MINUTES OF
COLLEGE TOWNSHIP COUNCIL
AUGUST 11, 1977

A meeting of the College Township Council was held Thursday, August 11, 1977, in the Township Municipal Building, 1481 East College Avenue, State College, PA.

PRESENT: Donald E. Bailey
J. Carroll Dean
Dolores A. Taricani
Clarence E. Trotter
John H. Ziegler

ALSO PRESENT: Manager Elwood G. Williams, Sr.
Treasurer Robert A. Frederick
Chuck Walls from Penn State Engineering; Andrew Knapka, Engineer; David Sheridan, Engineer; Donald Miano, Township Zoning Officer; Lane Carpenter, Developer; Mrs. H. C. Hubbard, Jr.; Charles J. Weyandt, Attorney; Edward West; Ralph Nicewonger; Lloyd Niemann; Gale Dargitz; Mr. & Mrs. William Pressler; Stanley J. Shepherd; James Stuart; Seymour Vonada; Ralph McChesney; and Calvin Williams; spoke at the meeting on Agenda matters.

The meeting was convened at 7:30 p.m. by Ziegler.

MINUTES OF PREVIOUS MEETING

One correction was noted for the July 14, 1977 minutes:

Page 4, Item #3, should read "approved subject to the completion of the Owner's Affidavit."

Dean moved and Taricani seconded the motion that the minutes for July 14, 1977 be approved as corrected. The motion was unanimously carried.

UPDATE INFORMATION

Williams reported that a memorandum had been sent by Ziegler dated 7/22/77 to the Bellefonte, Harris Township, Lemont, State College and Oak Hall Water Companies asking if they are complying with the Safe Drinking Water Act of 1974. Lemont, Oak Hall and ~~Bellefonte~~ Harris Township (through letters) and State College (verbally) affirm compliance.

Minutes from the College-Harris Joint Authority for July 26, 1977 show that the Authority discussed the letter from Ziegler dated 7/22/77 in which Ziegler requested that C-HJA provide service to the Hallock Subdivision. The Authority has agreed to obtain an estimate from the Consulting Engineer to perform a preliminary engineering study.

In a letter to Andrew Vita, Canadian Pacific Housing Company, dated 7/22/77, Ziegler requested the Company submit to the Township a new plan showing exactly what exists currently in Phases I and II and what is planned for the near future.

Benjamin Novak was notified in a letter dated 7/22/77 that he was appointed by Council as the Solicitor for the College Township Zoning Hearing Board.

In a memorandum from the Council dated 7/22/77, Thomas S. Kurtz, General Secretary of the Council of Governments, was informed that the Council decided to accept the option of paying its entire share of the Library loan in a lump sum.

Ziegler sent a letter dated 7/22/77 to John T. Saylor, Chairman of the Centre County Commissioners, in which he reported that the Council voted not to go along with the Commissioners' wish to establish ~~common~~ or unpaid discount and penalty rate for 1978. Ziegler went on to recommend that a County-wide meeting should be convened in order to permit discussion and resolution of the issues involved.

A field investigation will soon be made by PennDOT concerning the Township's request to reduce the speed limit from 45 mph to 35 mph on East Branch Road. (Re: letter from Bruce Speegle, District Engineer for PennDOT, dated 8/3/77, to the Council.)

TREASURER'S REPORT

The Treasurer's Report, which has been made part of these minutes, was unanimously accepted by Council.

CORRESPONDENCE

(1) Copy of a letter from Thomas J. Gentzel, Chief Clerk of the Centre County Commissioners to the Council dated 7/20/77 in which Mr. Gentzel assured the Council that the Township's request for equitable compensation for collection of taxes would be given a complete review.

(2) Copy of a letter from Reed McCormick to Lillian Raycroft dated 8/5/77 concerning Lots 7 and 8 of the Mitchells land. No release had been obtained to date for the sale of these lots.

(3) A copy of a letter to Ziegler from B. Kenneth Greider of the Pennsylvania Association of Township Supervisors dated 8/10/77 appointing Ziegler to a three year term on the Association's Rules Committee.

PLANS FOR APPROVAL

(1) Chuck Walls, of Penn State Engineering, came before the Council with the updated Master Plan of the Hills Plaza including Phases I and II. After review and discussion, Dean moved that the Plans entitled Phase II Site Plan, Lots I and II of the Witmer Tract, Sheet 1/1 Number 1017-13 be received as official documentation of the terms relative to the development of Hills Plaza and that

an explicit note be added that this drawing represents the current status of Hills Plaza. Taricani seconded the motion which was unanimously passed.

(2) Essential to the approval of the Carpenter Subdivision was On-Site Soil Tests. These were submitted to Council by Mr. Carpenter, RE: Letter from William Earls, Resource Conservationist of the Centre County Planning Commission to Mr. Carpenter dated 7/5/77. Taricani moved to approve the Final Plan of the Carpenter Subdivision. Bailey seconded the motion which was unanimously carried.

(3) No one was present for the Galen Dreibelbis Subdivision - Preliminary Plan.

(4) Andrew Knapka, Engineer, came before the Council with the Lemont Water Company Subdivision - Final Plan. After review and discussion, Dean moved to approve the Final Plan for the Lemont Water Company Subdivision Section II dated May 10, 1977. Taricani seconded the motion which was carried unanimously.

(5) The Preliminary-Final Plan for the Starlite Drive-In Theatre Subdivision was represented by David Sheridan, Engineer. After review and discussion, Trotter moved to accept the Final Plan of the Starlite Drive-In Theatre Subdivision dated 7/18/77. Seconded by Taricani, the motion passed unanimously.

BUSINESS

(1) No one was present and no action was taken concerning the water situation at Panorama Village.

(2) The Council discussed the stream flow situation at the Hubbard property with Mrs. Hubbard. She described the heavy run-off near the property which grows larger each year. Since there is no short term solution to the problem, Dean suggested that the Regional Planning Staff be contacted and asked for their

recommendations. Williams was instructed to follow through with this suggestion.

(3) Attorney Charles Weyandt came before Council representing Rental Uniform Services. Edward West, owner, was also present. (The Zoning Hearing Board in a July 15, 1977 decision had denied the Company's request to locate their business along Carolean Industrial Drive which is an I-RD Zone.) Mr. Weyandt asked the Council to reconsider the Company's application. He cited reasons why he felt the Company should fit into the Industrial Use Classification. "This may sound strange to you....but the firm does perform a type of public service." He went on to explain the unique circumstances which made Rental Uniform Services an unusually clean, quiet and inoffensive industry. In answer to a question from Council, Mr. Weyandt replied that an appeal of the Zoning Hearing Board would take too long; the Company must relocate very soon or leave the area. For this reason he was asking for a Council decision. Taricani questioned the Council's legal ability to rule in such a case. She also stated that if a decision could be made she would need more engineering data. "Is the water available? Taricani asked. She also questioned whether the Company's daily need for 10,000 gallons of water might deprive the other residents in the area. Dean also expressed concern that the water demand would affect the area's water pressure and added that he felt that the Appeal of Interpretation should be made through the Courts. Despite this latter opinion, Dean moved that the Township consult Solicitor McCormick without prejudice in the case of the Rental Uniform Service. Taricani seconded the motion which was unanimously carried.

(4) The need for a pedestrian push button device to be installed at the intersection of Elmwood Street and East College Avenue was discussed by Council. (Re: Letter from John Cook to the Council dated 8/4/77 requesting the device for pedestrians, motorcyclists and bicyclists.) Manager Williams reported

that one push button would cost $175. Trotter moved that the Township install a pair of push buttons at the intersection of Elmwood Street and East College Avenue. Bailey seconded the motion and it was unanimously carried.

(5) The tax collection agreement with the State College Area School District was discussed by Council. According to Ziegler, a more equitable tax collection commission rate has been approved. (Re: letter to Council from Ralph Moyer, Business Administrator for the School District dated 7/18/77.) In regards to the separate audit by Dill & Stanton (letter to Council from Moyer dated 7/12/77) the Council has already stated that the Township is agreeable to such an audit <u>if</u> the Township is not responsible for any of the cost. Confirmation of the tax collection agreement and the statement about the audit was phrased in the proposed Letter of Transmittal from the Council to Ralph Moyer dated 8/11/77. Trotter moved to approve the proposed Letter of Transmittal to the State College Area School District dated August 11, 1977. Bailey seconded the motion. Dean requested that the last sentence of the letter read: "We will therefore not <u>benefit by</u> the services...." Council agreed to this change and the motion was carried unanimously.

(6) Next on the Agenda was the proposed route alterations of the Centre Area Transportation Authority. RE: Letter to the Council from William Barrett of CATA dated 7/27/77. Council voiced no objections pending further clarification. Williams was instructed to contact CATA and gather more information regarding the revised X Route on Saturdays.

(7) Lloyd Niemann, Chairman of the Parks and Recreation Committee, clarified his memorandum to the Council dated 8/2/77. After a full discussion that included explanation of the developmental plans of Limerock Park and Harris Acres Park, Trotter moved to accept the report

in principle and to approve the expenditures of up to $250.00 for consulting and planning fees. Dean seconded the motion which was unanimously passed. Council commended the Parks and Recreation Committee for the fine work that has been accomplished and for the number of volunteers that have been so enthusiastically recruited.

(8) Brief discussion centered on the Zoning Hearing Board. Regular meetings are set for the first and third Fridays of each month. In answer to a question from Ziegler, Gale Dargitz, of the Zoning Hearing Board, answered that the Zoning Officer is informally requested to be at certain meetings and that no problem exists in communication. Miano confirmed this statement and added that he writes a clarifying memorandum if he cannot attend a meeting. Discussed also was the cost to the Township when an advertised Zoning Hearing Board case is not represented and must be cancelled for lack of information. It was decided that the Manager will be responsible for checking-in the completed Zoning Hearing Board applications.

(9) An update of the promotional activity at the Nittany Mall was presented by Miano. RE: Memorandum to the Council from Miano dated 8/10/77. The next year's schedule of Mall promotions was studied and Mr. Nicewonger of the Nittany Mall Merchants Association was on hand to answer questions. Taricani will bring the information to the attention of the Regional Public Safety Committee. She also offered to go over the regulations regarding Township permits with Mr. Williams and Solicitor McCormick. The question: Should permits be required for Mall display and sales in its parking lot and interior walk ways? Any decision regarding this last matter will be held over until Taricani gives her report.

(10) Memorandum on the subject of Dog Kennels from Miano dated 7/20/77 was the next subject discussed by Council. Because a Township Ordinance restricts kennels in a Residential area, an unlawful license has been issued to Mrs. Ruth Ann Pressler of Whitehill Street in Lemont. She and her husband spoke at the meeting. Council was sympathetic with their dilemma. A kennel license, though illegal, benefits the Township far more than if the Presslers' licensed each dog separately. Miano suggested that in the new Ordinance, the word "kennel" should be defined strictly as a commercial enterprise. Council instructed him to study this possibility and bring back his recommendations. No decision was made concerning the Presslers. "We'll put you on hold, for the present....", Ziegler said.

(11) The sanitary conditions, now improved, of Meadow Pride and Chunky Foods was briefly mentioned. RE: General interest letter from Ziegler dated 7/22/77.

(12) Five residents from Thompson Street: Stanley Shepherd, Calvin Williams, Ralph McChesney, Jim Stuart, and Seymour Vonada came before Council with the problem of their private road. Six years ago sewer repair ruined the surface of their road. Efforts to fill the potholes with shale have failed; blacktopping is the suggested answer for permanent repair. Council was sympathetic but stressed that under Township Ordinance the Council can only be responsible for Township-owned roads. Mr. Shepherd asked if it would be possible for the Township to blacktop the road and charge residents on a long term, low interest loan. Because of the extenuating circumstances, Manager Williams was instructed to contact Solicitor McCormick and explore the possibility of such a solution. Residents were advised to contact their developer to see if he could be of any help.

(13) Bids for a pick-up truck were opened:

Miller-McVeigh Ford Inc.
North Atherton Street
State College, PA 16801 ..... $5,674.00

Stocker Chevrolet
701 Benner Pike
State College, PA 16801 ..... $6,800.00

Valley G.M.C. Sales & Service Inc.
409 Struble Road
State College, PA 16801 ..... $7,797.05

Dean moved to accept the low bid of Miller-McVeigh subject to its meeting all specifications. Bailey seconded the motion and it was passed unanimously.

(14) The approval of Beulah Houser as a Notary Public was noted by Council.

(15) Mr. Williams noted that Mrs. Kiusalaas had declined becoming a representative on the Consciousness Committee. She thinks that the Committee should be comprised of new people - a feeling, she says, that is shared by other members of the Committee. Williams was instructed to obtain names of people interested in being on the Committee.

(16) A tentative schedule for Visitation Day was discussed. Trotter suggested that the members of the Council be guides on the bus tours.

ANNOUNCEMENTS

Announcement of the Public Hearing on the Model Zoning Ordinance for August 16, 1977 was announced. Ziegler will be out of town for the Hearing.

ADJOURNMENT

The meeting was adjourned at Midnight.

Respectfully submitted
Elwood G. Williams, Sr.
Secretary

EGW:tr:ct:bh

COLLEGE TOWNSHIP

TREASURER'S REPORT

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Schedule I

COLLEGE TOWNSHIP

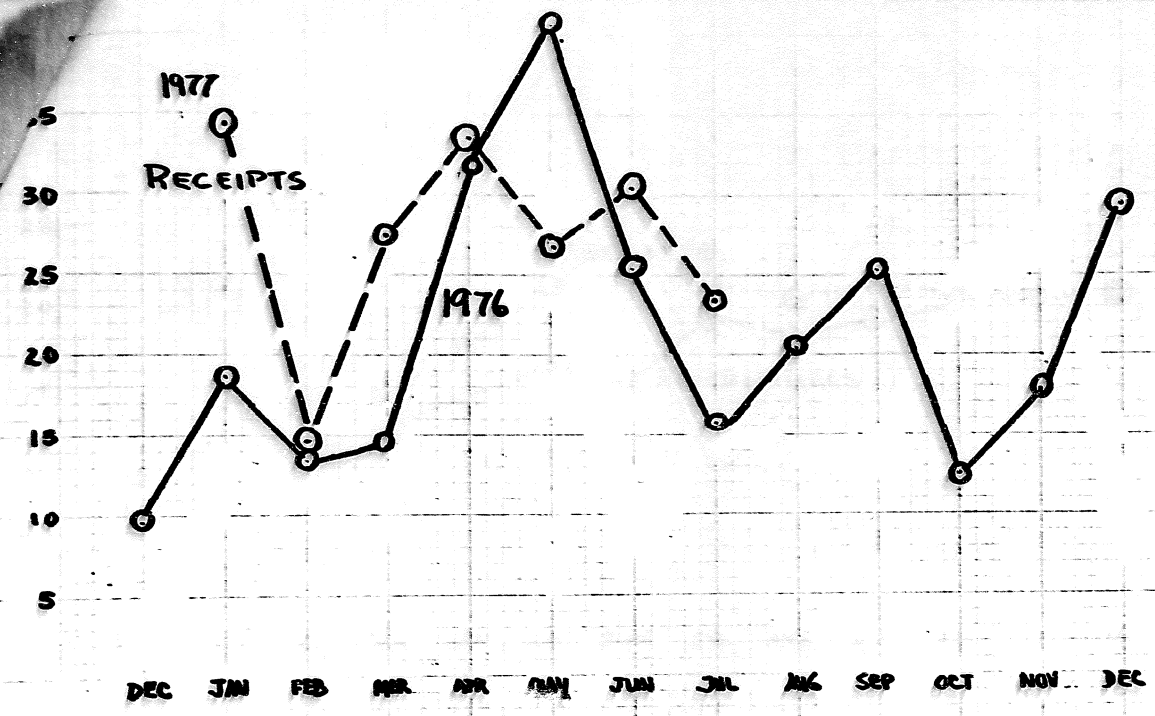
TREASURER'S REPORT

GENERAL ACCOUNT - RECEIPTS & EXPENDITURES

JULY, 1977

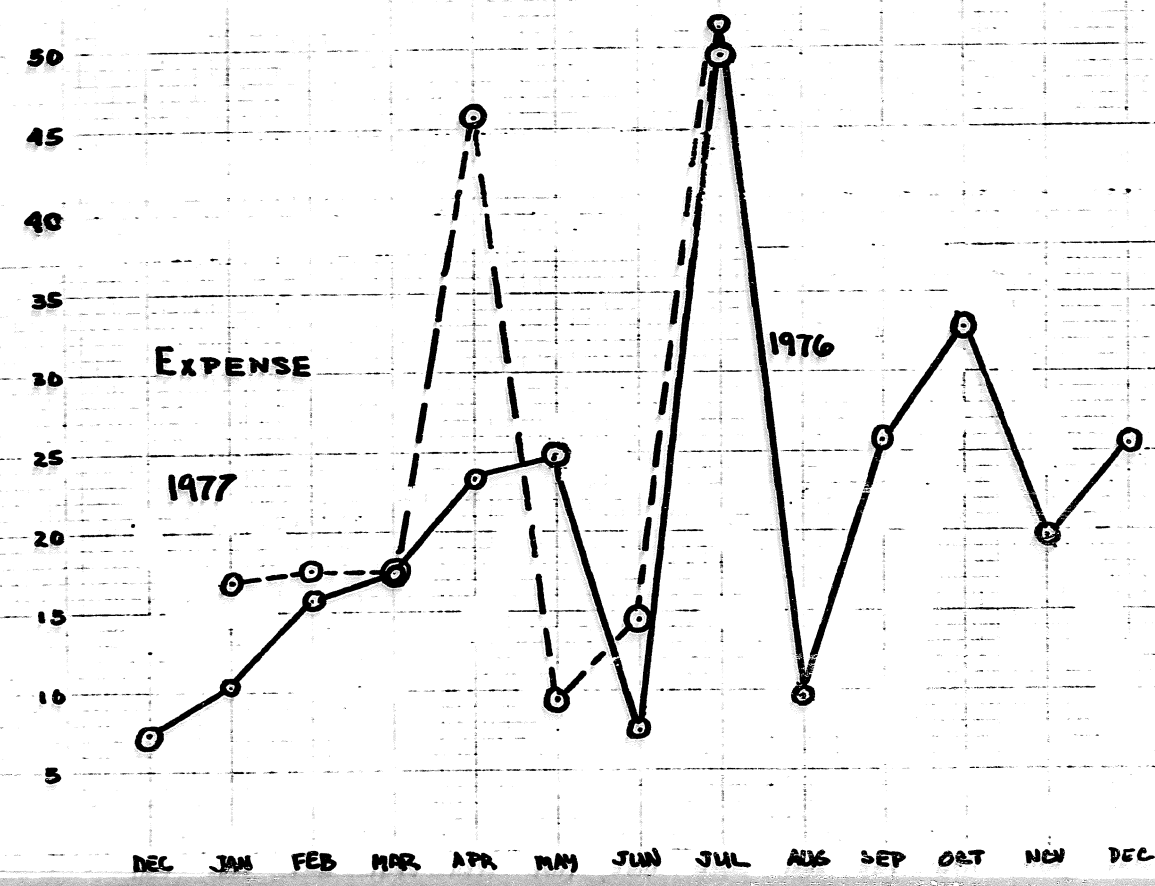
	July, 1977	June, 1977
Check Book Balance - Beginning of the Month	$ 1,789	$ 1,933
Receipts during the Month	22,130	31,267
Net Transfers from Savings	32,478	
Transfers from Other Funds	1,605[a] 1,300[c]	1,114[a]
AVAILABLE	$59,302	$34,314
Expenditures for the Month	$50,798	$14,225
Net Transfers to Savings	-0-	17,000
Transfers to Other Funds	-0-	1,300[b]
Check Book Balance - End of the Month	$ 8,504	$ 1,789

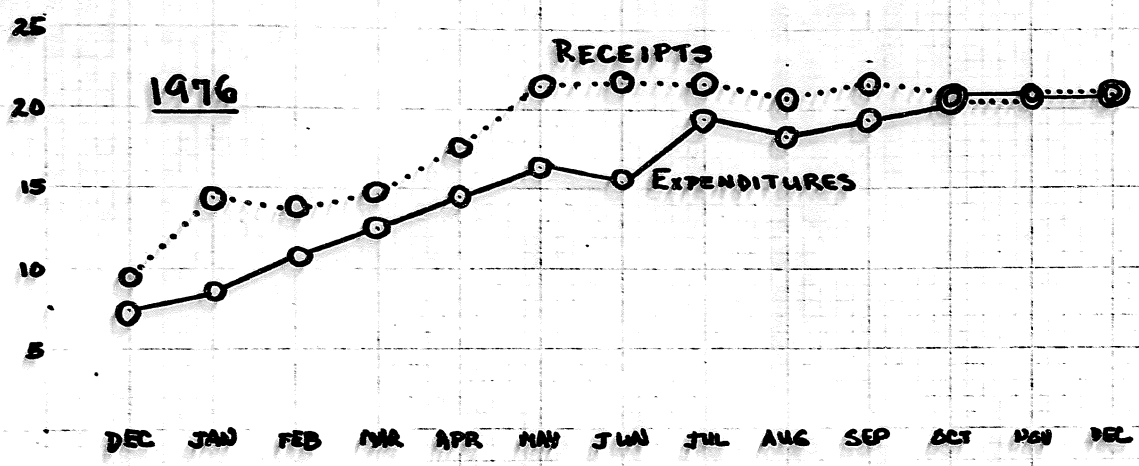
a - Anti-recession funds transferred to the General Account for expenditure.
b - Interim loan to the Equipment Fund to be repaid at maturity of 90 day certificate of deposit.
c - Repayment of Interim Loan to the Equipment Fund.



COLLEGE TOWNSHIP
COMPARATIVE SUMMARY -76/77
GENERAL ACCOUNT

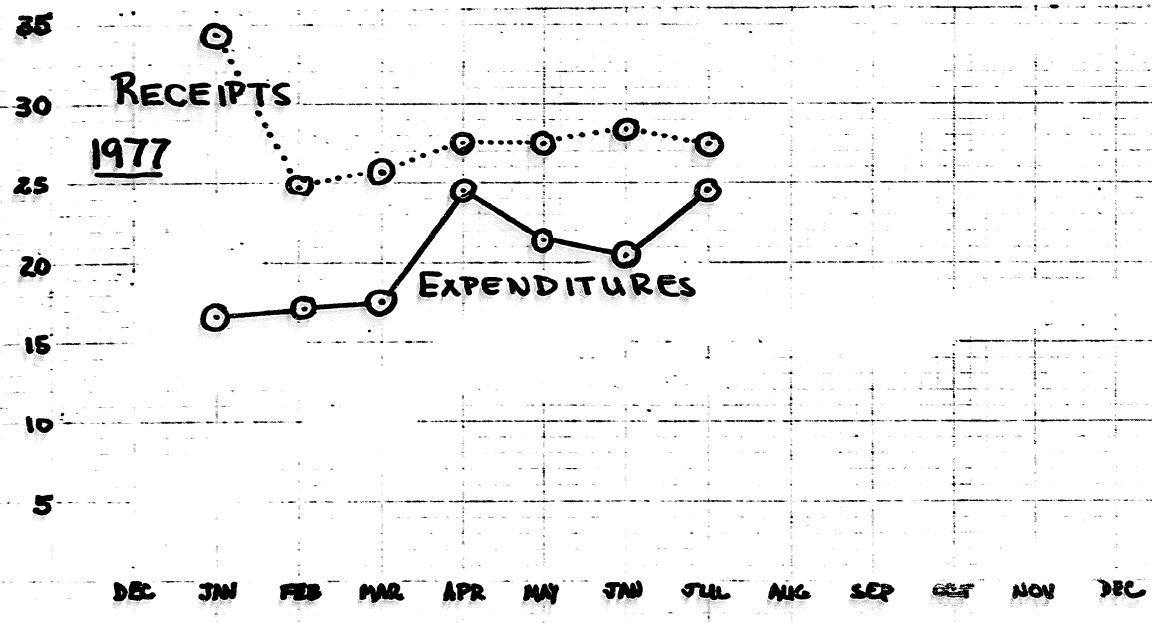
Figure 1





COLLEGE TOWNSHIP
MOVING AVERAGE-76/77
GENERAL ACCOUNT

Figure 2



Schedule II

COLLEGE TOWNSHIP
TREASURER'S REPORT
CASH & INVESTMENTS
JULY, 1977

	GENERAL	EQUIPMENT	PARKS & REC.	STREET LIGHT	FIRE PROT.	STATE	REVENUE SHARE	ANTI RECESSION
CASH:								
Checking Account	$ 8,504	$ 286	$ 112	$ 106	$ 353	$ 516	$ 448	$ 414
INVESTED:								
Daily Interest - 5%* Annual	32,150	8,702	2,000	5,047	4	28,413	13,781	-0-
90 Day Certificate-5.5% Annual	-0-		9,000[a]	-0-	2,800[a]	10,000[a]	10,000[a]	-0-
							10,000[a]	
TOTAL FUND @ JULY, 1977	$40,654	$ 8,988	$11,112	$ 5,153	$3,157	$38,929	$34,229	$ 414
Previous Month	$66,418	$10,049	$11,486	$ 5,505	$3,121	$39,584	$24,952	$ 610

CASH	$ 10,739
INVESTED	131,897
TOTAL	$142,636
PREVIOUS MONTH	$161,725

NOTES:

Tax accounts not included in this report.

Maturity dates of certificates of deposit:

a) October, 1977

The Police Pension Fund designation has been deleted since State payments to the fund are being sent directly to the State College Bureau of Police Services.

*As of May 31, 1977, Central Counties Bank increased its rate on daily interest accounts to 5%.

Farmers Bank has maintained a 5% rate since inception of the accounts.

Peoples Bank has given us no notice regarding increasing their 4 1/2% rate which still prevails on Revenue Sharing Funds held in daily interst with that Bank.