

**Meeting Minutes
State College Borough Council
Regular Meeting
September 17, 2012**

The State College Borough Council met in a regular meeting on Monday, September 17, 2012, in the State College Municipal Building, 243 South Allen Street, State College, PA. Mayor Goreham called the meeting to order at 7:31 p.m.

Council present: Elizabeth A. Goreham, Mayor
Donald M. Hahn, President of Council
Thomas E. Daubert
Catherine G. Dauler
Ronald L. Filippelli
Sarah Klinetob
Peter Morris
James Rosenberger

Also present: Terry J. Williams, Borough Solicitor; Thomas J. Fountaine, II, Borough Manager; Carl R. Hess, Planning Director; Thomas R. King, Chief of Police; Mark A. Whitfield, Public Works Director; Beth Johnston, Human Resources Director; Roger A. Dunlap, Assistant Manager; Sharon K. Ergler, Assistant Borough Secretary; Laurel Petrulionis, UPUA Student Representative, Charles DeBow, Parking Manager; Courtney Hayden, Communications and Grant Coordinator; Kevin Kassab, Supervisor of Inspections; Alan Sam, Environmental Coordinator/Arborist; and interested citizens and members of the media.

Public Hour – Hearing of Citizens

Jeff Martin, 168 West Hamilton Avenue, said he walks his children to the Easterly Parkway Elementary School and he wondered if a crosswalk could be painted on the north side of McCormick Avenue. Mr. Martin noted that a new food establishment moved into the Hamilton Avenue Shopping Center recently that sells chicken wings. He asked if there is an ordinance in existence that reads that delivery drivers cannot make deliveries by driving through the neighborhood after certain times of the night and/or early morning. He said some of the delivery drivers' vehicles do not have mufflers and residents have to listen to these noisy vehicles travel through the neighborhood making deliveries up to 5 a.m. Lastly, Mr. Martin said in the Borough's 2010 Annual Report, it was noted that Gary Schultz received the Arnold Addison Award in 2009. He said he would like to propose the Borough rescind the award, since Mr. Schultz actively helped a man who raped children. He recommended Council do away with the award.

Mr. Whitfield said the Public Works Department would need to complete an engineering study before the crosswalk could be painted.

Chief King said the Police Department cannot regulate deliveries; however, they can address the vehicles operating without mufflers. He said what Mr. Martin describes sounds like it may be a motor vehicle equipment violation. He said someone would need to inspect the vehicle(s) to see if they are in compliance. Chief King, said under the Noise Ordinance enacted earlier this year, if the noise emanating from the vehicle can be heard from more than 50' away, it is a violation.

Mr. Hahn responded to Mr. Martin's comments about the Arnold Addison Award, stating that award was named after the late Mayor. This award is given to an organization or an individual who has contributed to the improvement of Town/Gown relations. He said although there have been quite a few negatives that have come to light recently, sometimes we have to recognize that some people who have done some really good things have also done some negative things.

Mr. Martin said, in the future, he would suggest Council consider an ordinance prohibiting delivery service past a certain time of day and/or night.

Ms. Goreham said perhaps it would be a good idea to have someone speak with the owner of the wing establishment and his/her delivery drivers to use Atherton Street when making deliveries, if at all possible. Mr. Morris asked if the wing establishment was a business that was open 24 hours-a-day. He also commented that he had forgotten that Council had given the Arnold Addison Award to Mr. Schultz. He said he feels the same way Mr. Martin does about Mr. Schultz. He said we cannot pretend the award was not given to him.

Pat Vernon, a College Township resident, said he watched a presentation on television about the Fraser Street streetscape proposal. He said he was concerned with the new paver system, which consists of concrete and cut surface bricks, the Borough has adopted. He said the bricks can become very slippery from a flash snowstorm or a light rain. He said the bricks become a sheet of glass and he watched someone fall early this spring. He urged the Borough to consider using different types of materials.

Mr. Vernon commented that he is in support of the regional park system but was concerned about the costs of adding three new parks, seven additional employees and benefits. He said recently Parks & Recreation added four additional ball fields to a park in College Township, which has been upsetting to the neighbors because CRPR also added entryway lighting and the increase of traffic coming in and out of the park. He urged Council to consider the benefits to the citizens before spending any additional money to the park proposal in its present form.

Mr. Daubert said Phase One of the Regional Park Program has an estimated cost of \$9 million; however, nothing has been approved as of yet. He added that the Oak Hall Park will not be discussed, for possible approval, until next Thursday.

Mr. Shawn Hileman, a resident of 636 East College Avenue, asked Council if anything is being done to promote the image of State College, businesses, residents, etc.

Mr. Fontaine said there are several different projects underway. Our Community Day will hold an official ceremony on Saturday, October 13, in the William Welch Plaza. The Community Resource Fair and Fall Festival will also be held that same day. He also pointed out the "Together We Are One" campaign continues to move forward. He noted there are additional promotions being planned which focus on the positive elements of moving forward. Penn State has been promoting their "One Team" theme and banners will be going up shortly. Mr. Fontaine said another major effort underway is a Child Advocacy Center, which is being spearheaded by Judge Brad Lunsford. Borough staff has participated in Stewards of the Children training programs.

ABC Report

Tree Commission – Mr. William Elmendorf, Chairman of the Tree Commission, briefly updated Council on the Commission's latest activities, such as tree plantings and removals; tree vandalism; pursuing grants for tree pruning; diseases affecting State College's urban forest; and the Commission's continued work on the community tree plan and inventory.

Mayor Goreham asked since it has been so hot and dry in State College, are our trees more stressed.

Mr. Elmendorf said the root systems of some of our street trees cannot always handle the hot and dry conditions; however, as long as it does not happen year after year, most trees can recover after the seasonal stress.

Ms. Klinetob asked why tree planting on West Hamilton Avenue is so difficult.

Mr. Elmendorf said most of the tree lawns on West Hamilton Avenue are only 2' wide. Also, hardiness zones are changing. He said the Commission continues to look at tree species and smaller trees for smaller tree lawns.

Mr. Rosenberger asked if many residents come to the public hearings to speak about tree plantings and tree removals.

Mr. Elmendorf said most people attend the tree planting hearing because they want to know what kind of tree they are getting or to see if they can choose a different species of tree. One homeowner attended because he was planning to install solar panels on his home and he wanted to make certain the tree the Commission was recommending was not going to interfere with his solar access. He added that most people want to know what they will be looking at for the next 30 to 40 years.

Mr. Rosenberger asked if the homeowner pays for the tree planting or is it at the Borough's expense.

Mr. Elmendorf said the property owner pays for the first tree planting and the Borough pays for any maintenance, removals, and replanting, if necessary.

General Policy and Administration

Minimum Municipal Obligation for the Borough's Pension Plans in 2013

Mr. Rosenberger made a motion to approve the 2013 Minimum Municipal Obligation for the Borough's Pension Plans, which includes \$933,151 for the Police Pension and \$1,126,655 for the General Government Pension Plan. Mr. Filippelli seconded the motion, which passed unanimously in favor.

Reimbursement Resolution

Mr. Hahn made a motion to adopt the Reimbursement Resolution as prepared. Ms. Dauler seconded the motion.

Mr. Fontaine said the reimbursement agreement has been prepared by the Borough's Bond Counsel to comply with the IRS regulations for reimbursing funds advanced to a project.

The motion passed unanimously.

Department of Ordinance Enforcement and Public Health

Vehicle Peddler Eating and Drinking License

Mr. Filippelli made a motion to recommend enacting the Vehicle Peddler Eating and Drinking License. Mr. Hahn seconded the motion.

Ms. Klinetob said, in looking at the ordinance, she could not find the definition of a certified food employee.

Mr. Kassab said that should be clarified in the ordinance because each licensed food establishment must have one.

Mr. Rosenberger asked if staff is having problems with vehicle peddlers and did those problems prompt staff to prepare the ordinance.

Mr. Kassab said staff has received multiple calls in regards to food trucks. He commented that he has done a lot of research on what other larger cities require and looked at similar ordinances. He noted that most ordinances address the quality of life within the neighborhoods. Do we want these vehicle peddlers traveling through the neighborhoods or in the fraternity district after the bars close? He said staff felt it was important to put something in place to protect the neighborhoods.

Mr. Daubert said this is a new ordinance not one amending an existing one. He asked what happens to the people who already have licenses. Do they need to reapply and wait 30 days to open?

Mr. Kassab said when writing the ordinance, they exempted non-profit organizations from the regulations in order to protect those vehicles. We are also looking at those establishments who are operating under another event, such as DSCID or a State High football game.

Ms. Klinetob asked if this ordinance applies to food stands that are acting more as a food cart.

Mr. Kassab said those establishments are handled as a temporary setup under the regulations of the PA Food Code.

Mr. Morris asked about the ice cream trucks that drive around the neighborhoods. Would they be covered by this ordinance?

Mr. Kassab said the difference with these vendors is that they keep moving unless in the act of a sale. Plus, the ice cream items are all prepackaged.

Mr. Morris said he is in favor of having the ice cream trucks in town.

Mr. Daubert asked how Rita's Italian Ice, which sells Italian ice at Welch Pool, is affected by this ordinance.

Mr. Fontaine said that operation would be exempt from Section 902.f. of this ordinance because their specific activity is located on a site leased by Parks & Recreation.

Ms. Klinetob asked why staff established the 10 p.m. cut off time.

Mr. Fontaine said these vehicle peddlers would be competing with a number of downtown businesses who specifically stay open late. Also, staff needed to take some regulatory action to protect these vendors from drawing crowds in the neighborhoods at all hours of the night.

Mr. Hahn said this ordinance appears to be regulatory in nature to protect the health, safety and welfare of our residents. He said if that is the case, why is there an exemption for vehicles hosted by some other entity. Don't those establishments have to abide by the PA Department of Agriculture's Food Code?

Mr. Kassab said the non-profit peddlers, such as the State College Lion's Club, are exempt from this ordinance but still must be inspected and licensed.

The motion passed unanimously by a roll call vote to adopt Ordinance #1999.

Handbill Ordinance Amendments

Mr. Filippelli made a motion to recommend approval the Handbill Ordinance amendments. Mr. Hahn seconded the motion.

Mr. Daubert noted that under Section 202 – Exceptions, religious materials, political advertising, etc. He said he remembers a few years ago when an organization was distributing political information during the Arts Festival and they were ordered to shut down. He said people from the Arts Festival or First Night should not have the authority to close businesses, such as this down.

Mr. Daubert said he cannot vote for the Handbill Ordinance because of the way Section 202 is written.

Mr. Fontaine said he understood Mr. Daubert's concern; however, the language in the amendment has not changed from the original ordinance. He added if Council would like to consider First Night and the Arts Festival Ordinances, staff can certainly begin a process to have these on Council's agenda in the coming months. He noted that First Night activities for this year are well underway.

Mr. Morris asked what the definition of a handbill is. He asked if someone sticks a restaurant menu on your windshield is that considered a handbill? If yes, then the ordinance is too restrictive.

Mr. Rosenberger asked if the Handbill Ordinance would only prohibit commercial advertising or someone who posts a sign for a missing cat or dog.

Mr. Kassab said a restaurant can still post a menu and a resident can still distribute posters of a missing animal. He noted; however, that several apartment complexes post signs stating no soliciting so a restaurant would not be permitted to go into these apartment complexes and put a menu under everyone's door.

Mr. Fontaine said a restaurant owner would not be permitted to stand in a public place and start passing out their menus. He stated the ordinance was designed to prohibit litter but added that the ordinance does not regulate political or charitable literature.

Mr. Hahn stated that in Section 202, when a phrase is bolded, it generally means the text is being added and strikethroughs are the deletions.

Mr. Kassab said the political and non-profit information was not clearly defined in the original ordinance; however, the Handbill amendment clarifies what is and is not permitted. He said in the future, a business handling out political information during the Arts Festival would not be asked to leave the festival zone.

Mr. Morris asked if handbill litter is a problem in State College. Mr. Kassab said staff is pretty aggressive with enforcement. If staff sees a proliferation of handbills on the sidewalks, or receives complaints from other businesses, staff generally contacts the business owner and they send someone out to pick up the littered handbills. This ordinance would allow staff to issue violations and/or cite those who repeatedly violate the ordinance or those who refuse to clean up their litter.

Mr. Morris said he would like to discuss the Handbill Ordinance further and made a motion to send the ordinance to a work session for additional discussion. Mr. Daubert seconded the motion; however, the motion failed 4-3.

Mr. Fontaine said the Handbill Ordinance amendment simplifies enforcement because ordinance enforcement staff would be able to issue a field violation.

Mr. Williams said a motion to refer the ordinance is similar to postponing discussion to a specific time or meeting. He said it would be appropriate for someone to make a motion to postpone discussion to Council's next work session.

Next, Mr. Morris made a motion to postpone discussion on the Handbill Ordinance amendment to Council's next work session. Mr. Rosenberger seconded the motion, which passed 6-1 with Ms. Dauler voting against the motion.

Public Works

Atherton Street Corridor Project

Mr. Filippelli made a motion to approve the Atherton Street Corridor Project. Mr. Morris seconded the motion.

Mr. Daubert said he was not in favor of placing benches along Atherton Street because people will not use them. Also, he said he never received a satisfying reason why the existing traffic lights need to be replaced at a cost of \$240,000. He also asked why it costs \$120,000 for every new sign the Borough wants to put up. He commented that \$500,000 in expenses could be cut from this project.

Mr. Sam said staff can reduce the number of proposed benches and added that the traffic signal poles and light heads have been a part of the project from the beginning. Mr. Daubert asked if the existing poles and lights need to be replaced or are these just nicer ones that staff wants.

Mr. Brian Hofferling, a consultant for the Atherton Street Corridor Project, said the cost is \$20,000 for each of the overhead mast arms. He added that the existing mast arms are showing signs of corrosion and stress to the structure and if they are not replaced as part of this project, they will need to be replaced in the near future.

Mr. Morris said he thought this was a good project and benches at the bus stop are fine; however, benches between the bus stops would never be sat on. He said he would make a plea for niceties because every town needs some niceties. He added that Atherton Street is a gateway into the Borough. He thought this design should include something that makes people happy.

Mr. Fontaine said Council received a letter from Ara Kervanjan, the owner of the former Arby's Restaurant, which is located at the corner of West College Avenue and South Atherton Street, who had expressed some concerns about the fencing and suggested some alternative treatments for the fencing.

Mr. Rosenberger said he had expressed a lot of support for the designs he had seen. He commented that he would like to see that part of town look better. He said the Atherton Street Corridor Project is partly to upgrade the aesthetics while improving the safety. He asked if the adjoining property owners have been consulted about the design of this project because they should be asked to help pay for these improvements and enhancements.

Mr. Fontaine said staff has entered into several discussions with adjacent property owners. He said Mr. Kervanjan recently purchased the 100 South Atherton Street property and there had been some discussion about postponing any improvements at that site because it is unclear what is planned for this site. The concern was the Atherton Street Corridor Project is not just planned for the 100 South Atherton Street site but is intended for the entire streetscape.

Mr. Filippelli said he would like to speak to the letter Council received today. He said he is in favor of the original proposal and design because it addresses both the safety and aesthetics. He said what Mr. Kervanjan is proposing does not address the safety issue we are trying to improve. A 12" or an 18" fence with plantings would be more of a hazard and not an improvement. He envisions people trying to jump over or trip on the fence. He urged Council to support the project and to not alter the proposed fence, as recommended by staff.

Ms. Dauler said a great effort has been taken to improve the street. She stated she would fully endorse this project. As far as the fence is concerned, there are problems with people crossing Atherton Street at all locations. Council has struggled with what to do to make this street safer. She added if this project was held up until we got adjacent property owners onboard, we would never get the project completed.

Mr. Fontaine said staff's recommendation is to authorize the design of the Atherton Street Corridor Project to continue. Council had previously asked staff to expedite this project. In order to stay on time, we need to keep this project moving.

Mr. Jones, Architect for this project, explained that all improvements are in the public right-of-way and it is customary for the Borough to pay for improvements. He said there was an Open House and property owners and residents were invited to attend. He said he has also met individually with the owners of the Arby's site and many of the others. Mr. Jones said he did promise them he would be open to considering their needs on that site.

Mr. Filippelli said he is happy to hear a lot of consultation has been done with the business community.

Mr. Daubert said his concern is where are we getting the extra \$400,000? He said it costs money to design a project. He said the extra \$400,000 for the design phase will have to be taken out of some other funding source and he wanted to know where it was coming from.

Mr. Fontaine said the design phase of the project could be done within the existing budget. The total amount shown last week was \$875,000. The project was recommended in phases in order to address the budget.

Ms. Klinetob asked with the proposed signal improvements, does that include just the replacement of the existing poles and signals or does it include the timing of the light as well.

Mr. Fontaine said there would be a separate project to address the retiming, which would be a capital investment. Additional software and equipment would be needed to accommodate the retiming.

Ms. Klinetob then asked if the existing equipment could accommodate the new timing. Mr. Whitfield answered yes it could; however, Mr. Fountaine pointed out the signal will need to be replaced within a couple of years.

Ms. Klinetob said she liked the project and how it addresses function and safety, as well as aesthetics. She said by putting up this fence along Atherton Street, this design allows for the safety we need in this area. She said if there was any way to reuse existing materials, while it may compromise some of the aesthetics, it could cut some of the initial costs.

Mr. Pat Vernon said he is in favor of the aesthetic improvements. He said once a pedestrian gets out into the street, there is no way to get back up on the curb or sidewalk because they are not able to jump over the proposed fence. He suggested a barberry bush or something else that is soft that a person can dive over, if needed. He said a fence requires maintenance, which costs money. He suggested Council recommend replacing the signal mast arms that are corroded and reusing the materials you can by painting them with rustoleum.

The motion passed 6-1 with Mr. Daubert voting against the motion.

Regional Issues

Park Maintenance Facility

Mr. Filippelli made a motion to defer Council's discussion on the Park Maintenance Facility to the General Forum without further comments. Ms. Dauler seconded the motion.

Mr. Daubert said, as Council's representative on the Parks Capital Committee, he is not in favor of this motion because when this item is discussed at the next Committee meeting, he will need some feedback from this Council. He noted while this is a very expensive project, it is needed in one way or another. He said there may be other possibilities in terms of location; however, the Whitehall Road Park is the location the Parks Capital Committee would like to put it. The Whitehall Road Park has space for it. Mr. Daubert said he is concerned that if it goes back to the General Forum, there will be 32 people discussing it and the Park Maintenance Facility will go nowhere. He said he personally does not have a general feel either for or against it.

Mr. Hahn said he has been attending 11 years worth of COG meetings and the thought of discussing the Parks Maintenance Facility with 31 of his closest friends is not very productive. He said he is in favor of going forward with the project; however, the cost of doing so has a tremendous stick shock. He said he would prefer to have the staffs from the various municipalities see if this project is as cost effective as it should be because it seems rather costly. Mr. Hahn said Whitehall Road makes sense and it is more centrally located than Oak Hall. He noted that unanimous vote requirements should be reserved for isolated things, including real estate acquisition, changing the Articles of Agreement and changing the COG Formulary. Mr. Hahn said amending the Master Plan should not require a unanimous vote but a majority vote. He mentioned that Patton Township has had problems with expenditures in the past and he did not think we should impose unanimous votes too often and then retract them at one point.

Mr. Rosenberger said he agreed with Mr. Hahn because the Master Plan should not require a unanimous vote. He said the current guidelines do require it. He also noted that presently there is no road into the Whitehall Road site. He said he did not feel it was appropriate to commit to a timeline until that is known. Also, sewer and road access is dependent on a project that is not in our hands. Mr. Rosenberger said he hoped Council could delay moving on the current site and this commitment until we know we can move forward.

The motion passed 5-2 with Messrs. Hahn and Mr. Daubert voting against the motion.

Development of Regional Impact Process

Ms. Dauler made a motion to approve staff's recommendation to defer all discussion to the COG General Forum meeting without comments. Mr. Rosenberger seconded the motion.

Mr. Daubert said the Public Services Committee should come up with a proposal if they want to reevaluate the DRI process.

Mr. Hahn said he would be voting against this motion because State College Borough was in a similar situation to the DRI request for Whitehall Road because the Borough was the opponent of that. He said he still thinks his vote was correct on that project. He noted that he respects the process but may not always agree with them. He stated a unanimous vote can become problematic. A principal stand and/or vote can essentially obstruct everything else. He said during the Whitehall Road expansion there was a lot of pressure to change our vote. He commented that he did not feel inclined to change his vote. Mr. Hahn added that when one municipality can veto the process, it shows the potential for abuse.

Mr. Rosenberger said he agreed with some of what Mr. Hahn just said. He commented that three individuals voted against the request to connect a new facility to the sewer system because they did not want an extension of the growth boundary. He said he would prefer to send this back to the Public Services Committee or the Transportation and Land Use Committee. He said he would like to see the boundary for development be a land use issue.

Mr. Fontaine said the question to expand the growth boundary was defeated. The issue we have been discussing this evening is how do we address the DRI process or consider alternatives to that process.

Mr. Hawbaker, a Patton Township resident, said he has observed, through personal experience, unnecessary political frustration caused by this requirement for a unanimous vote on DRI's. He said the recent action taken by the General Forum to deny Calvary Baptist's Church's request is totally out of line. This church has been working to build this facility for 10 years. The DRI rule has stopped this church in its tracks. They are located within 200,000 or 300,000 yards of an existing sewer main but cannot connect which does not make a lot of sense. According to the UAJA Executive Director, we have sewer capacity past the year 2025. The DRI process has passed its primary purpose, which was to protect growth. He commented that the DRI process needs to be changed. He said he has already addressed the Patton Township Supervisors on this issue and they have similar feelings about the process. He said steps need to be taken to eliminate the unanimous vote. He said the reason he is attending this meeting is because of his concern for the church and the timeliness of action. This church has been working towards this for over 5 years. Mr. Hawbaker said he is not a member of the church but he urged Council to move forward to make something happen for this church, in short order, and not make them wait another two years for the DRI process.

Mr. Filippelli asked Mr. Hawbaker if he has spoken to Ferguson Township about the church's request. Mr. Hawbaker said he has been to Patton Township, as well as two other townships with regard to this issue. He said this is truly an issue of community importance.

Ms. Klinetob said we will be continuing the discussion; however, in terms of a unanimous vote, that is a concern this Council has. Another concern is the two-year process that a developer or property owner must go through for approval.

Mr. Hahn said once a project is rejected, a developer cannot come back within two years seems rather unjust. This process seems rather harsh.

Mr. Fontaine said another issue we run into is the restriction on the timing for amendments, as well. There needs to be some consideration to the twice-a-year window for DRI reviews.

Ms. Dauler said the DRI process was established in 2007. She said she was not familiar with what has happened during most of that time period, however, when the DRI agreement was established, consideration was made for it to be put that way because of the burden on the COG planning staff. There was a serious effort to make this process fair, although that seems to have been forgotten. A twice-a-year cycle is terrible for those wanting approval and the reason it was agreed upon was the number of projects coming through the pipeline at that time. In 2007, there was a lot of construction going on. If there are going to be changes made, she said she hoped they will be done when people are calm. She commented that people are very upset and she understood. This is the first time there has been a project outside the boundary that was rejected and the first

project rejected under this agreement. She would caution us and fellow elected officials, if a decision is made like this and people are upset and angry, don't attack the process now because they don't like the decision.

Mr. Hawbaker said the DRI process is no longer applicable. He said the process was put in place when there was a sewer capacity problem. He commented he is concerned about this church right now. What can we do to mitigate the issues this church faces? The UAJA Director does not want to see another sewer plant constructed within the region.

Mr. Hahn said Ms. Dauler raises an excellent point. Everyone's frustration on this project is high. He commented that a unanimous voting is a bad idea. He said he has every confidence that Ferguson Township's vote is a vote of consciousness and in good faith. He said he can sympathize with them but he is hoping they recognize they can believe they are right and there should be some difference to majority.

The motion passed 5-2 with Mr. Hahn and Mr. Daubert voting against the motion.

Official Reports and Correspondence

Mayor's Report - Mayor Goreham reported that she met recently with a journalism class.

President's Report – Mr. Hahn reported there will be an Executive Session immediately following this meeting to discuss personnel matters.

Regional Liaison Reports

Executive Committee – Mr. Morris said the Executive Committee meets tomorrow and they will be discussing the growth boundary implementation and reviewing the amendments and process that needs to be followed. He commented that the Executive Committee will also be discussing the refinancing of the pool loan. He said each municipality will need to meet at the upcoming COG General Forum meeting and vote on a couple of issues. He urged all Council members to attend because Council needs to have a quorum present.

Finance Committee – Mr. Rosenberger reported there are three meetings scheduled where they will be discussing the COG proposed 2013 budget.

Human Resources – Mr. Filippelli said the Human Resources Committee did not meet.

Parks Capital – Mr. Daubert said the Parks Capital Committee met last Thursday and discussed the construction bids for the Oak Hall Regional Park. He commented that all bids were too high. He said another joint meeting is planned for this Thursday to look at these bids to see what can be cut out of the project.

Public Services – Mr. Hahn said the Public Services Committee did not meet.

Public Services and Environmental – Ms. Klinetob reported that the Public Services and Environmental Committee met and discussed the DRI process and the results of the study done by the Planning Department on the growth of the area and the sewer capacity still available. She said an update on Act 13 is still being challenged.

Transportation and Land Use/MPO – Mr. Daubert said the Transportation and Land Use Committee did not meet in September. The MPO Committee met on August 20th and they discussed the MPO formula for 2013. Based on population and values, the Borough's share would go way up. After a lengthy discussion, the MPO voted 8-1 in favor of his motion to keep the same funding formula in 2013 as it was in 2012. Mr. Daubert said Ferguson Township informed the Committee they will not stand by the formula in 2014.

Staff Reports – None.

UPUA Student Report – Ms. Petrulionis said "Happy Constitution Day!!!" She commented that the UPUA handed out pocket sized constitutions to students earlier today. She added that Mayor Goreham is holding office hours in the UPUA Office on Wednesdays from 12:15 - 1:15 p.m.

There being no additional business, the meeting adjourned at 9:52 p.m.

Respectfully submitted,

Sharon K. Ergler
Assistant Borough Secretary