

Meeting Minutes
State College Borough Council
Regular Meeting/Work Session
Monday, May 17, 2010
7:30 p.m.

The State College Borough Council met on Monday, May 17, 2010, in the State College Municipal Building, 243 South Allen Street, State College, PA. Ms. Goreham called the meeting to order at 7:31 p.m.

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

Also present: Thomas J. Fountaine, Borough Manager; Terry J. Williams, Borough Solicitor; Sharon K. Ergler, Assistant Borough Secretary; Carl R. Hess, Planning Director; Herman Slaybaugh, Zoning Officer; Lu Hoover, Planner; Alan Sam, Environmental Coordinator/Arborist; Amy Story, Borough Engineer; Michael S. Groff, Finance Director; Thomas R. King, Chief of Police; Mark A. Whitfield, Director of Public Works; Edward C. Holmes, Facilities Manager; Charles DeBow, Parking Manager; Roger A. Dunlap, Assistant Manager for Budget and Administration; and Thomas S. Kurtz, Assistant Manager for Community Services.

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.

Emergency Medical Services Week Proclamation – Mayor Goreham declared May 16 – 22 as Emergency Medical Services (EMS) Week and read the proclamation issued to the EMS providers, since no one was present to accept the proclamation.

Harvey Milk Day March Proclamation - Mayor Goreham presented Caryn Winters, Audrey Smith, and Tyson Daniels with the proclamation declaring May 22, 2010, as Harvey Milk Day in the Borough of State College. Ms. Winters spoke briefly about the upcoming events.

Ms. Lawrence entered the meeting at 7:37 p.m.

Holmes-Foster Neighborhood Association Home Tour – Rosalie Bloom-Brooks and Chris O'Reilly, Co-Chairs of the Holmes-Foster Neighborhood Association, invited citizens to attend the Holmes-Foster Home and Garden Tour, on Sunday, June 20 from 1 p.m. to 6 p.m. All proceeds from tour will benefit the State College Community Land Trust.

ABC Reports

CDBG Citizens' Advisory Committee. Shelton Alexander, Chair of the CDBG Citizens' Advisory Committee, reported on the activities of the Committee over the last year.

C-NET. Cynthia Hahn, Executive Director, and Elaine Prestia, the Borough's representative on the C-NET Board, briefed Council on C-NET's activities over the past year and reviewed the Borough's programming.

Public Hearings

Amendments to the 2010-2014 Consolidated Plan and 2009 and 2010 Consolidated Annual Action Plans - Council held a public hearing on amendments to the 2010-2014 Consolidated Plan and 2009 and 2010 Consolidated Annual Action Plans to reprogram funds for the possible acquisition and rehab of 410-426 Kemmerer Road.

There were no comments from the public. Ms. Goreham closed the public hearing.

2011-2015 Capital Improvement Plan - Council held a public hearing on the 2011-2015 Capital Improvement Plan, which was distributed to Council on April 16.

Staff indicated the Planning Commission comments regarding the CIP were distributed to Council prior to the meeting.

There were no comments from the public, and Ms. Goreham closed the public hearing.

Consent Items – On a motion by Mr. Rosenberger and a second by Ms. Lafer, Council voted unanimously to approve the following consent items.

- Approved vouchers for the month of April 2010 in the amount of \$3,227,781.60.
- Rick Hirsch's resignation, with regret, from the Transportation Commission, effective immediately.
- Dr. Robert Weaver's resignation, with regret, from the Authorities Board, effective immediately.
- Patrick Gordon's resignation, with regret, from the Rental Housing Revocation Appeals Board, effective immediately.
- Dr. Gerald Stein's resignation, with regret, from the Authorities Board, effective immediately.
- Awarded the base bid and Alternate #2 for the Municipal Building Green Roof to Atlantic Coast Contracting Group, Inc., the low bidder, for a total amount of \$104,464.
- Approved the use of various downtown sidewalks on Sunday, October 24, from 2 p.m. to 4 p.m. for the annual Crop Walk to benefit the State College Food Bank and Church World Services.
- Approved the use of East Foster Avenue, from Locust Lane to Sidney Friedman Park, on Saturday, July 3, from 9 a.m. to 11:30 a.m. for the annual Centre Region Parks and Recreation Kids on Wheels Parade.

- Minutes for the following meetings held in April 2010:

April 5, 2010	Regular Meeting
April 12, 2010	Work Session
April 16, 2010	Work Session
April 19, 2010	Regular Meeting
April 29, 2010	Work Session

- Approved the use of Calder Alley between Locust Lane and McAllister Street for St. Paul's United Methodist Church vacation bible school from June 20 through June 24, between 5:30 p.m. and 8:30 p.m. each evening.
- Appointed Donald Hahn as the Borough's voting delegate for the Pennsylvania League of Cities and Municipalities 111th Annual Convention, and appoint Tom Daubert as the alternate voting delegate.
- Approved the closing of Clarence Avenue on Friday, June 5, 2010, from 2:00 p.m. to 8:00 p.m. for a graduation party.

General Policy and Administration

Amendment to the 2010-2014 Consolidated Plan and 2009 and 2010 Consolidated Annual Action Plans - Mr. Hahn made a motion to approve the amendment to the 2010-2014 Consolidated Plan and the 2009 and 2010 Consolidated Annual Action Plans. Mr. Morris seconded the motion.

Council members raised several questions about the amendments, specifically, about the reprogramming of funds allocated for other housing projects, and the debt the Borough would incur for assisting Temporary Housing Foundation, Inc. to acquire and rehab 410-426 Kemmerer Road.

The motion passed 5-2 with Don Han and Silvi Lawrence voting against the motion.

Kemmerer Road Project Borrowing - Chris Gibbons, the Borough's Financial Advisor, explained that his firm was seeking proposals on behalf of the Borough for the Kemmerer Road Project. He said 32 banks were contacted and six proposals were received.

Staff reviewed these proposals with Mr. Gibbons and with Jonathan Cox from Rhoads and Sinon LLP. Staff requests Council table action on this item until staff has had sufficient time to go over all proposals and for Ron Quinn to meet with the Temporary Housing Foundation Board and bring them up-to-date on today's activities. Further, staff requests Council authorize the secretary to advertise Council's May 21 meeting as a regular meeting so Council can vote on the borrowing for the Kemmerer Road project.

Ms. Lafer moved to table any further discussion until Friday's meeting and to instruct the Secretary to advertise the meeting as a regular meeting so Council can vote on this project. Mr. Rosenberger seconded the motion, which passed unanimously.

Art in Public Places – Ms. Goreham said the Art in Public Places subcommittee, voted to request Council apply \$3,000 of the funds available towards the Community Art Collective's mural project, which is planned for the Calder Way side of the McLanahan building. In addition,

the subcommittee is pursuing other funding options and investing a brochure to let people know where public art is located.

Mr. Morris made a motion approving the \$3,000 expenditure for the mural project. Ms. Lafer seconded the motion.

The motion passed unanimously.

Harvey Milk Day March – Mr. Hahn made a motion to permit the use of Friedman Park for the Harvey Milk Day March to be held on Saturday, May 22, with the condition that the sidewalks remain open and unobstructed for pedestrian traffic so that pedestrians do not have to walk onto the street to pass by during the event. Ms. Lafer seconded the motion.

Mr. Morris said while he realizes that the organizers of this event should have gotten their application to Council before May 5, the Borough should allow them to close the 100 block of South Allen Street for this important event. In addition, he said the condition included about not blocking the sidewalks is not usually placed on other applications submitted.

Staff explained the reason for the conditions. Staff is not in favor of closing the 100 block of South Allen Street and previous records show the Borough has only done this for the Arts Festival, First Night, and other events sponsored by the Downtown Improvement District.

Ms. Winters, the event organizer, said the event is expected to attract quite a few people. She said the Parklet was not the preferred location because it is not a main focal point downtown.

Council members suggested Friedman Parklet to begin your march and for the public to hear the speakers.

Mr. Morris made a motion to allow the event organizations to hold their rally and march on the 100 block of South Allen Street as requested. This motion died due to the lack of a second.

Mr. Daubert made a motion to permit this event to take place on the plaza of the municipal building and to close the 200 block of South Allen Street from Highland Avenue to Foster Avenue. Mr. Filippelli seconded the motion. This motion failed 3-4 with Messrs. Filippelli, Rosenberger and Hahn and Ms. Lafer voting against the motion.

The original motion on the floor to use Friedman Park for the event passed unanimously.

Planning and Zoning

Conditional Use Application for Foxdale Village Expansion, 500 East Marylyn Avenue

Mr. Daubert made a motion to recommend Council approve the conditional use decision granting Foxdale Village a conditional use and requiring additional attention to the intersection of Marylyn Avenue and University Drive and the fire lane at the Foxdale Village. Mr. Rosenberger seconded the motion, which passed unanimously.

Official Reports and Correspondence

Mayor's Report – Ms. Goreham reported that tonight was Tom Kurtz last public Council meeting. She thanked him for his service to the community. Other Council members offered similar accolades.

President's Report - Mr. Filippelli reported that Borough Council will hold an Executive Session following tonight's meeting to discuss personnel matters.

Regional Liaison Reports

Public Safety – Ms. Lawrence reported that the Public Safety Committee received a presentation from many of the emergency service providers, and Council will receive a matrix explaining what services are provided by each agency.

Parks Capital – Mr. Rosenberger said the Committee will meet on May 20th.

Transportation and Land Use – Ms. Lafer said the Committee met with the CRPA last week to go over the limitations of funding of transportation and long-term planning.

Staff/Committee Reports

Mr. Kurtz introduced Charles Khan, the new intern for the Department of Ordinance Enforcement and Public Health.

Items of Information

Council recessed the meeting for a five-minute break before deciding to adjourn the meeting and to postpone discussion on the 2011-2015 Capital Improvement Plan until Friday, May 21.

There being no further business, the meeting adjourned at 9:59 p.m.

Respectfully submitted,

Sharon K. Ergler, Assistant Borough Secretary