

MINUTES OF COLLEGE TOWNSHIP COUNCIL
MEETING HELD ON APRIL 13, 1976
AT 7:30 P.M.

The meeting was called to order by the Chairman, John Ziegler, at 7:30 p.m. Other members present were Mr. Dean, Mr. Trotter, Mr. Bailey, and Mrs. Taricani. Also attending were the Manager and the Treasurer.

The minutes of the March 1, 1976 Special Meeting were brought before the Council for acceptance and approval but the Chairman was informed by the members they had already been approved at their March 9 regular meeting from which the Chairman was absent. It was felt by the Chairman they had not been but stood as being approved.

The minutes of the Regular meeting held March 9, 1976 were distributed several days before the meeting. Two corrections were made by Mr. Dean.

Page 1, Paragraph 2 -- insert the word "regular" before "meeting".

Paragraph 4 -- last line change the word "accepted" to "approved". The chairman stated this was not to be changed since Council now can only accept the Treasurer's report. The Controller has the power to approve or disapprove the report.

Page 4, Paragraph 1 -- last line change "you were" to "he was" writing.

Mr. Dean moved that the minutes be approved as corrected. This was seconded by Mrs. Taricani and the motion was unanimously carried.

The Treasurer gave his report for the month of March as follows:

Balance as of March 1, 1976 -----	\$26,447.58
Total Receipts for the month -----	<u>\$14,374.98</u>
	\$40,822.56
Total Expenditures for the month ---	<u>\$17,431.58</u>
Balance as of April 1, 1976 ,-----	<u>\$23,390.98</u>

Mrs. Taricani moved that the Treasurer's report be accepted as submitted. This was seconded by Mr. Bailey and it was unanimously carried.

The Chairman asked the Treasurer if he had anything he wanted to report to Council at this time. Mr. Frederick said he had invested some of the money into Certificates of Deposit at 5-1/2% on a 90-day passbook account. He also opened a daily interest account with the Township's money from the Checking Accounts.

CORRESPONDENCE

Two Letters from Ronald Weis - Chairman of Planning Commission.

First, these letters were to not from Mr. Weis as listed on the Agenda. They were from Mr. Ziegler, Chairman. The subject of these two letters were Access Roads for Future Subdivisions and Parking in Lemont.

A Letter from Centre Region Parks and Recreation Department.

In the letter, Mr. Ayer indicated they had received a call from Mr. Larry Doerr requesting that a wind screen be placed on the section of the tennis courts at Spring Creek Park facing his house at 115 Bottorf Drive. He explained to Mr. Doerr that this had not been budgeted for this year, therefore, there was no money available and that the Department had not placed a screen on that side before because the wind was not affecting the play that much from that direction. Mr. Ayer estimated the cost for

this project to be between \$350 and \$375. He would place this item on the 1977 budget for consideration if the Township wished him to do so. A discussion on whether the house was there first or the park was held.

Dan Stearns stated the Doerrs' had lived there long before the park was in. He had sold them the house approximately 10 years ago. The expense of the upkeep was discussed also if this screen was placed there. The decision made was that Mr. Bailey would investigate this until the next meeting, see what kind of problem these people have, etc., then a decision can be made by Council.

Glance and Glance, Inc. A thank you note to Mr. Ziegler was received for visiting their hospitality room at the State Convention in Philadelphia.

State College Borough Authority. A letter from Sam Lucas, Manager, requesting written approval from Council for approximately 400' of 12" water main extension along Route 322 (to the extremity of Lot #2) at Hills Shopping Center for Canadian-Pacific Holding Corporation. A short discussion was held on where this line would be located and for what purpose. Mr. Trotter moved that Council approve this 400' extension. Mrs. Taricani seconded this motion and it was unanimously carried. Mr. Williams is to write a letter to the Authority informing them of the action taken by Council.

OLD BUSINESS

Agreement on Right-of-Way to the Penn Hills PRD. A letter from Lillian G. Raycroft, Attorney, dated March 5, 1976, stated that on behalf of Mid-State Investments and Mr. & Mrs. Calvin E. Zimmerman, she wished to advise that Mid-State Investments will provide an 80 feet wide right-of-way to the Penn Hills Development of the Zimmermans from Highway Route 26 in College Township, Centre County, PA, as per its plan 1044A dated June 21, 1973.

The Zimmermans will arrange the necessary road or roads in the Penn Hills Development to connect with such right-of-way as required. This letter was signed and approved by Mid-State Investments Officials Sidney Friedman and Russell W. Adamitz and Developers Calvin E. Zimmerman and Pamela T. Zimmerman, dated March 16, 1976. A discussion was held on just where the road was proposed and the locations in the development where the Planning Commission had opposed its being built. The statement on the plan indicated that an 80' right-of-way will be dedicated to College Township that will permit access to the Penn Hills PRD, at one of the two designated entrances, and that the plan shows an entrance opposite Struble Road and a second entrance approximately 900' west of Struble Road on Benner Pike. Formerly, the Supervisors had requested that Mr. Zimmerman submit a letter indicating he had obtained a right-of-way through Mid-State Investments' property into his development before any further action would be taken. Council is on record that they would not approve any further development at Penn Hills until this right-of-way matter was resolved between Mid-State Investments and Mr. Zimmerman.

Council went on record as accepting this agreement. Mr. Dean suggested that Mr. Zimmerman be notified this agreement had been received by Council and they would suggest his Master Plan be updated, since it is over 1 year since it was submitted.

Planning Modules Block 2. This correspondence was for the Township records indicating that these planning modules, Components II and IV, had been forwarded to D.E.R. for the development of Centre Hills Village and Oak Ridge Avenue sewer lines, dated March 22, 1976 and April 8, 1976. These Planning Modules are something new that are required on extended sewer systems.

Damaged Bridge at Houserville Road. Correspondence from PennDOT was received stating their bridge engineer inspected the damaged bridge on March 9, 1976 with Mr. Williams and Mr. Hoy, Township Engineer. Mr. Williams had asked that the Department provide the Township with a repair cost estimate for the insurance claim and some ideas on erecting a new bridge. The cost estimate to repair this bridge was \$3,000 for labor, \$1,500 for materials, and \$1,000 for equipment for a total of \$5,500 for insurance purposes.

The cost estimate to replace the bridge was \$46,000 which includes 75 feet of roadway work made necessary to maintain the waterway opening under the bridge when using steel stringers.

PennDOT will accept a single lane bridge at the site. The cost for the new bridge superstructure, abutment repairs and roadway approaches will be between \$50,000 and \$60,000 plus another \$5,000 or so for engineering and inspection fees. It appeared from visual inspection of the site that the existing waterway opening is not adequate to pass floods of any magnitude. Therefore, it will probably be necessary to increase the bridge underclearance if a new superstructure is erected.

Mr. Bailey asked if this meant we couldn't use the present structure for the bridge now? Mr. Williams said the present one could be used but would have to go to 27 inch I-Beams or steel beams which would raise the bridge 1 foot or 1-1/2 feet higher than it is at the present time.

Mrs. Taricani asked if this had been discussed publicly. She said it had been discussed and she had read it in the paper but it had not been brought before Council.

Mr. Williams said he had contacted a number of people about some financing help to replace the bridge. He has asked the County Commissioners, PennDOT, etc. The County Commissioners were not able to tell him yes or

no until they hold their next meeting the following week, after everyone gets their appropriations for the year. Seven Thousand Dollars is already allocated from the County for the Township this year, and the \$12,000 which the Township is obligated to use from the State Fund for road construction or bridge work, plus \$19,000 for road work in Revenue Sharing money. This makes a total of \$38,000 available to construct a single lane bridge.

Mr. Trotter moved that Council authorize the Manager to proceed with the construction of the new bridge at Houserville. Mrs. Taricani seconded this motion and it was unanimously carried.

Mr. Williams said John Auman, of Spring Township, suggested getting in touch with the Department of Commerce as a possible source of revenue. Mr. Williams did this but was informed it could only be used on roads or bridges leading into an industrial park or area. He has another source he is going to check out yet.

Road Inspection Date. Monday, April 26, 1976, at 1:15 p.m. has been set for the annual "Spring Pothole Inspection".

Street Name of Road into Centre County Transfer Station. Two names were submitted by the Manager - Council Road and Birch Road. The Council didn't look favorably on naming it Council Road since it leads to the salvage station. They liked the name "Birch Road". It was moved by Mr. Dean and seconded by Mr. Bailey that it be called Birch Road, but after some discussion, it was suggested the motion be amended to change the name to Transfer Road. The motion stood as amended and was unanimously carried.

NEW BUSINESS

Mr. J. Marvin Lee gave a report on the BiCentennial Committee of which he is Chairman for College Township. The celebration will be held Friday, Saturday, and Sunday - June 11, 12, and 13, primarily to be held at Spring Creek Park in Houserville. The program being planned consists of an historical pageant to be held Friday evening, Saturday afternoon a variety of activities; an antique show, arts & crafts exhibits and displays, sports programs for all ages, someone from the Pennsylvania Rededication Centers to the principals on which our Country was built is to be present at the park on that day, a wagon from the Bicentennial wagon train is also to be present on that day, in the evening there is to be a Home Talent Show. Sunday, the 13th, there is something being planned for each of the Churches in the Township. A tour of the historical homes and places will be made in the afternoon and in the evening a gathering with probably the Rockview Chorus supplying the music and an address by Arthur Reed of State College.

At this time there are several questions that have arisen that Council probably should supply some answers to. Probably the most pressing one at this time is - at this time last year the Board of Supervisors gave their approval to certain things in regard to this. There has been a considerable change in the Municipal Body since last year, so it is probably necessary to get an opinion from Council now. One of the things that is being included in the Bicentennial celebration is a history of College Township. This has been compiled, written, and there is a matter of slight editing necessary on it yet. We have an approximate price on this. A definite price will not be possible until it is presented to the printer in final form the last week in May. The price of this on the basis of 1,000 copies (this will

probably be approximately 100 pages), will run pretty close to \$3,000, not over that for the 1,000 copies. What the Committee is suggesting is that the pre-publication prices are somewhat of a reduced rate to get money for the printing of it. The Supervisors indicated last year that when it came to paying for this they would be willing to subsidize this or assist in the paying of it. The financing of this, from the printer's point of view, is one-half of the cost at the time the printing is completed which would be approximately \$1,500 and the balance to be paid in 90 days. Mr. Lee said he didn't know what the pre-publication sales would amount to but before he commits themselves to having this printed, he would like to know what the Council's feelings are and have some assurance they will meet the \$1500 or thereabouts when completed the last week in may. He asked Council where they stood in regard to financing on this.

Mrs. Taricani asked how the Committee proposes to promote this. Mr. Lee said there will be advertising, promoting it through the clubs and organizations in the Township. The Committee had a verbal understanding with the Supervisors last year that they would underwrite this on whatever revenue they run short on in terms of sales.

Mr. Bailey asked if anything has been budgeted for this and is the Township getting any Bicentennial money?

Mr. Lee explained that last year a committee had to be appointed and a general program had to be set up but specific enough to determine what type of program they would be having. This was submitted to the County Bicentennial Commission and approved there. This then put them in line for approximately \$140 or \$150. The State also allocated money for Bicentennial purposes but by the time their application got in the State money was used up. Then the Legislature appropriated an additional \$10,000,000 - the lion's share by far went to the Philadelphia area - and there was still no money

available for committees that had not put their application in at that time. The Township had set aside in the budget for this year \$550 for bicentennial use, the two of them together giving the committee \$700 or close to it and may or may not cover this, but the idea was that it would be backed by the Township in order to make possible the printing without some embarrassment when the printing bill came due, hoping that the sales will be such that all of this or a great majority can be returned to the Township.

Mrs. Taricani expressed the feeling that this was a fine thing to do and she couldn't see Council not supporting the Supervisors' action, that a lot of work has gone into this, and feels that if it is promoted properly a great many copies will be sold.

Mr. Lee said they figured on the basis of 70-75% sales outright and that ~~that~~ will give them a return. 75% of 1000 copies is 750 at \$3.50 per copy equals \$2,625, with 250 copies still to be sold.

Mr. Lee said there are a few people who are willing to handle the business part of this, who are working now on other plans. One is Mr. Frank Glenn, Chairman of the Committee working on the history. He has agreed to work along with another person on the business part and then handling the sales afterwards.

Mr. Trotter asked what would happen if a profit should be made on this - what would happen to the profit? Mr. Lee said the profits from the sales would then go to the Township. It was being done as part of a bicentennial celebration. The Committee was formed by action of the Supervisors more than a year ago and if it is being financed or supported by the Township, his opinion would be that whatever unsold copies there might be - temporarily or permanently - they would then become the property of the Township.

Mr. Lee wanted to point out to Council there are other expenses connected with this. He has spent approximately \$75 of his own money for materials to make costumes for the pageant. He will present an itemized bill to the Township. There will be other expenses as the time draws near for the presentation.

Mr. Dean moved that Council underwrite the expenses for the Township Bicentennial Committee. Mrs. Taricani seconded this motion and it was unanimously carried.

Mr. Trotter wondered if a limit shouldn't be set on the amount, possibly up to \$700 or \$1000? Mr. Ziegler said it is as Mr. Lee has stated, the Committee was appointed, created, and put together by the Supervisors official action. Mrs. Taricani said she felt a limit could not be set on the amount since the Township would be responsible for any deficit incurred by the Committee, and hopes these people will go on as they have and sell the books. Mr. Lee stated they were operating on the verbal approval received from the Township approximately one year ago. Mr. Williams stated that the only difference was there was no money received from the State that had been anticipated. Mr. Lee indicated they were to have received 50% of their proposed expenses, not including the publication, from the State but they will be short that 50%.

Mrs. Taricani felt the minutes should show but not necessarily in the motion, when the sale of the books is finished that any remaining books not sold would revert back to the Township. Mr. Ziegler felt it should also be indicated that what Mr. Lee described as approximately a 100-page publication of 1,000 copies costing approximately \$3,000, would be sold initially at \$3.50 or \$4.00.

Another question Mr. Lee had was that the majority of the Bicentennial celebration is being planned at the Spring Creek Park. He had contacted the Women's Club of Houserville. They have taken action and have on order a flag pole to be erected in the Park. The Committee would like to have permission to fly the Bicentennial Flag from the pole during the days the celebration will be going on. The flag was presented to the Township but the Committee felt they should request permission to have the use of it.

Mr. Williams said it had been used by various organizations throughout the Township and at various other places and that there should be no objection to their using it. Also, that the flagpole ordered by the Women's Club has arrived and is in the Township Building basement. It will be put up before that time. The flag will not be left on the pole overnight.

Mr. Lee said that for the 21-day flag salute which has been proposed nationally, there will be a special flag raising ceremony on Flag Day. He is suggesting it be held on Sunday evening which would just be several hours before Flag Day on Monday and flying it continuously for the 21 days until the 4th of July. Mr. Ziegler stated the American Flag could not be flown at night without a light. Mr. Lee said he had not known that. Mr. Williams said they could fix a spot light there for that period of time.

Arrangements are being made by the Committee with the 112th Air National Guard personnel for traffic control for that night. This will be limited to parking only or will they be permitted to direct traffic into and out of the Park since the Houserville Road and Puddintown Road are both State roads? Chief Williams of the State College Police Services said this could be worked out for the 3 days. Mr. Lee, Mr. Williams and Chief Williams have agreed to work this out.

Permission was asked to use the building for an antique show on June 12th by the Committee. No objection was raised by Council or the Manager. Ample parking spaces are available and it is relative to the Bicentennial celebration.

In relation to the \$150 paid by the County, Mr. Lee said he didn't know what the procedure was in handling this, whether it would be paid directly to the Township or what. They would prefer this be done if there is any choice in the matter.

The Council preferred it be paid to the Township. This would make it easier for the Controller to audit the books and to avoid appointing a person to handle the finances for the committee. Mr. Lee said the County does not like to pay in advance so until they have spent the amount allocated or close to it, they would not submit a bill to the County. Mr. Ziegler felt Mr. Lee should not have to spend his own money for expenses incurred by the Committee. Mr. Lee said he has spend the money for costume materials, etc,. The special costumes are being made by 5 or 6 women - some which could not be improvised and patterns had to be used which, after the pageant is over, will be the property of the Township. He suggested there might be a possibility of renting them to other groups as the year will be only one-half over. He also asked should the costumes be sold if they could be after the celebration is over? This was something he did not need an answer to that night but Council should think about it and give him an answer sometime in the near future.

"It was suggested the costumes be used as an official dress for the Council meetings."

Mr. Ziegler asked Mr. Lee if hats were going to be used. If they were he suggested Mr. Lee contact Spring Township officials who are selling them as a Bicentennial project. They will not be using hats

for the types of costumes they have, other than the military hats which will have to be rented. He has found a company in Pittsburgh which rents this type. He said they do need wigs though. Mr. Lee said at the last Bicentennial Committee meeting held in the Township Building he wore one of the costumes - the knicker-length britches, gold-colored vest, long-tailed blue coat, complete except for the white wig. They haven't figured out a way of providing these yet. The price to purchase wigs is out of the question.

Council extended thanks to Mr. Lee for the excellent job he is doing.

Mr. Lee said they have commitments from approximately 150 people in the Township who are already working or have agreed to take part, with the exception of 1 or 2 or 3 people who live out of the Township. The pageant itself takes about an even 100 people.

Mr. Lee thanked Council for their time and said a decision regarding the costumes could be reached at a later date.

Request for Contributions from Youth Service Bureau. A letter was received from Virginia M. Gilliland, Secretary of the Youth Services Bureau, requesting a contribution from the Township. This is one of the agencies formerly funded by State and Federal Governments. A discussion was held regarding who should be contacted for contributions. The intent is to get it centralized; not necessarily the funding come from there but channelled through them, locally not federal. Mr. Dean reported on what had been discussed at the sessions held at the Vo-Tech School each Thursday night in March and 2 nights in April. The previous Board of Supervisors had agreed last year to contribute \$1,000 which was included in the budget for 1976. They have changed their name and are now listed as Human Services Agency.

Mr. Dean suggested a letter be sent to the Agency stating that action has been initiated with the County and Council is waiting to see what they are going to do. Also indicate that Council is in favor of supporting this agency.

Increase in Housing Permit Fees. An amendment to Ordinance #31, pulling the Fee structure from the Ordinance and establishing them by Resolution, was presented to Council. An increase in Housing Fees is set.

Old Fees: \$ 5.00, \$3.00, and \$2.00

New Fees: \$10.00, \$5.00, and \$3.00

This will be done officially at the next meeting. Deleting the Fee Schedule from the Ordinance is a standard procedure which has been done on other Ordinances. A discussion was held on some of the problems Code Enforcement has and some of the services the Township should be receiving. The basis for raising the fees was mainly that Code Enforcement has been proclaimed self-supporting and some of the activities haven't taken in enough money so they have to assess the Townships.

The question was asked why the fraternity house rates had not been increased? A discussion was held on this but was finally decided this was the standard rate.

Dan Stearns, a property owner, asked what assurance they would receive if the rates were raised that they would get service to cover these expenses, which in some cases get to be quite costly. Mr. Bailey said at the last Code Enforcement meeting they were told the inspectors have set a goal of covering the areas once every three years.

Request for Use of Building for Meetings. Mr. Williams said he had received a request from the Happy Valley CB Club to use the Municipal Building for their meetings to be held once a month.

Mrs. Taricani said she had strong feelings about this. She said the building should be used only by the Township and any governmental body or group or regional government as it is, but that any other use of the building should be considered very carefully.

Mr. Ziegler felt a policy should be set up now to avoid any problems in the future.

Mr. Williams felt also that the building use should be restricted to governmental organizations or groups because otherwise the Township will be running into maintenance expenses, etc.

Mr. Trotter felt any organization or residential groups in the Township should have the right to use the building if pre-scheduled. He said it is a public building and the taxpayers of College Township are paying for it.

The Chairman used his prerogative and appointed Mr. Trotter and Mrs. Taricani a committee of 2 to come up with a decision or policy on this matter before the next meeting.

Open Bids for Tennis Courts. Two bids were received.

H. R. Imbt, Inc. Base Bid - \$6,495 Alternate - \$5,930

D. E. Smith, Inc. Base Bid - \$5,140 Alternate - \$6,440

H. R. Imbt indicated the work would be done May 13 - 28th. D. E. Smith gave the dates of May 3 - 20th. The bids were reviewed. The question was raised as to why the two prices and why the differences, price-wise, in comparison with the way the two bids were submitted. After some discussion, it was decided that these would be reviewed more closely and a decision would

be reached before the next meeting.

It was decided by Council that a Special Meeting would be held before or after the Road Inspection Tour on Monday, April 26, 1976 at 1:15 P.M.

Proposed Ordinances. The Ordinances for Motor Vehicles and Traffic, Fire Lanes, Conduct, Noise, and Numbering of Houses were reviewed and it was finally decided that these will be given to Reed McCormick for his legal review and action will be taken at the next meeting of Council. The Manager is to see that Mr. McCormick gets a copy of these. Correspondence was received and read by the Chairman from Police Chief Elwood Williams relative to the ordinance revisions. These have been reviewed at the last meeting and since then by each member. Chief Williams explained the ordinances and answered questions that the members had. Parking on Township right-of-ways seem to be a big problem in the Township. Two different parking tickets are now being used by Township and Borough. They would like to coordinate these regulations in order to be able to have one ticket cover all areas.

Mr. Ziegler asked if fines or days in jail were legal options today. Chief Williams said they are but the Department is not too quick to enforce the days in jail because they have the time payment plan now. If the fined person only owed \$5.00 the Municipality would probably spend \$25.00 keeping that person in jail for a day or so and would result in an expense to the Municipality.

Mr. Bailey asked a question about driving vehicles on sidewalks. He made reference to using tractors for snow plowing on sidewalks. Chief Williams said this referred to motor vehicles such as automobiles, trucks, etc. driving on the sidewalks and not for gaining access to the

rear yard areas for purposes of hauling something to or from that area.

Section 31, part 2 - No Parking from 2-6 a.m. - Mr. Bailey wondered if that meant on all streets. Chief Williams said that meant only on streets so posted. No changes will be made in the present signs unless approved by Council.

Section 62, Snow Emergency, Conditions for Reparking - "It shall be lawful to repark any vehicle, tractor, or trailer, on the paved or improved portion of any public highway, if otherwise permitted under law." Mr. Williams questioned this section. He felt this would block traffic if allowed on both sides of the street and create hazards.

Any other changes the Council may wish to consider should be indicated. The Manager should see that the Solicitor gets a copy to review for the Township.

Dan Stearns asked if there was anything in the Ordinance pertaining to driving on private property? He said he is constantly plagued with that. Chief Williams said that was covered under State law. The only difficulty is catching them in the act.

Mr. Stearns also commented on garbage or litter being thrown on his property. Mr. Ziegler stated emphatically that the litter ordinance is not enforced.

A letter was received from the Fire Chief Ronald Ross supporting the Fire Lane Ordinance. Police Chief Williams stated that if the ordinance is not enforced, it is because the Fire Chief has not painted the markings and put up signs in compliance with the new ordinance which the Fire Chief helped revise.

Mr. Ziegler said the lines and the signs are there. If the police are not going to enforce it, there is not much use in adopting the Ordinance.

Chief Williams explained the requirements of the new ordinance, what the signs should say and the new painting scheme. Also, "No Parking - Fire Lane" should be painted on the pavement.

Fire Chief Ross assured Mr. Williams, when he delivered the letter, that these requirements were going to be taken care of in the immediate future.

Mr. Dean asked whose responsibility it was to provide the paint, labor and signs? Chief Williams said it was the merchant's responsibility but the Fire Chief has the power and authority to have this done. He should contact the responsible person and inform them of the requirements.

The ordinance for numbering of buildings is being requested to help speed up responses to calls for aid, either by police or ambulance. These should be posted somewhere on the building where they can easily be seen. These numbers are issued by the Township Office where the master postal map is located in order to avoid duplication of numbers.

Mr. Trotter asked a question regarding the ordinance on Motor Vehicle. He stated maybe the emphasis is on traffic but he felt something should be said about junker cars. He said he knew there was something in the Zoning Ordinance about this but felt something should be indicated here. Chief Williams commented on this. He said there are two areas of coverage here. The Zoning Ordinance covers this relative to private property and the State law covers it when on the right-of-way. A discussion was held on the disposition of cars that might be hauled away and by whom.

Stearns Lot near Spring Creek Park. Dan Stearns stated he has one lot adjoining the Park which he has been unable to build on due to the Flood Plain Ordinance restrictions forbidding building on it. He said there's no future in this. He still has to pay taxes on it. He proposed that College Township purchase this lot to add to the park land and possibly use as a parking lot or ball field, etc. He was open for suggestions on what to do with it. Council members felt this should be looked into. They will ask the Zoning Officer to investigate this possibility from his standpoint since this is in his area of work, and make sure to get back to Dan Stearns with some kind of answer.

PLANS FOR APPROVAL

Russell Kline Subdivision. The plan was submitted by Robert Reese who is purchasing the land from Mr. Kline. This includes 19 acres to be added to land owned by Mr. Reese. The seven conditions set forth by the Township Planning Commission were met. The Planning Commission Secretary, Claire Brown, was not present but was called to the meeting in order that the Council could sign it. While Council waited the announcements were made.

Mr. Dean moved the plan be approved. Mr. Bailey seconded this motion and it was unanimously carried.

ANNOUNCEMENTS

The reduced speed signs at Houserville have been put up. Limit has been reduced from 35 mph to 25 mph from Spring Lea Drive to Old Mill Road.

Chief Williams suggested that Council write to Senator Ammerman supporting the reinstatement of radar into Bill 1875. This section had been deleted from the Bill. He indicated they need all the support for reinstatement they can get. This was discussed by Council and it was suggested that Tom Kurtz, Exec. Sec. to COG, be asked to again send a letter to Senator Ammerman indicating support of the Centre Region.

Revised Signalization Plan for the Houserville-Lemont Intersection.

The plans for the Traffic Signal at the intersection of Houserville-Lemont has been revised and sent to the Harrisburg Office for approval. They are requesting a revision that will control all left turn movements.

Mr. Roush brought Council up-to-date on the progress of the Annual Report he is preparing. It is to be sent to the printers approximately April 19 and should be ready for distribution around May 1. He will ask the Boy Scouts to help with the distribution of the report. It will be approximately 25 to 30 pages and he has tried to cover all aspects of the Township government. Mr. Dennis Bender did the art work for the cover page. Mr. Roush indicated it covered the year 1975-'76 thereby allowing Council to submit it in the contest at the State Convention of Township Officials for 1976.

The Riff-Raff collection dates have been set for May 3, 4, and 5, 1976.

OPEN DISCUSSION

Mr. & Mrs. Dan Chaffee Sr. have moved from the area because of his job so Dan Chaffee Jr. was at the meeting to ask Council what the present status was of his parents' bridge that was washed away during the Agnes flood. Since Mr. Williams had been involved in this matter since

the flood, he brought him up to date on this subject. Due to a mixup with the Chaffees' neighbor Mr. Patterson, this matter has been quite confusing from the start. It is now up to the owner to see that it is removed. The unused money allocated for clean-up has been returned to the Civil Defense Office in Harrisburg along with a final report of the expenditures. Mr. Chaffee was interested in getting the bridge out. It was suggested the ^{an} ~~Inter~~national Guard might be able to take this out for them. The Township will do everything they can to help to remove the bridge from along Spring Creek.

Representatives of the Highland Associates, Mr. Warren R. Shenk and Dr. M. K. Gingrich, discussed an apparent problem that they have as a result of a request for a building permit from them and being turned down by the Zoning Officer. He stated the contractors had sat down with Mr. Roush and had tried to work this out to the satisfaction of all concerned. Mr. Roush showed the development plan to Council pointing out where the lots were they were discussing. He explained what had transpired to date. The development now has water and sewer for the first section. He stated the only problem they have is assurance that the road to this development will go in properly, that there is not a disproportion of burden put on the existing Township roads to this development - on the insufficient alleys. Perry Alley, primarily, would be the only road that would serve all the lots. Both Mr. Roush and Mr. Williams felt it was very important to ultimately get this secure - to make sure that this, at least now, is stoned.

Dr. Gingrich said Highland Associates is in the process of securing an access across the railroad tracks from Boalsburg Road to the development. He proposed that the agreement which they brought to the meeting, guaranteeing they will do this, be presented to Council. Both Mr. Williams and Mr. Roush recommended that Council not accept the agreement because the way the agreement read would leave it wide open for 11 houses to be built.

The question was asked why there was a problem with the road - why it couldn't be put in? Dr. Gingrich said West Penn was one of the delay problems. They have been delayed four months from putting the power line in. When the line is laid, they will then stone the road. Mr. Williams indicated that West Penn Power Company will not be laying that line on the part that will be stoned for the cartway and he couldn't see where this would hold up the road work. Dr. Gingrich stated West Penn would have to tear up the road when they put the line across later; that they were delaying the road work for this reason. He felt that since they were this close they should do it properly; that it would be to the Township's benefit to have a good road - to get it in and let it settle - which would mean a delay of only about one month anyway. Mr. Williams felt this could be taken care of when West Penn is ready to lay the line across the road. They would then be obligated to make any repairs to the road that were needed.

Mr. Roush asked if Highland Associates would put this in writing. Dr. Gingrich stated that it already was in writing - in the agreement which they wished to present to Council at that time - that the road would be put in before any occupancy permit would be requested. Mr. Sherk stated that if the Township felt Highland Associates might not live up to the agreement, they would be glad to put money into escrow. He stated

that a bond to cover something like this work was very hard to obtain. Council was in agreement with having money put into escrow to cover the expense of the road.

Mr. Ziegler expressed a desire to have one person act as a spokesman for Highland Associates and to whom Council can go when something arises. Dr. Gingrich said Bob Womer had handled it so far but that they had sent the owner of Lot No. 68 to the Zoning Officer for a building permit in order to help speed things and that he was refused a permit. They admitted this was a mistake on their part. Mr. Roush said there were a number of people, approximately 6, who had contacted him in reference to this development: Mr. Hoy - construction engineer, Mr. Womer and Mr. Bittinger - the con-

tractors, the owner of Lot No. 68, Dr. Gingrich and Mr. C...

access road be opened from the other end of the development located directly across the road from Dr. Parks' property on the road to Oak Hall. Mr. Roush said he had been told by Stan Hoy that it was the Township's responsibility to make application for the railroad crossing access, which is sent to ConRail. One of the points in the agreement was that the Township will do everything possible to help Nittany Orchards Development obtain this access which they agreed they would do.

It was felt there wouldn't be any problem in having the road put in if the developers put the money in escrow. An agreement will have to be drawn up for the escrow account. The cost of the road is to be determined in order to put sufficient money into the account. According to Mr. Womer and Mr. ^{Bitting} Bittinger, H. R. Imbt, Inc. will be putting in the road, therefore, a price should be obtained from them. The paving of the road will be done one year after the stone base has been laid or when 11 houses or lots are sold. Mr. Ziegler made the point that as long as the money to pave the road is in escrow, it really didn't matter how fast the houses or lots were sold.

Mr. Williams said he and Mr. Roush didn't have that alternative when they discussed this matter with the contractors that afternoon.

Dr. Gingrich felt that if they were to have money in escrow to cover the expense of putting stone down and paving the road, that would be a tremendous amount of money to be tied up for any length of time. He said he was confused as to when he might be required to put in the road, that the Township might request at any time the road be put in and they wouldn't have the money to do so.

It was expressed by Council that they didn't want to get themselves into a situation where they would be responsible for having the road put in and paying for it. Mr. Ziegler explained that they had just attended a big meeting where guys had done this - where the Township had spent \$11,000 to do \$10,000 worth of improvements.

Dr. Gingrich said they would pave the road up to the point where the 11 houses would be built. Then when this was completed, they would open up another section and more money would be put in escrow to cover that part, etc.

Mr. Shenk indicated he did not realize there was a difference of opinion and that he was not one of the officers, he was just one of the stockholders. At this point, Dr. Gingrich corrected him, saying he was Vice President.

Mr. Ziegler again expressed the desire to have one person responsible for representing the development to be contacted by Council.

Dr. Gingrich suggested Bob Womer since he was President, and because most of the others worked at other jobs and would be rather difficult to get away to take care of things that might come up. Council and the Manager felt it should be someone other than Mr. Womer because he seemed to be a hard man to deal with. Nothing definite was settled on this matter.

Dr. Gingrich mentioned that they have another problem. They have obtained one permit to build one house in the development. At that time, it was stipulated on the permit that no more permits would be issued until the street was opened. Another application was submitted for a permit on April 13, 1976 for Lot No. 68, and was refused by the Zoning Officer because the road wasn't in; it hadn't been graveled and no attempts, that could be seen, had been made to accomplish these requirements. Dr. Gingrich stated the lot had been sold and a contract had been executed to build an expensive, nice-looking house. They were afraid that if there was a delay

the buyer would cancel his contract and they would lose the sale of the lot since the buyer expected the house to be completed by August.

Mr. Sherk asked if Council would consider their putting \$10,000 in escrow just for the one lot in order to move this along. They would have the permit for building on the lot and the Township would have the \$10,000 to cover them until the attorneys would draw up an escrow amount in an agreement.

Mr. Trotter moved that Council, upon the receipt of \$10,000 in escrow, authorize the issuance of one building permit pending the determination of final escrow amount to be drawn up in an agreement. Mrs. Taricani seconded this motion and it was unanimously carried.

The meeting was adjourned at 11:45 p.m.

Respectfully submitted,

Elwood G. Williams, Sr.
Secretary

TREASURER'S REPORT FOR MONTH
OF APRIL 1976

GENERAL ACCOUNT

Check Book Balance as of April 1, 1976	\$23,390.98
Total Receipts Deposited during month	<u>\$31,956.58</u>
	\$55,347.56
Total Expenditures for month of April	\$23,273.02
Transfers to Savings Account and Certificates of Deposit	<u>\$30,000.00</u>
Check Book Balance as of May 1, 1976	<u>\$ 2,074.54</u>