

COLLEGE TOWNSHIP COUNCIL
SPECIAL MEETING
HELD JANUARY 15, 1981

The Special Meeting of Council was called to order by Chairman Dolores Taricani at 4:00 p.m.

Members present: Gale L. Dargitz, J. Carroll Dean,
Herbert W. Stewart, Dolores A. Taricani
Members absent: Donald E. Bailey
Others Present: Manager Elwood G. Williams, Sr.
Treasurer Robert L. Hayden
Controller C. Thomas Lechner
Solicitor Reed McCormick
C.D.T. Reporter Brian Weakland

The meeting was called to discuss the collection of the County Taxes and the letter received from the Solicitors of the three municipalities - Ferguson Township, State College Borough, and College Township - and to arrive at a mutual plan to proceed. The County is proposing that they will collect their own Real Estate Taxes in the future and the 3 Municipalities feel that the County does not have the legal power to do this.

Dargitz indicated that Council had to take a position which they have not done so far. A suggestion was made that they petition the Court to issue a Declaratory Judgement. The Solicitor explained to Council Members the difference between an Injunction and a Declaratory Judgement.

Council felt that the County Commissioners should explain their legal position in writing which has been requested as a joint effort by the 3 municipalities involved but has not been submitted to date.

Council would also like to see in writing the efficiency in numbers, net gain in efficiency, the total cost, duplication, etc. Also the advantages to the Township and if the County can show a gain, Council will favor it if it will improve the over-all collection.

Chairman Taricani felt the issue was not as to how much can be saved but whether they can legally collect it at all.

After a lengthy discussion on the legalities of the situation and the method of procedure, Dean made the motion to proceed in joint action with the other two municipalities in trying to obtain some statement from the County on their legal opinion as to their position, but in any event proceed to get a Declaratory Judgement. Dargitz seconded the motion, and it was unanimously carried.

Mr. Williams brought before Council correspondence received from Centre Engineering. The Code Office has refused to issue an Occupancy Permit to them, but in the meantime they have moved into the building, consequently have been shut down by the Code Office. Mrs. Taricani informed Council she had been contacted relative to their being forced to move out of their former building and no other place to go. She said she felt there was little Council could do at this time in this matter. It should be handled by the Code Office.

It was also brought to Council's attention about a letter which should be sent to Mrs. Dorothy Barnes re her appointment to the Schlow Memorial Library Board of Directors, explaining the procedure followed when appointing someone from the Township to the Library Board. Mr. Williams said he would call her and explain this to her.

Dean moved the Meeting adjourn, seconded by Dargitz. Motion carried. Meeting adjourned at 5:00 p.m.

Respectfully submitted,
Elwood G. Williams, Sr.
Secretary

EGW:bh