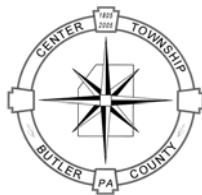


Board of Supervisors:
Ronald Flatt, Chairman
Andrew Erie, Vice Chairman
Brian Hortert, Supervisor
Edward Latuska, Supervisor
Thomas Schiebel, Supervisor



Michael Gallagher, Solicitor
Olsen & Associates, Engineer
Crystal Wilson, Secretary
Anthony Amendolea, Treasurer
Mark Lauer, Public Works Director
Richard Round, BCO/Zoning Official

Board of Supervisors
Regular Meeting
April 8, 2009
6:30 p.m.

CALL TO ORDER:

Chairman Ron Flatt called the regular meeting, of the Center Township Board of Supervisors, to order at 6:30 p.m. The meeting was held at the Township Building at 419 Sunset Drive, Butler, PA 16001.

ROLL CALL:

Present in addition to Chairman Flatt, were members Andrew Erie, Brian Hortert, Ed Latuska and Tom Schiebel; Township Solicitor, Mike Gallagher; Township Engineer, Ron Olsen; Public Works Director Mark Lauer and Township Secretary Crystal Wilson.

PUBLIC TO BE HEARD:

Mike Slupe- Talked briefly about his run for Butler County Sheriff, stated what he can do as our Sheriff and what he will do in office.

MINUTES:

1. Agenda Setting Meeting- March 9, 2009
Latuska made a motion to approve the agenda setting meeting minutes for March 9, 2009; seconded by Hortert. Motion carried unanimously.
2. Regular Meeting- March 11, 2009
Flatt made a motion to approve the Regular Meeting Minutes for 03/11/09 with the following corrections: Page 2 number 1 should read; stated that he always avored a zoning change, page 3 under Latuska, should read: there wasn't sufficient information presented at the public hearing to change his vote; page 5 second sentence should be opaque instead of opayic; page 6 under public works director number 2 should read Lauer stated that as weather permits..; Page 7 under solicitors report, number 2 first sentence should read court documentation then instead of they we can take action..; seconded by Latuska. Motion carried unanimously.

TREASURER'S REPORT:

1. March 2009
Schiebel made a motion to approve the March 2009 treasurer's report; seconded by Hortert. Motion carried unanimously.
2. Warrant List 09-03-06
Schiebel made a motion to approve warrant list 09-03-06; seconded by Hortert. Motion carried unanimously.
3. Warrant List 09-04-07
Schiebel made a motion to approve warrant list 09-04-07; seconded by Hortert. Motion carried unanimously.
4. Ratify Building Fund CD
Hortert made a motion to ratify the Building Fund CD investment in the amount of \$100,000.00 with S & T Bank for 180 days at 1.69% with the remaining \$64,282.60, interest included, deposited into the Capital Projects checking account; seconded by Erie. Motion carried unanimously.
5. Capital Projects CD
Hortert made a motion to ratify the Capital Projects CD investment in the amount of \$250,000.00 with Citizens Bank for 360 days at 1.90% designated as "Fire Truck CD" and invest \$230,000.00 with S & T Bank for 180 days at 1.69% with the remaining \$2,500.23, interest included, deposited in the Capital Projects checking account; seconded by Erie. Motion carried unanimously.

ZONING REPORT: March 2009**SUBDIVISION & LAND DEVELOPMENTS:****OLD BUSINESS:**

1. Butler Veterinary Land Development Performance & Escrow Bonds/ Impact Fees- Brett Ligo stated that the lower basement level of the addition is going to be undeveloped and wants the Board to consider splitting the impact fees so that they only pay for the finished portion of the addition now and pay for the other portion when they get a building permit to finish it.
Flatt made a motion to act in clarification of the Preliminary and Final Approval for the Butler Veterinary Land Development at the last meeting;
 1. ***A performance bond in the amount of \$95,982.00 is required***
 2. ***An Escrow Bond in the amount of \$13,088.45 is required***
 3. ***Appropriate sewage module be submitted and approved***

4. ***Applicant be able to defer a portion of the impact fee with the full total amount being shown on the mylar as recommended by the Township Engineer.***
5. ***Applicant will sign documentation acknowledging the responsibility to pay the impact fees.***
Motion was seconded by Hortert. Motion carried unanimously.

2. Van Smith Conditional Use-
Flatt made a motion to accept the letter of extension from Van Smith; seconded by Erie. Motion carried unanimously.
3. First Methodist Church Conditional Use Request-
Flatt made a motion to grant approval of the conditional use contingent upon data from the traffic engineer for impact fees and a report from Gateway Engineering with sewer issues resolved before granting occupancy; seconded by Erie. Motion carried unanimously.

NEW BUSINESS:

1. Records Retention Resolution 2009-04-11
Flatt made a motion to adopt Resolution 2009-01-11 for Records Retention; seconded by Hortert. Motion carried unanimously.
2. CD Clearinghouse Account
Flatt made a motion to authorize Treasurer to establish accounts at PNC and Citizens Bank; seconded by Erie. Motion carried unanimously.
3. Butler County Convention
Hortert made a motion to authorize payment for Ron Flatt to attend the Butler County Convention; seconded by Erie. Motion carried unanimously.
4. Act 537/ BASA Resolution 2009-04-12-
Flatt made a motion to set a special meeting date of April 15, 2009 at 6:30pm for the purpose of voting on the Act 537 update to be appropriately advertised and the advertising bill be sent the BASA; seconded by Erie. Motion carried unanimously.
5. Resolution 2009-04-13
Flatt made a motion to adopt resolution 2009-01-13 for the Clearview Mall Bus Service; seconded by Hortert. Motion carried unanimously.
6. Comprehensive Plan Purchase
Flatt made a motion for the Township Treasurer to purchase 10 copies of the comprehensive plan at \$30.00 each with no cost to any sub-committee member and at cost to the general public; seconded by Schiebel. Motion carried unanimously.

PUBLIC WORKS DIRECTOR:

1. Award Bid for Excavator/Operator- Only one bid was received that met the bid specifications.
Schiebel made a motion to award the bid to Alan Smallwood with an hourly rate of \$95.00 for a total amount of up to \$11,400.00; seconded by Hortert. Motion carried unanimously.
2. Authorize ad for 2009 Paving Program-
Hortert made a motion to authorize Mark Lauer and Crystal Wilson to advertise for bids for the 2009 Paving program; seconded by Erie. Motion carried unanimously.
3. PA Cleanup Day- April 25, 2009-
Erie made a motion to authorize scheduling in accordance with DEPs cleanup day; seconded by Hortert. Motion carried unanimously.
4. Authorize ad for Salt Building Asphalt-
Erie made a motion to authorize Mark Lauer and Crystal Wilson to advertize a bid for the Asphalt price being good for 60 days; seconded by Schiebel. Motion carried unanimously.
5. Electrical & Light Bids- Wulff Electric for a total of 3,500.00; Ferne Electric for a total of \$2,727.00; and Hey Electric for a total of \$2,700.00
Erie made a motion to accept the bid from Hey Electric totaling \$2,700.00; seconded by Hortert. Motion carried unanimously.

ENGINEER'S REPORT:

1. Rt. 8/ Benbrook Rd Intersection- Olsen stated that he had received comments back from Penn Dot and is working on revisions. He stated that signed agreements from property owners are still needed. PennDot also needs a signed letter of approval from the municipality.
Flatt made a motion to authorize Crystal Wilson to prepare a letter as per the Engineer and have a Supervisor sign it; seconded by Schiebel. Motion carried unanimously.
2. Maintenance Building- Olsen talked at length about the status of the Maintenance Building plans. He stated that they talked with Guardian about getting a security system.
3. Butler County Storm Water Management meeting- April 23, 09 at 6:30pm-
Flatt made a motion to authorize Ron Olsen to represent Center Township at the Butler County Storm Water Management Meeting; seconded by Hortert. Motion carried unanimously.

SOLICITOR'S REPORT:

1. Center Township vs. McCall- Gallagher stated that the approved agreement from last month was not signed by Mr. McCall and he asked for authorization to go back to court and get this issue resolved.
Hortert made a motion to authorize Township Solicitor Mike Gallagher to do whatever means possible to get this matter resolved and to act in the manner as required to deal with Mr. McCall's attorney; seconded by Schiebel. Motion carried unanimously.
2. Gallagher added that the Wiest and PennDot issue was resolved. Refund of \$2,547.07 was received March 19, 2009.

MISCELLANEOUS:

1. Flatt stated Center Township Athletic Association paid the lease of the ballfields, \$1,500.00 for 2009.

ADJOURNMENT:

Flatt made a motion to adjourn the meeting at 7:45pm; seconded by Schiebel. Motion carried unanimously.

CRYSTAL WILSON
Township Secretary

RONALD E FLATT
Chairman

ANDREW ERIE
Vice Chairman

BRIAN K HORTERT
Supervisor

EDWARD G LATUSKA
Supervisor

THOMAS G SCHIEBEL
Supervisor