

CENTER TOWNSHIP

419 Sunset Drive

Butler, PA 16001

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Board of Supervisors:
Daniel Cox, Chairman
Andrew Erie, Vice-Chairman
Ronald Flatt, Supervisor
Brian Hortert, Supervisor
Daniel Plaisted, Supervisor

Michael D. Gallagher, Solicitor
Olsen & Assoc., Engineer
Martha Hufhand, Township Secretary

BOARD OF SUPERVISORS

Regular Meeting Minutes

February 9, 2005

6:30 p.m.

CALL TO ORDER: The Regular Meeting of the Center Township Board of Supervisors was called to order at 6:30 p.m. by Chairman Dan Cox at the Center Township Municipal Building, 419 Sunset Drive, Butler, Penna.

ROLL CALL: Present were Chairman Cox; Vice-Chairman Andrew Erie; Supervisors Brian Hortert, Daniel Plaisted, and Ronald Flatt; Township Solicitor Michael Gallagher; Township Engineer Ron Olsen; and Township Secretary Martha Hufhand.

PRAYER & PLEDGE OF ALLEGIANCE:

PUBLIC TO BE HEARD: Scott Roskovski introduced himself as a candidate for District Judge.

MINUTES:

1. Agenda Setting Meeting: Hortert made a motion to adopt the minutes of the Agenda Setting Meeting held December 29, 2004. Erie seconded. Motion carried unanimously.
2. Regular Meeting: Flatt made a motion to approve the minutes of the Reorganization & Regular Meeting held, January 3, 2005 with the addition on A.5. of page 1 of "health benefits the same as in 2004." Hortert seconded. Motion carried unanimously.

TREASURER'S REPORT:

1. January 2005: Plaisted made a motion to approve the January 2005 Treasurer's Report while abstaining voting on check #8564, for Lou Negley Bottled Water, a client of his. Hortert seconded. Motion carried unanimously.
2. Warrant List 05-01-02: Plaisted made a motion to approve Warrant List 05-01-02. Cox seconded. Motion carried unanimously.
3. Warrant List 05-01-03: Plaisted made a motion to approve Warrant List 05-01-03 while abstaining voting on check #8564 for Lou Negley Bottled Water, a client of his. Hortert seconded. Motion carried unanimously.

4. Warrant List 05-02-04: Plaisted made a motion to approve Warrant List 05-02-04. Flatt seconded. Motion carried unanimously.

5. CD Jan. 15-05: Flatt made a motion to ratify the purchase of five \$100,000 CD's at 3.4% interest for 18 months at Citizens Bank. Plaisted seconded. Motion carried unanimously.

6. Hydrant Fund CD: Plaisted moved to ratify the purchase of a \$200,000 Hydrant Fund CD at 3.4% for 18 months at Citizens Bank. Flatt seconded. Motion carried unanimously.

7. Plaisted made a motion to authorize opening an Impact Fee Account at Citizen's National Bank. Cox seconded. Motion carried unanimously.

ZONING REPORT - January construction costs were \$810,500 and fees collected \$7,236.

SUBDIVISIONS & LAND DEVELOPMENTS:

1. Monnie, Douglas & Carol, 316 Sunset Dr., Minor Subdivision #04-12-23, Final Approval: Ron Bole presenting. Flatt made a motion authorizing the Chairperson to sign the Sewage Facilities Planning Module. Hortert seconded. Motion carried unanimously. Flatt moved to grant the request for modification allowing access to Lot 2 from a 25 ft. right-of-way. Plaisted seconded. Motion carried unanimously. Flatt made a motion to grant final approval to the Monnie Subdivision. Plaisted seconded. Motion carried unanimously.

2. McCandless, Thomas, 157 S. Benbrook Rd., Minor Subdivision #05-01-01, Final Approval: Bill McGarvey presenting. Contingent upon the necessary notarized signatures being added to the mylar, Flatt made a motion to grant final approval to the McCandless Subdivision. Plaisted seconded. Motion carried unanimously.

3. Ponderosa Steak House, #04-12-24, Sewage Facilities Planning Module: Flatt made a motion authorizing the Chairman to sign the Sewage Facilities Planning Module. Plaisted seconded. Motion carried unanimously. Flatt then amended the motion for the Secretary to sign the module.

OLD BUSINESS:

1. Report on timber clearance (CTAA Lease Amendment): Flatt reported that he met with forester Carlberg to evaluate the timber on three Center Township properties. Carlberg indicated that the timber had no value on the CTAA leased property, nor on the Township property near the ball field. Therefore, Flatt made a motion to adopt the Resolution to amend the CTAA Lease to permit CTAA to remove the trees to establish ball fields, and the Board of Supervisors not to either impede nor be involved with the removal. Hortert seconded. Motion carried unanimously.

2. Howard Allison's pay increase: Erie made a motion to increase Howard Allison's pay to \$15.95 an hour effective February 7, 2005. Hortert seconded. Plaisted abstained as Allison is a client of his. Motion carried. The solicitor advised that the Union Contract covers this action.

NEW BUSINESS:

1. Appoint representative to BASA Board of Appeals: Cox made a motion to appoint Andy Erie to the BASA Board of Appeals. Flatt seconded. Erie abstained. Motion carried.
2. Appoint Assistant Dog Officer: Flatt made a motion to appoint Robert Wagoner Assistant Dog Officer at the same pay as the Dog Officer, with the stipulation that only one person is paid for each call. Erie seconded. Motion carried unanimously.
3. Impact Fees - Consultant: Two proposals were received from HRG (\$93,450) and Trans Associates (\$118,780). Plaisted made a motion to authorize the solicitor to review the proposals and contracts which must include a penalty phase and for a special meeting at the call of the Chairman when this assignment has been completed. Erie seconded. Motion carried unanimously.
4. Vision Benefit: Cox made a motion to have the treasurer refer this bid for a change in insurance coverage to the Union. Erie seconded. Motion carried unanimously.
5. Winter Planners Seminar - Authority to attend: Flatt made a motion to approve Jeff Olen and Robert Paroli to attend the Winter Planners Seminar at Cranberry Township February 12 with a fee of \$40 to be paid by the Township. Hortert seconded. Motion carried unanimously.
6. Release Fire Tax: Flatt made a motion to release the Fire Tax of \$83,000 to the Unionville Volunteer Fire Department. Erie seconded. Motion carried unanimously.
7. Solicitor fees for Subdivision/Land Development Reviews: Action tabled until the March meeting so the Solicitor can provide information on this change to the code.

PUBLIC WORKS DIRECTOR:

1. Pennsylvania Clean-up Day April 23: Erie made a motion to participate in the State Program April 23 from 9 until 1:30 and for four road crew employees to be authorized to have non-emergency overtime for this clean-up. Plaisted seconded. Motion carried unanimously.
2. Roadway Management Conference: Cox made a motion to authorize Mark Lauer to attend a Roadway Management Conference in Hershey, Pa., March 30 to April 1, with expenses paid by the Township. Flatt seconded. Motion carried unanimously.
3. Replace Hotsey (pressure washer): Flatt made a motion authorizing the Public Works Director to seek bids to replace the 21-year old Hotsey. Erie seconded. Motion carried unanimously.

ENGINEER'S REPORT:

1. Rte 308/Sunset/Henricks Signal: The solicitor is completing a review of the right-of-way title deeds which PennDot is requiring. It is not known at this time if a problem will be brought forward from this review.

2. Glenwood Way Bridge: A meeting needs to be scheduled with railroad representatives to determine what they are willing to participate in to improve this crossing. Olsen will notify the Township when he has scheduled a meeting.

3. Release Shady Lane Farms Phase I Maintenance Bond: At the recommendation of the Engineer, Flatt made a motion to release all but \$20,000 of the Bond. Erie seconded. Motion carried unanimously.

SOLICITOR'S REPORT:

1. Amerikohl Mining: John Stilley, President of Amerikohl, and 3 other representatives discussed a request to permit surface mining on Mahood Road. Currently, mining is only permitted in the M1 and M2 Zoning Districts. Cox moved to authorize the Engineer and the Solicitor to prepare an overlay for mining to insure that the township is not exclusionary to mining. Flatt seconded. Motion carried unanimously.

2. Litigation Update:

a. Schenck in the case against the 4 supervisors has lost her appeal to the State Court and has appealed to the Supreme Court. The Supreme Court will decide if it will hear the case. This can take from 90 days or a whole year for a decision to be made.

b. In the appeal by the developer in the Dunbar litigation, Plaisted made a motion authorizing the solicitor to inform the court that the township will not appear. Flatt seconded. Motion carried unanimously.

MISCELLANEOUS: Schenck of 105 Iroquois Dr. asked if anything could be done with the light at Mercer and Rte 8 to improve traffic flow off Sunset Dr.

ADJOURNMENT: Plaisted made a motion and Erie seconded it to adjourn at 7:57 p.m. Motion carried unanimously.



MARTHA A. HUFHAND
Township Secretary

DANIEL COX
Chairman

ANDREW ERIE
Vice-Chairman

RONALD FLATT
Supervisor

BRIAN HORTERT
Supervisor

DANIEL PLAISTED
Supervisor