of open space but the recommendation had not yet been received.

There was a brief discussion about open space and park land. Chairman Taricani indicated this was a matter Council also needed to address.

Mr. Sweetland explained again the need to control how the water was left out of the detention basin and outlined modifications which would accomplish this control.

Mr. Dean was concerned that if Council approved this phase and other phases were brought for approval in the future that there were no notes relating one phase to another relative to the storm water management system.

Mr. Ward indicated that Council would be approving only Phase I, with the modifications suggested by Mr. Sweetland to the storm water drainage system. When Phase II was considered it would have plans for storm water drainage included also.

Mr. Sweetland indicated that the suggested modifications would be left in place if other phases are not developed and suggested that a statement, indicating the detention pond will be used for other phases with the ultimate design being approved at each stage, may clarify the matter.

Mr. Bailey again expressed his concern about the responsibility for the open space and the hazard the detention pond may be for children.

Mr. Dean suggested that a note be added to the plan which indicated approval and development of subsequent phases require reapproval of drainage detention basin approved in Phase I.

Mr. Dargitz asked about the question of liability. Mr. Dean explained the open space/detention pond were not being offered for dedication and therefore the Township would not be liable.

Mr. Dean moved that Council approve the Final Plan of Spring Creek Estates, Phase I, dated December 4, 1981, revised December 17, 1981, contingent on the adding of a note to the effect that approval and development of subsequent phases require reapproval of drainage detention pond in Phase I and also contingent on the approval of the bond or other financial surety by the Township Solicitor and also contingent on approval of the road specifications by the Township Engineer. Mr. Bailey seconded the motion which was carried unanimously.

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Mr. Dean suggested that inasmuch as Mr. Sweetland had worked on this plan that he continue the review of the plans.

Chairman Taricani suggested also that Mr. Sweetland continue to be involved in any projects for the Township he is currently reviewing.

Council discussed the recommendation by the Planning Commission for approval of the plan when one of the lots did not meet present zoning requirements.

Council also discussed the most appropriate next steps. Mr. Dargitz suggested that Council disapprove the plan and ask the Planning Commission for an expedited recommendation on the rezoning issue.

Chairman Taricani suggested that Council take action on this plan and prepare a memorandum to the Planning Commission in which Council requests the quickest action possible on this issue and site the problems and deficiencies that have occurred.

Mr. Dargitz moved that Council disapprove the Subdivision Plan of the Rallis Subdivision, Preliminary and Final Plan, in view of the fact that one of the lots would be smaller than allowed by the current zoning and that Council again urge the Planning Commission to provide a recommendation concerning the entire strip of land zoned UNIVERSITY DISTRICT along East College Avenue on the North side. Mr. Dean seconded the motion. The motion was carried unanimously.

BUSINESS

1. Council's Work Program for 1982. Council deferred consideration of the work program until their next Regular Meeting.

2. Parking in Lemont. Mr. Dargitz explained that a resolution was needed to establish parking areas so that the Parking Ordinance could be enforced. He outlined the parking controls reviewed by the committee: "No Parking Here to Corner"; "No Overnight Parking"; and "Parallel Parking".

Mr. Williams reviewed the areas designated as "No Parking" area and "Parallel Parking Only" areas on a map of Lemont as established in the proposed resolution.

Mr. Dean pointed out the reason parallel parking had not been established before on Pike Street was there were more cars than could be accommodated by parallel parking. Mr. Dean asked what provisions had been made for other parking.

Mr. Williams explained the apartment building across Pike Street from Mary Street was now owned by Nuri Mohsenin who said parking was provided for all apartments at the rear of the building. Mr. Williams indicated that most of the residences on the old post office side of Pike Street have parking available off Pike Street

Council discussed the access to this parking, Cherry Alley, and the condition of the alley.

Mr. Dean asked if it was reasonable for the Township to make improvements to the alley to make it useable inasmuch as parking was being reduced on Pike Street. Council felt it was reasonable.

Mr. Dean suggested information be gathered on what it would cost to fix up the alley. Then Council could be prepared to act on this resolution at Council's next regular meeting. Mr. Dean suggested the information pertaining to this resolution and the fact that Council will be considering it at their next regular meeting be posted in the Post Office.

Chairman Taricani asked Mr. Williams to gather the information on cost of improvements, again include this as an Agenda item for Council's next regular meeting, post the notice in the Post Office, and contact the Art Alliance as to any grading, etc., they may want done to accommodate parking in the rear of their building. Chairman Taricani suggested to Barbara Brueggebers that it would be helpful to have the information on this parking resolution and Council's consideration of improving the alley included in the report of the meeting in the newspaper.

3. Yearly Report from Zoning Hearing Board. Council reviewed the report and agreed to accept it.

4. Legal Use of Excessive Speed Preventer and Stopping for School Buses which are Loading and Unloading. Chairman Taricani indicated the Solicitor's opinion had been requested on the matter involving the excessive speeding device. The Solicitor reported in his letter of 1/6/82 there is a case being tried dealing with these devices. It is his opinion that Council wait until that case is decided before proceeding with posting of signs and preparation of an ordinance. It was the consensus of Council not to proceed until the decision of the Court is handed down. Council asked Mr. Williams to convey this to the Solicitor and request that he not proceed with the ordinance covering this situation at this time.

In his January 6, 1982 letter regarding stopping for school buses which are loading or unloading, Mr. McCormick commented: "It is my interpretation of the definition of 'separate roadway' that a motorist must stop if there is no physical barrier which separates the roadway for travel in opposite directions. In my opinion, pavement markings or signing dividers are not sufficient to be a physical barrier. I would conclude that a fence or a raised island should be construed as a physical barrier."

5. General Reimbursement Agreement for the Design and Construction of the Proposed Bikeway between Boalsburg and State College. Chairman Taricani indicated that John Anthony, David Sweetland, Chris Lee, and she met on 1/14/82 with Joseph Meyer and reviewed a preliminary drawing of the bike path. Chairman Taricani indicated that all the releases for the right-of-way for the bike path have been received

except one, the Meyer property. She indicated that Mr. Meyer seemed disposed toward the bike way going in.

Mr. Williams explained he had recently learned from PennDOT that the funds for the bikeway would have to be provided by the municipalities involved, with those municipalities then filing to the Federal and State Governments for reimbursement. Mr. Williams indicated the estimated cost for the project is \$264,000. The design phase for the project would cost \$24,000 and should be done now. If the project does not proceed after the design phase, the municipalities involved would have to cover the \$24,000 with no reimbursement.

Council discussed their concerns about the economic considerations associated with this project.

Mr. Dean suggested that a work session with Harris Township, the Borough, and PennDOT be set up. It was suggested that the Bikeway Subcommittee of the COG Transportation Committee also be included in the work session. Council asked Mr. Williams to set up this meeting to be held in the Borough Building.

6. General Construction Reimbursement Agreement between College Township and the Commonwealth for the Proposed Traffic Signal Installation at the Intersection of East College Avenue, Struble Road, and Gerald Street. Chairman Taricani indicated the Township had been exploring a cost sharing project with some of the developers in the area of the proposed traffic signal. To date, the information that has been received has not been useful. Mr. Dargitz has provided an outline of information that could be used to develop a formula for cost sharing, part of the information was for the Treasurer, part for the Zoning Officer, and part for the Regional Planning Staff. She indicated the information Mr. Dargitz provided was available for review if Council wished to do so.

Mr. Williams indicated the total cost of the light was indicated at \$52,800 with the Township's share being \$13,200. Mr. Williams suggested Council go ahead with the agreement. It was suggested that the number of the Resolution pertaining to this agreement be changed from #80 to #79.

Mr. Dargitz moved Council adopt Resolution #79 designating signature authority relative to the general construction reimbursement agreement for traffic signal on Legislative Route #56 at Struble Road. Mr. Bailey seconded the motion. The motion was carried unanimously.

Chairman Taricani indicated she had given the information as outlined by Mr. Dargitz to the Centre Region Planning Commission and Mr. Williams indicated he had told them Council wanted the information as soon as possible.

7. Rezoning Request - Rallis, Dreibelbis, and Esber. Chairman Taricani indicated, as discussed earlier in the meeting, this rezoning request was considered by the College Township Planning Commission who had voted not to rezone the land and suggested that the entire UNIVERSITY DISTRICT be reviewed.

8. Clover Highlands Corporation, Formal Revision of the Walker PRD. Chairman Taricani read the December 23, 1981 letter from Calvin E. Zimmerman requesting a delay of the formal review of the Walker Farm PRD from its currently planned use to a Retirement Village.

Mr. Dean felt Council should interpret the letter as a request to withdraw the application thereby keeping the procedure "clean and neat".

Mr. Dean moved that Council notify Clover Highlands Corporation of the acceptance of their request in the 12/24/81 letter and interpret it as a request to withdraw their application. Mr. Dargitz seconded the motion. The motion was carried unanimously.

Chairman Taricani asked Mrs. Houser to write a letter informing Clover Highlands Corporation of Council's decision.

9. Proposed Sign Ordinance. Chairman Taricani suggested that Council members compare the draft of the Sign Ordinance received from the Solicitor and the last draft she prepared, note any changes, and be prepared to discuss it at the work session scheduled for 1/28/82. The public hearing on the Ordinance will be held at the regular meeting of Council in February.

10. Mr. Dean indicated that a resident of the Township had raised a question about continuing fill in the Flood Plain behind the former auto dealer on the Henszey property on East College Avenue. It took place during the construction of the latest extension of the Bypass and during a University project on the dredging of the Duck Pond. Mr. Dean raised the questions: what is the statute of limitations on this dumping; are the contractors still liable; are the property owners liable for permitting it?

Chairman Taricani asked Mr. Williams to: have the Zoning Officer check the situation; call PennDOT and find out when the last construction on the Bypass was done; call the Solicitor on this situation and ask him the questions raised by Mr. Dean.

11. Mr. Williams indicated he had received a request from the Centre County Historical Society to use the Municipal Building for a meeting.

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Mr. Dean moved the Centre County Historical Society be permitted to use the building according to the established rules and regulations. Mr. Stewart seconded the motion which was carried unanimously.

12. Cal Zimmerman indicated he was not able to make it to the meeting earlier and asked about the status of the Clover Highlands Corporation request. Chairman Taricani informed him of Council's action to interpret the request for delay as a request for withdrawal.

13. Mr. Williams read a memorandum from Ron Weis indicating the College Township Planning Commission had requested the Centre Region Planning Commission to prepare a presentation on the Comprehensive Plan. The Planning Commission is interested in knowing if any Council members are interested in participating. Also, the Planning Commission has been invited by the President of the Centre County Historical Society to tour the Garver Mansion and the Planning Commission wanted to know if any Council members are interested in joining them and what dates would be convenient.

Council told Mr. Williams to inform the Planning Commission to go ahead and set the date for the tour, have the Planning Commission inform Council of the date. If their schedules permit, Council can then make their plans to join the tour.

ADJOURNMENT

Mr. Bailey moved and Mr. Dean seconded the motion for adjournment.

The meeting was adjourned at 9:08 p.m.

Respectfully submitted,

Elwood G. Williams, Sr.
Secretary

EGW:lf:bh

COLLEGE TOWNSHIP

TREASURER'S REPORT

DECEMBER, 1981

DESCRIPTION

REFERENCE

General Funds - Receipts & Expenditures

Schedule I

Township Funds - Cash & Investments

Schedule II

COLLEGE TOWNSHIP
TREASURER'S REPORT
GENERAL FUND - RECEIPTS & EXPENDITURES
DECEMBER, 1981

	<u>DECEMBER '81</u>	<u>NOVEMBER '81</u>
Check Book Balance - Beginning of the Month.....	\$ <u>266</u>	\$ <u>372</u>
Receipts During the Month.....	<u>21,447</u>	<u>35,838</u>
Net Transfers from Savings.....	<u>47,643</u>	<u>-0-</u>
	<u>\$69,356</u>	<u>\$36,210</u>
Exepnditures for the Month.....	<u>\$58,954</u>	<u>\$ 9,351</u>
Net Transfers to Savings.....	<u>-0-</u>	<u>26,593</u>
Transfers to Other Funds - Revenue Sharing.....	<u>10,000</u>	<u>-0-</u>
Check Book Balance - End of the Month.....	\$ <u>402</u>	\$ <u>266</u>

COLLEGE TOWNSHIP

TREASURER'S REPORT

CASH & INVESTMENTS

DECEMBER, 1981

	GENERAL	STREET LIGHT	EQUIPMENT	PARKS & REC.	STATE	REVENUE SHARE	SPEC RD. CONST. FUND
I. CASH:							
Checking Account	\$ 405a	\$ 89	\$ 449	\$ 474	\$ 365	\$ 370	\$ 363
II. INVESTED:							
A. Daily Interest 5.25%	324	3,359	18,087	4,883	191	5,646	5,819
B. 90 Day Certificate 5.5% Annau							
C. 6 Month Money Market Cert.							
TOTAL FUNDS DECEMBER 1981	\$ 729	\$ 3,448	\$ 18,536	\$ 5,357	\$ 556	\$ 6,016	\$ 6,182
PREVIOUS MONTH	\$ 48,236	\$ 4,677	\$ 18,334	\$ 5,188	\$ 19,447	\$ 4,782	\$ 6,129
CASH	\$ 2,515						
INVESTED	\$ 38,309						
TOTAL	\$ 40,824						
PREVIOUS MONTH	\$106,793						

NOTES:
 1. General Fund Checking
 a) Includes \$100.00 in Payroll Account