

***Meeting Minutes***  
**State College Borough Council**  
**December 21, 2009**

The State College Borough Council met on Monday, December 21, 2009, in the State College Municipal Building, 243 South Allen Street, State College, PA. Ms. Goreham called the meeting to order at 7:30 p.m.

Present: Elizabeth A. Goreham, President of Council  
Ronald L. Filippelli  
Donald M. Hahn  
Theresa D. Lafer  
Peter Morris  
James L. Rosenberger  
Silvi Lawrence

Also present: Terry J. Williams, Borough Solicitor; Thomas J. Fountaine, II, Borough Manager; Roger A. Dunlap, Assistant Manager for Budget and Administration; Thomas S. Kurtz, Assistant Manager for Community Services; Carl R. Hess, Planning Director; Thomas R. King, Chief of Police; Mark A. Whitfield, Director of Public Works; Michael S. Groff, Finance Director; Norma J. Crater, Accounting Supervisor; Beth Johnston, Director of Human Resources; Charles DeBow, Parking Manager; and Sharon K. Ergler, Assistant Borough Secretary.

Ms. Goreham began with a moment of silence and the Pledge of Allegiance.

PUBLIC HOUR – No one was present to speak about items not on the agenda.

#### CONSENT ITEMS

Mr. Hahn moved to approve the following consent items. Ms. Lafer seconded the motion, which passed unanimously.

- The 2010 meeting schedule for Borough Council.
- Resolution #1007 reappointing Rosalie Bloom-Brooks to the Zoning Hearing Board, with a term ending December 31, 2012.
- Resolution #1008 authorizing the President of Council to sign a Pennsylvania Infrastructure Bank (PIB) loan agreement on behalf of the Borough.
- The use of Sunset Park and various roadways adjacent to the park for a Cycle-thon and 5K Fun Run/Walk on Saturday, April 17, 2010 from 10 a.m. to 2 p.m.

- The closing of Locust Lane, from East Fairmount Avenue to East Nittany Avenue, on April 25, 2010 from 12 Noon to 6 p.m. for a volleyball tournament, benefitting the Donald J. Horowitz Blood Cancer Research Fund.
- Appoint or reappoint the following individuals to various Authorities, Boards and Commissions:

Authorities Board	Robert P. Weaver	Reappointment	December 31, 2014
Board of Health	Carol Gold	Appointment	December 31, 2014
Water Authority	E.Emory Enscoe, Jr.	Reappointment	December 31, 2014
Civil Service Commission	Donald K. Zettlemyer	Reappointment	December 31, 2015
Design Review Board	Kelleann Foster	Reappointment	December 31, 2013
SC Planning Commission	Anita Genger	Appointment	December 31, 2013
Rental Housing Revocation Appeals Board	Larry Miles	Reappointment	December 31, 2012
Transportation Commission	Duke Gastiger	Appointment	December 31, 2013
Transportation Commission	Greg Halpin	Appointment	December 31, 2013
Transportation Commission	Raymond Najjar	Appointment	December 31, 2011
Tree Commission	Henry Gerhold	Reappointment	December 31, 2012
Zoning Hearing Board	Rosalie Bloom-Brooks	Reappointment	December 31, 2012

## GENERAL POLICY AND ADMINISTRATION

**2010 Operating Budget.** Mr. Fontaine said the proposed 2010 budget provides expenditures for all funds, after adjustments for Interfund Transfers, of \$30,433,723 and expenditures in the Highway Aid Fund of \$618,993. Fund totals are as follows:

General Fund	\$18,626,214
Less: Interfund Transfers	(1,085,998)
Less: PW Labor allocation	(1,063,178)
Capital Projects Fund	\$ 1,233,196
Refuse Collection Fund	\$ 3,396,625
Compost Operations	\$ 497,024
Sanitary Sewer Fund	\$ 5,409,482
Parking Fund	\$ 3,341,569
Bellaire Court Fund	\$ 67,598
Bus Terminal Fund	\$ 21,191
Highway Aid Fund	\$ 618,993

The General Fund Budget is balanced with current revenues of \$18,369,319 and an allocation of \$256,795 from unreserved fund balance. There is no tax increase included in the 2010 budget.

The 2010 Operating Budget includes the Regional Programs and COG budget. For 2010 the COG budget expenditures total \$18,416,516 of which \$1,327,765 is to be funded by the Borough of State College.

Mr. Filippelli moved to approve Resolution #1009 appropriating the sums listed and required for the purposes specified during 2010. Ms. Lafer seconded the motion.

Mr. Morris moved to amend the motion to allocate \$2,000 to start a balance in a fund for public art using money from the unfunded reserve. Ms. Goreham seconded the motion.

While Council members agreed this was worth discussing, many felt they were not ready to vote on such an allocation related to public art and commented a separate appropriation could be done in 2010 establishing this particular fund.

Mr. Morris withdrew his amendment. Next, Council voted unanimously (7-0-0) in favor of approving Resolution #1009.

Ms. Lafer made a motion to approve Resolution #1010 approving the 2010 pay plan for non-union employees. Mr. Rosenberger seconded the motion, which passed with a 7-0-0 vote.

Mr. Filippelli moved to approve Resolution #1011 to establish General Government member contributions to the General Government Employees Pension Fund at 4 percent. Mr. Rosenberger seconded the motion, which passed with a 7-0-0 vote.

Ms. Lafer moved to approve Resolution #1012 to establish member contributions to the Police Pension Fund at 5 percent for the year 2010. Mr. Rosenberger seconded the motion. The motion passed 7-0-0.

Ms. Lafer moved to approve Resolution #1014 adopting a fee scheduled for 2010 for sewer fees, rental fees, refuse collection rates and penalties. Mr. Hahn seconded the motion, which passed 7-0-0.

Mr. Morris made a motion to approve Ordinance #1939 adopting the 2010 sewer tapping fees. Ms. Lafer seconded the motion, which passed with a 7-0-0 vote.

Mr. Hahn made a motion to enact Resolution #1014 and Ordinance #1941 to establish penalty and discount rates for payment of real estate taxes in 2010. Ms. Lafer seconded the motion. The motion passed 7-0-0.

Mr. Hahn made a motion to approve the Centre Region Council of Governments budget in the amount of \$18,416,516 and appropriate \$1,327,765 as the Borough's share to support it. Mr. Rosenberger seconded the motion, which passed 7-0-0.

**Property Assessments for the Downtown State College Improvement District.** Mr. Filippelli moved to enact Ordinance #1942 to authorize millage rates for the assessment

of properties within the Neighborhood Improvement District for 2010. Mr. Rosenberger seconded the motion, which passed with a 7-0-0 vote.

## PLANNING AND ZONING

**West End Zoning.** Mr. Fontaine explained that on December 14 Council received a proposal to send the West End zoning back to the Planning Commission with a number of specific changes to be incorporated into the proposed ordinance. Council recommendations were captured in a draft memorandum, which was included in the agenda packet.

Mr. Filippelli made a motion to approve the memorandum and send the West End zoning back to the Planning Commission for further review and refinement. Mr. Rosenberger seconded the motion, which passed 7-0-0.

## MISCELLANEOUS

**Resolution Honoring the Life and Work of Dr. Martin Luther King, Jr.** Mr. Morris made a motion to approve Resolution #1013, which honored the life and work of Dr. Martin Luther King, Jr. Mr. Hahn seconded the motion.

Mr. Filippelli offered an amendment which Mr. Morris accepted as part of his motion.

Council unanimously approved Resolution #1013, as amended.

## OFFICIAL REPORTS AND CORRESPONDENCE

**Mayor's Report.** Ms. Goreham said as Mayor Elect she attended the recent opening of a new locally owned hardware store in Hills Plaza. She said this store offers some connection to State College and she noted that the store has many wonderful things. She added it is nice to see a hardware store back in town.

**President's Report.** Ms. Goreham said she had nothing new to report.

**Regional Liaison Reports.** Mr. Filippelli said a search committee has been formed by COG to fill the position of Library Director. He said the search process is well under way by COG's Human Resources Committee. The deadline is December 17<sup>th</sup> and they have received a number of strong applicants.

Mr. Rosenberger said the Parks Capital Committee continues to work on the regional parks program. He said the Hess softball field is still under discussion.

Ms. Goreham said the Executive Committee recently discussed tolling I-80. She added there was a disparity of opinion and the tolling issue was not voted on.

**Staff/Committee Reports.** Mr. Fontaine said in terms of the Garner Street street lights, staff is prepared to institute a trial program of turning off all pedestrian scaled lighting from January 8 through March 15, 2010.

Mr. Filippelli recommended to those on Council and in the audience that have not listened to the NPR's – This American Life's program on Drinking and Behavior in State College to try to listen to on the web.

#### ITEMS OF INFORMATION

Mr. Rosenberger expressed his thanks to Felicia Lewis for serving this fall as Interim Mayor.

There being no further business, Council adjourned the meeting at 8:05 p.m.

Respectfully submitted,

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Sharon K. Ergler  
Assistant Borough Secretary