

Board of Supervisors:
Thomas Schiebel, Chairman
Andrew Erie, Vice Chairman
Kenneth Frenchak, Supervisor
Edward Latuska, Supervisor
Ron Flatt, Supervisor



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

Board of Supervisors
Regular Meeting
March 10, 2010
6:30 p.m.

CALL TO ORDER:

Chairman Thomas Schiebel 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 Schiebel, were members Andrew Erie, Ken Frenchak, Ed Latuska and Ron Flatt; and Township Secretary Crystal Sieffert. Township Solicitor Michael Gallagher, Township Engineer Ron Olsen and Township Public Works Director Mark Lauer.

PUBLIC TO BE HEARD:

MINUTES:

1. Agenda Setting Minutes- February 8, 2010
Latuska made a motion to approve the Agenda Setting Minutes for February 8, 2010; seconded by Flatt. Motion carried unanimously.
2. Regular Minutes- February 10, 2010
Latuska made a motion to approve the Regular meeting minutes for February 10, 2010 with the following corrections; under minutes of should be have and under Engineer's Report maintenance building safe should be save. Flatt added one correction on page 1 under Gary Hunter public to be heard braking should be breaking; seconded by Flatt. Motion carried unanimously.

TREASURER'S REPORT:

1. January 2010
Flatt made a motion to approve the January 2010 Treasurer's Report; seconded by Frenchak. Motion carried unanimously.

2. February 2010
Flatt made a motion to approve the February 2010 Treasurer's Report; seconded by Frenchak. Motion carried unanimously.
3. Warrant List 10-02-04
Schiebel made a motion to approve Warrant List 10-02-04; seconded by Flatt. Motion carried unanimously.
4. Warrant List 10-03-05
Schiebel made a motion to approve Warrant List 10-03-05; seconded by Frenchak. Motion carried unanimously.
5. Ratify Loan Investment CD
Flatt made a motion to ratify the Loan Investment CD to invest \$1,500,000.00 for 90 days at 70% .7 (corrected 4/14/2010) percent with Farmers National Bank; seconded by Erie. Motion carried unanimously.
6. Unionville Volunteer Fire Company CD
Erie made a motion to release \$250,000.00 to Unionville Fire Department to make a payment on the new fire truck; seconded by Flatt. Motion carried unanimously.
7. Capital Projects CD
Flatt made a motion to authorize the Treasurer to seek rates to invest \$200,000.00 for 60, 90 and 180 days subject to two supervisors signatures to be ratified at the next meeting and to deposit \$33,058.30 into the Capital Projects checking account; seconded by Erie. Motion carried unanimously.
8. 2009 Audit and Authorization for Chairman/ Treasurer to sign 2009 Exit Letter
Flatt made a motion to authorize the Treasurer and Chairman to sign the 2009 Exit Letter; seconded by Erie. Motion carried unanimously.

ZONING REPORT: February 2010

SUBDIVISION & LAND DEVELOPMENTS:

1. Stoughton Acres Land Development, 904 Sunset Drive- Since a new revised plan was submitted with substantial changes it is the recommendation of Zoning Officer Rich Round that it goes back thru the Planning Commission for review. Frenchak stated that Chairman Sloan of the Planning Commission is in agreement with Rich Rounds recommendation. Olsen discussed the changes and stated that they were needed in order to correct what Olsen suggested in his letter and he didn't feel it would need to go back thru Planning. Frenchak stated since there is time for this plan to go back thru the Planning Commission that it should.
Frenchak made a motion to table the Stoughton Acres Land Development

until the Planning Commission has time to review the revised plans; seconded by Latuska. Motion carried unanimously.

2. Community Alliance Church Lot Line Revision, 800 Mercer Rd.- Bob Swartz stated that all changes were made and he is waiting for County approval. He stated that he is looking for approval of the plan contingent upon County approval. He stated that an agreement is needed to be signed, Gallagher stated that since his colleague drafted the agreement he can't review it. He recommends that Phil Lope review the agreement in his place.
Schiebel made a motion to retain Phil Lope to review the documents and at the discretion of the Chairman and Solicitor to use another attorney should Lope be unavailable; seconded by Flatt.

Frenchak made a motion to approve the Community Alliance Church Lot Line Revision contingent upon County approval and Attorney Lope's decision; seconded by Latuska. Motion carried 4 to 1 with Flatt abstaining.

OLD BUSINESS:

NEW BUSINESS:

1. Comprehensive Plan Survey
Frenchak made a motion to authorize Planning Commission to use 1st Impressions to order #9 and #10 envelopes, pay \$180.00 for stuffing the envelopes, \$.26 per letter to use their Bulk Mailer, and \$.44 for regular stamps for each return envelope; seconded by Flatt. Motion carried unanimously.
2. Ellie's Plaza-Old UFO building to be renovated into little stores. This building was once a grocery store and already has existing traffic counts. Olsen stated that we would be subtracting the existing traffic counts from the current traffic count and he does not anticipate any additional traffic impact fees needed in this case.
Flatt made a motion to waive the Traffic Impact fees in this case discretely due to anticipated lower impact fees and to authorize Jeff Piece to review the Traffic Impact Fee policy and process and provide the Board with his recommendations contacting Township Solicitor Mike Gallagher as needed; seconded by Latuska. Motion carried unanimously.
3. Authorize Chairman to sign PennDot Certificate of Coverage
Flatt made a motion to authorize Chairman to sign the PA Intergovernmental Risk Risk (corrected 04/14/2010) Management Association Certificate of Coverage; seconded by Latuska. Motion carried unanimously.

4. Knox Box- Discussion with members of the fire department and Public Works Director Mark Lauer established that Building Inspector Rich Round should oversee the Knox boxes, retain a key and handle any paperwork. The Fire Department would also retain a key for emergency purposes.
Schiebel made a motion to appoint Rich Round the Knox Box representative and it be the policy of the Township that the current chief of the fire department has a key; seconded by Flatt. Motion carried unanimously.
5. Morgan Sewage Facilities Module Resolution 2010-03-08- Gallagher stated there will be status conferences to check ~~to~~ *the (corrected 04/14/2010)* progress of this issue. The next conference is scheduled for June 18, 2010.
Flatt made a motion to adopt Resolution 2010-03-08 subject to John Colombo's approval and to authorize the Secretary to sign documents; seconded by Erie. Motion carried unanimously.
6. Stoughton Acres Sewage Facilities Module Resolution 2010-03-09
Flatt made a motion to adopt Resolution 2010-03-09 and to authorize the Secretary to sign all appropriate documents; seconded by Erie. Motion carried unanimously.

PUBLIC WORKS DIRECTOR:

1. Traffic Signal Maintenance- Mark received two quotes for services on traffic signal maintenance. One from Bronder and one from Bruce & Merrilees. Mark stated that Bronder had the best hourly rates.
Flatt made a motion to accept Bronders proposal per the March 9, 2010 hourly rate for signal maintenance; seconded by Erie. Motion carried unanimously.
2. Spring Run Road Project-
Schiebel made a motion to put this 2010 project in for liquid fuels; seconded by Frenchak. Motion carried unanimously.
3. PA Clean Up Day, April 17, 2010- Mark suggested April 24, 2010 due to the first day of trout being the 17th.
4. Salt Spreader Purchase- Mark stated the Wayne Township, Lawrence County has a used salt spreader that they are selling for \$7,000.00 and stated that we could get it for \$6,250.00.
Schiebel made a motion to purchase a salt spreader in the amount of \$6,250.00 from Wayne Township, Lawrence County; seconded by Frenchak. Motion carried unanimously.
5. Mark stated he will be attending a mandatory PA 1 Call meeting on March 23, 2010.

6. Street Sweeping- Mark stated that weather permitting they will try to start street sweeping two weeks early.

ENGINEER'S REPORT:

1. Rt. 8/ Benbrook Rd Intersection- Olsen stated that he would like to set up a meeting with PennDot.
Schiebel made a motion to authorize Olsen to set up a meeting with PennDot and any supervisor who wishes to attend; seconded by Flatt. Motion carried unanimously.
2. Uhl Construction Application #2- Olsen stated there are two change orders to reduce expenses for the new public works facility. Change order #1 is a \$19,100.00 from the electric contractor, change order #2 is for general changes to the building to ~~safe~~ *save* (corrected 04/14/2010) on cost. Public Works Director Mark Lauer had a concern about not putting drywall in the foyer or office spaces. Olsen stated that we could hold off approving these change orders until further review is done and the Board was in agreement. Olsen stated at the last contractor's meeting some concerns about Builder's Risk Insurance came up. Olsen told the Board it would make things a lot easier in the long run if there was one insurance company thru the Township and the contractor's credit it rather than having seven different insurance companies passing the blame around. Olsen stated there are two bills that need to be paid.
Schiebel made a motion to authorize the Treasurer to pay the two bills; seconded by Flatt. Motion carried unanimously.
3. Butler Veterinary Associates Escrow Release Request
Schiebel made a motion based on Olsen's recommendation to release the \$1,500.00 escrow to Butler Veterinary Associates; seconded by Flatt. Motion carried unanimously.
4. Act 157 Stormwater Management Plan- Olsen stated he will be attending a meeting at the County Government Center at 1pm if any Board member would like to attend.

SOLICITOR'S REPORT:

1. Frawley Hold Harmless Agreement- Gallagher stated he hasn't received the agreement back. Secretary Crystal Sieffert stated that she received a call from Mr. Frawley stating that he has reservations about signing the agreement due to the liability falling back on him if the system fails. Gallagher stated that John Colombo should be notified the agreement hasn't been signed and no permit should be issued until it is or the system that Mr. Colombo approved is installed. The Board agreed with Gallagher.

Flatt made a motion to direct the SEO not to issue a permit without either A. original conditions from SEO are met or B. the agreement is signed and Colombo is notified when it is signed; seconded by Schiebel. Motion carried unanimously.

2. Billy Morgan- Gallagher stated that Billy Morgan hasn't delivered the agreement yet and he is waiting.

MISCELLANEOUS:

1. Frenchak asked ~~about~~ (corrected 4/14/2010) for the status of a sign he requested for the midget football team that has won a championship. Mark stated the sign was approved and they are waiting for the weather to clear.
2. Aubrey Hearing- Schiebel stated that George Aubrey is unable to attend the March 31, 2010 hearing and is requesting a video conference via webcam be set up at his expense so he can answer any questions the public may have. Schiebel asked Gallagher if that was something that we are legally allowed to permit. Gallagher stated he didn't have a problem with it.

ADJOURNMENT:

The Board adjourned to executive session at 8:05 pm with no action to be taken

Flatt made a motion to adjourn the meeting at 9:10pm; seconded by Latuska. Motion carried unanimously.

CRYSTAL SIEFFERT
Township Secretary

THOMAS SCHIEBEL
Chairman

ANDREW ERIE
Vice Chairman

RONALD FLATT
Supervisor

EDWARD G LATUSKA
Supervisor

KENNETH FRENCHAK JR
Supervisor