

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

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BOARD OF SUPERVISORS

Regular Meeting Minutes

August 10, 2005

6:30 p.m.  
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**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, Ronald Flatt, and Daniel Plaisted; Solicitor Michael Gallagher; Engineer Ron Olsen; Public Works Director Mark Lauer; and Township Secretary Martha Hufhand.

**PUBLIC TO BE HEARD:** Bluma Bluebond, 106 Iroquois Dr., wanted to know what measures are being used to enforce no leaf burning. She was told this subject will be addressed later in the meeting.

**MINUTES:**

1. Agenda Setting Meeting: Flatt made a motion to approve the minutes of the Agenda Setting Meeting held July 11, 2005. Plaisted seconded. Hortert abstained because he did not attend the meeting. Motion carried.
2. Regular Meeting: Flatt made a motion to approve the minutes of the Regular Meeting held July 13, 2005. Cox seconded. Hortert abstained because he did not attend the meeting. Motion carried.
3. Public Hearing - Glenwood Way Bridge - July 25, 2005: Flatt made a motion to approve the minutes of the Glenwood Way Bridge Public Plans Display Public Hearing. Flatt seconded. Hortert abstained because he did not attend the meeting. Motion carried.
4. Special Meeting Contract Award - July 28, 2005: Flatt made a motion to approve the Special Meeting to award the Henricks/Sunset/Rte 308 Traffic Signal. Plaisted seconded. Motion carried unanimously.

**TREASURER'S REPORT:**

1. July 2005: Plaisted made a motion to approve the July 2005 Treasurer's Report but abstained voting on check #8927, Lou Negley's Bottled water, a client of his. Hortert seconded. Motion carried unanimously.
2. Warrant List 05-07-15: Plaisted made a motion to approve Warrant List 05-07-15. Flatt seconded. Motion carried unanimously.
3. Warrant List 05-08-16: Plaisted made a motion to approve Warrant List 05-08-16. Hortert seconded. Motion carried unanimously.

**ZONING REPORT** - July construction costs were \$985,558, and fees collected \$3,596.

**SUBDIVISIONS & LAND DEVELOPMENTS:**

1. Egal & Gray, 160 N. Benbrook Rd., Minor Subdivision #05-07-07, Final Approval: Ron Bole presenting. Flatt made a motion to authorize the Chairman to sign the Sewage Facilities Planning Module. Plaisted seconded. Motion carried unanimously. Flatt made a motion to grant final approval to the Egal/Gray subdivision contingent upon accurate labeling of the existing dwelling as 'existing nonconforming', and the following statement on the mylar: "The Egal/Gray subdivision shall pay an impact fee based upon a trip generation analysis that identified one (1) p.m. peak hour trip. The impact fee in the northern district is \$1,000 per p.m. peak hour trip totaling an impact fee of \$1,000 due at the time of building permit issuance." Plaisted seconded. Motion carried unanimously.
2. Shady Lane, Phase III, Pheasant Ridge Dr., Major Subdivision, Final Approval: Developer Robert Heaton presenting. Flatt made a motion to grant final approval to Phase III of the Shady Lane Development with signatures contingent upon the developer's agreement being executed and reviewed and approved by the solicitor. Plaisted seconded. Motion carried unanimously.

**OLD BUSINESS:**

1. Olsen's invoices 2584 & 2653: Olsen said that these costs were based on his staff working on the Mineral Overlay. Flatt made a motion to pay the \$355.50. Cox seconded. Motion carried unanimously.
2. Leaf collection: Cox advised that the township is looking at purchasing biodegradable bags for leaf collection. There will be two sites where the bags can be dropped off. The staff is in the process of clarifying this process. Leaves cannot be burned. Residents can dispose of their leaves on their own property, but not by burning.

**NEW BUSINESS:**

1. PennDot Agility Program - 2005-08-15: Cox made a motion to adopt Resolution 2005-08-15 which partners Center Township with PennDot for a four-year agreement which authorizes exchanging services. Erie seconded. Motion carried unanimously.
2. Elliott Rezoning Request: Flatt made a motion to schedule a public hearing for the request to rezone property at 113 Henricks Road from R-1 to C-1 at 6 p.m. October 5, 2005. Erie seconded. Motion carried unanimously.
3. Dog Officer Equipment Request: Erie made a motion to authorize the purchase of animal care equipment by the Dog Officer for a total of \$319.80. Flatt seconded. Motion carried unanimously.
4. Flu Shots: Action tabled until September board meeting.
5. Halloween: Flatt made a motion authorizing Halloween night to be conducted on the same day as Butler Township. Cox seconded. Motion carried unanimously.
6. Letter to Secretary DEP - BASA sewer taps: Flatt made a motion to authorize the Chairman to sign the letter to the Secretary of DEP regarding modification of BASA sewer tap limitations. Erie seconded. Motion carried unanimously.

**PUBLIC WORKS DIRECTOR:**

1. Clearview Mall Traffic Signals upgrade: Erie made a motion to authorize the upgrade of the traffic signals at the Clearview Mall entrances with UPS for \$11,307.68. Hortert seconded. Motion carried unanimously. The previously approved cost of the upgrade of the Route 8, 308, and Shanor Heights Signal has been finalized at \$46,588.26, a savings of \$8,449.46 from the original quote. The cost of these improvements will be under the budgeted amount of \$60,000.

**ENGINEER'S REPORT:**

1. Rt. 308/Sunset/Henricks Signal: Bids were received on July 28. The project was awarded to IA Construction Co. contingent upon the Township receiving the HOP from PennDot. It was received and notice of award was sent to IA. IA wants to do as much of the project as they can this construction season. Bronder is the subcontractor for the signals. UPS and emergency preemption are included in the contract. A revised signal drawing was prepared by Wooster & Assoc. The next step will be the notice to proceed once the contractor signs the contract. Olsen suggested a ground breaking ceremony. Cox told him to be sure to invite Rich Gill from PennDot. Cox authorized the solicitor, engineer, and public works director to work together on the demolition of the house. Flatt moved to authorize \$2,150 to Smallwood Excavating for this demolition. Cox seconded. Motion carried unanimously.

2. Glenwood Way Bridge: A meeting was held July 28 with PennDot and Township representatives, and the public plans display of the bridge design was held July 25. A meeting was held August 2 to review a temporary bridge Owen Oesterling is building down stream of the existing bridge to use until the new bridge is installed. The solicitor was authorized to prepare an agreement for Oesterling to sign to formalize that he will be removing the temporary bridge prior to the bridge construction. A site drawing for the railroad has been prepared regarding the property to be donated along Glenwood Way and Holyoke Road. Olsen will check with Bender from the railroad on planned work date for the railroad crossing project.

3. Blossom Ridge, Phase IV, Performance Bond: Since the bond expires Sept. 8, Gallagher will talk with Beblo about extending the bond.

**SOLICITOR'S REPORT:**

1. PSATS letter/resolution: Hortert made a motion to authorize the Chairman to sign this letter to PSATS thanking it for its letter in support of the right-to-know court case brought by Schenck. Flatt seconded. Motion carried unanimously.

2. Aubrey Rezoning - ZHB update: Flatt moved to authorize the solicitor to appropriately advertise a special meeting at 6 p.m, August 31, 2005, to ratify and re-enact the Aubrey rezoning ordinance. Hortert seconded. Motion carried unanimously.

3. Chernick Case: Cox moved to authorize the solicitor to terminate the Chernick lawsuit. Erie seconded. Motion carried unanimously.

**MISCELLANEOUS:** Dr. Johnston of Dakotah Drive questioned what options residents have when BASA errs in citing problems with their sewer lines. He was advised that BASA has an appeals process.

**ADJOURNMENT:** Hortert made a motion to adjourn at 7:38 p.m. Erie seconded. Motion carried unanimously.

MARTHA A. HUFHAND  
Township Secretary

DANIEL COX  
Chairman

ANDREW ERIE  
Vice-Chairman

RONALD FLATT  
Supervisor

BRIAN HORTERT  
Supervisor

DANIEL PLAISTED  
Supervisor