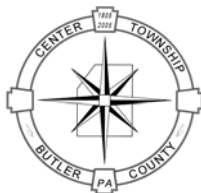


Board of Supervisors:
 Thomas Schiebel, Chairman
 Andrew Erie, Vice Chairman
 Ronald Flatt, Supervisor
 Kenneth Frenchak Jr, Supervisor
 Edward Latuska, Supervisor



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

Board of Supervisors
 Regular Meeting Minutes
 October 13, 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 Center Township Municipal Building, 419 Sunset Drive, Butler PA 16001.

ROLL CALL: Present were Chairman Schiebel; Vice Chairman Andrew Erie; Supervisors Ronald Flatt, Kenneth Frenchak, and Edward Latuska; Township Solicitor Michael Gallagher; Township Engineer Ron Olsen; Public Works Director Mark Lauer; and Township Secretary/Treasurer Anthony Amendolea.

PLEDGE OF ALLEGIENCE & PRAYER:

PUBLIC TO BE HEARD: (3 Minute Limit)

1. Mr. Joe Vargo, 289 Holyoke Road: Mr. Vargo requested timeline for completion of the storm drain located near his property. The Township punched a hole in the side but water does not flow into the drain because it sits too high. He was told that the Township would correct the problem.

MINUTES:

1. Agenda Setting Meeting Minutes – September 7, 2010: *Frenchak motioned approving the minutes of the Agenda Setting Meeting held September 7, 2010. Erie seconded. Latuska abstained. Motion carried 4 to 0.*
2. Regular Meeting Minutes – September 8, 2010: *Frenchak motioned approving the minutes of the Regular Meeting held September 8, 2010. Flatt seconded. Latuska abstained. Motion carried 4 to 0.*

TREASURER'S REPORT:

1. September 2010 Treasurer's Report: *Schiebel motioned approving the September 2010 Treasurer's Report. Latuska seconded. Motion carried unanimously.*
2. Warrant List 10-09-27: *Flatt motioned approving Warrant List 10-09-27. Latuska seconded. Motion carried unanimously.*
3. Warrant List 10-09-28: *Schiebel motioned approving Warrant List 10-09-28. Frenchak seconded. Motion carried unanimously.*

4. Warrant List 10-10-29: *Schiebel motioned approving Warrant List 10-10-29. Latuska seconded. Motion carried unanimously.*
5. Warrant List 10-10-30: *Schiebel motioned approving Warrant List 10-10-30. Latuska seconded. Motion carried unanimously.*
6. Warrant List 10-10-31: *Schiebel motioned approving Warrant List 10-10-31. Frenchak seconded. Motion carried unanimously.*
7. 2011 Preliminary Budget: The 2011 Preliminary Budget was presented to the Board for their review. A proposed 2011 Budget will be presented to the public at the November 10, 2010 meeting and advertised for adoption at the December 8, 2010 meeting

ZONING REPORT: September 2010: Construction costs were \$84,700 fees collected \$1,739.96.

SUBDIVISIONS & LAND DEVELOPMENTS: None

OLD BUSINESS:

1. Stormwater Complaint, 463 West Sunbury Road: The Board discussed this matter at their regular meeting held on August 11, 2010. The consensus of the Board was to take no action since this involved a state owned road. Chairman Schiebel; Mr. David Tomaswick, PennDot; and property owners met September 28, 2010 to discuss how to correct the situation. *Flatt motioned applying for a Highway Occupancy Permit from PennDot, if the property owners submit the required documents and/or studies for review and recommendation of the Township Solicitor and Engineer. Frenchak seconded. Erie against. Motion carried 4 to 1.*

NEW BUSINESS:

1. Authorize Leaf Pick Up Schedule Ad: The annual leaf pick up will commence October 25, 2010 and run through November 19, 2010. The crews will go through each neighborhood twice each day. Only leaves placed in biodegradable paper bags will be picked up. Residents may take their leaves to Stirling Landscaping, 840 Mercer Road at no charge. *Frenchak motioned authorizing the leaf pick up schedule ad to be published in the Butler Eagle editions of October 20, 2010 and October 23, 2010. Schiebel seconded. Motion carried unanimously.*
2. Butler County Fall Convention – Unionville Fire Hall – 10/27 - \$15: The Butler County Association of Township Officials scheduled their Fall Convention for October 27, 2010. The convention will be held at the Unionville Fire Hall. *Erie motioned authorizing Chairman Schiebel; Vice Chairman Erie; Supervisors Flatt, Frenchak and Latuska; and Tax Collector Heichel to attend the Butler County Association of Township Officials Fall Convention to be held October 27, 2010 at the Unionville Fire Hall with a \$15 fee per attendee. Flatt seconded. Motion carried unanimously.*

3. Appointment of Berkheimer Associates as EIT/LST Collector: Township Secretary/Treasurer Amendolea met with Ms. Diane Morrow and Ms. Cathy Rodgers, Butler Area School District Tax Office, on August 30, 2010. The purpose of the meeting was to discuss the collection of the Earned Income Tax and Local Services Tax. Effective October 1, 2010, the Tax Office will no longer collect EIT/LST for the Township. The Township is required to contract with Berkheimer Associates from October 1, 2010 through December 31, 2011. Effective January 1, 2012, the Butler County Tax Collection Committee will be responsible for the collection of EIT/LST through Berkheimer Associates.
 - a. *Flatt motioned adopting Resolution 2010-10-16, Appointment of EIT Collector. Schiebel seconded. Motion carried unanimously.*
 - b. *Flatt motioned adopting Resolution 2010-10-17, Appointment of LST Collector. Schiebel seconded. Motion carried unanimously.*
 - c. *Flatt motioned adopting Resolution 2010-10-18, Appointment of Tax Hearing Officer. Schiebel seconded. Motion carried unanimously.*
 - d. *Flatt motioned adopting Resolution 2010-10-19, Appointment of Liaison. Schiebel seconded. Motion carried unanimously.*
 - e. *Flatt motioned adopting Resolution 2010-10-20, Schedule of Costs of Collection. Schiebel seconded. Motion carried unanimously.*
 - f. *Flatt motioned authorizing Chairman Schiebel and Township Secretary/Treasurer Amendolea to sign the EIT Agreement. Schiebel seconded. Motion carried unanimously.*
 - g. *Flatt motioned authorizing Chairman Schiebel and Township Secretary/Treasurer Amendolea to sign the LST Agreement. Schiebel seconded. Motion carried unanimously.*
 - h. *Flatt motioned authorizing Chairman Schiebel to sign the notification letter to the State System of Higher Education. Schiebel seconded. Motion carried unanimously.*
 - i. *Flatt motioned authorizing Chairman Schiebel to sign the notification letter to the Bureau of Financial Management. Schiebel seconded. Motion carried unanimously.*
4. Release of Fire Relief Monies: Each year the Township receives funds from taxes paid by foreign fire insurance companies. The funds are to be distributed to the Volunteer Firefighters' Relief Associations of the fire companies providing fire protection to the municipality. *Erie motioned authorizing the distribution of the fire relief monies in the amount of \$47,117.48 to Unionville Volunteer Fire Company and \$11,779.37 to Oneida Valley Volunteer Fire Department. Frenchak seconded. Motion carried unanimously.*

5. Set Public Hearing and Authorize Ad for Mobile Home Park and Sign Ordinance Amendments: The Board is reviewing three (3) ordinances amending the Center Township Codification of Ordinances titled, as (1) “An ordinance amending Chapter 14, Subdivision and Land Development, of the Center Township Codification of Ordinances, Article XI, Mobile Home Parks, revising standards for additions, attachments, and accessory structures to mobile homes on lots within mobile home parks, adding and revising definitions, and adding language to clarify standards for mobile and modular housing”; (2) “An ordinance amending Chapter 20, Zoning, of the Center Township Codification of Ordinances, Article XIV, Conditional Uses, Section 14108, adding and revising definitions, revising standards for accessory structures on mobile home lots and attachments to mobile homes in mobile home parks, deleting certain provisions and inserting new language clarifying existing mobile home park standards”; and (3) “An ordinance amending Chapter 20, Zoning, of the Center Township Codification of Ordinances, revising standards and criteria for on-site business identification and advertising signage, providing for a variety of free-standing and wall-mounted sign options in “C” and “M” districts, adding and revising definitions and terms, and providing for collective identification signs on mixed-use development sites”. Ordinances were provided to the Butler County Planning Commission on October 6, 2010 for their review. ***Frenchak motioned to set a public hearing to obtain public comment and testimony on enacting ordinances for November 8, 2010 at 6:00 p.m. and to advertise in the Butler Eagle editions of October 24 and October 31, 2010. Flatt seconded. Motion carried unanimously.***
6. Authorize Ad for Chapter 7, Article V, Mobile Home Parks, Amendment: This amendment is for consistency with Chapter 14, Subdivision and Land Development Ordinance and Chapter 20, Zoning. Since this is a standalone ordinance, Butler County Planning and the Planning Commission are not required to review. ***Frenchak motioned authorizing advertising the intent to adopt ordinance on November 10, 2010 to be published in the Butler Eagle edition of October 31, 2010. Erie seconded. Motion carried unanimously.***
7. Butler County Hazard Mitigation Plan Resolution 2010-10-21: The 2010 Butler County Hazard Mitigation Plan was reviewed and approved by the Federal Emergency Management Agency. The Plan was adopted, by resolution, on Wednesday, September 22, 2010. The municipality is required to adopt the Plan and forward a copy to the Butler County Department of Emergency Services. ***Flatt motioned adopting 2010 Butler County Hazard Mitigation Plan Resolution 2010-10-21 and provide a copy to the Butler County Department of Emergency Services. Latuska seconded. Motion carried unanimously.***
8. Maintenance Facility Phone Service: Consolidated Communications will provide phone service at the new maintenance facility, 150 Henricks Road. Upon requesting the additional line, Township Secretary/Treasurer Amendolea learned the rates had changed. The new rates, two-year agreement, are \$240.00 per month plus \$.05 per minute for long distance calls and a onetime installation fee, \$45.00, for the new line. ***Erie motioned authorizing Chairman Schiebel to sign the two (2) year agreement with rates of \$240.00 per month plus \$.05 per minute for long distance calls and a onetime***

- installation fee, \$45.00, for the new line. Latuska seconded. Motion carried unanimously.*
9. Healthcare Webinar – 10/27 - \$25: PSATS is conducting a webinar October 27, 2010 to discuss the impact the health care reform has on municipalities. *Schiebel motioned authorizing Township Secretary/Treasurer to attend the Healthcare Webinar on October 27, 2010 with a \$25 fee. Flatt seconded. Motion carried unanimously.*
 10. Family Life Ministries Donation: *Schiebel motioned authorizing a donation of \$2,000 be made to Family Life Ministries in support of the food cupboard. Frenchak seconded. Motion carried unanimously.*

PUBLIC WORKS DIRECTOR:

1. 261 Henricks Road – “Hidden Driveway” Sign Request: The Board of Supervisors received a request from Mrs. Jean Gregg to have a “Hidden Driveway” sign placed in the vicinity of 261 Henricks Road. Public Works Director Lauer visited the sight. He recommends vegetation be removed from the south. Mr. Pete Jacoby, representing Mrs. Jean Gregg, stated the vegetation was removed today. *Flatt motioned authorizing Public Works Director Lauer to act on his recommendation and, if warranted, install a “Hidden Driveway” sign in the vicinity of 261 Henricks Road. Schiebel seconded. Motion carried unanimously.*
2. Release Matson Lumber Road Bond (Mahood Rd/Jamisonville Rd): Matson Lumber Company posted a road bond, number 1213343, in the amount of \$21,250, for Mahood Road and Jamisonville Road to perform logging operations on property at 305 Jamisonville Road (2F108 5) owned by Ms. Stella Maharg. *Schiebel motioned releasing Matson Lumber Company road bond, number 1213343, in the amount of \$21,520 for Mahood Road and Jamisonville Road. Flatt seconded. Motion carried unanimously.*
3. CDL Workshops – Clarion County – 10/20 - \$100: Public Works Director requests authorization to attend “CDL Supervisory Personnel” and “CMV/CDL Records Management” workshops in Clarion County to be held on October 20, 2010. The fee for each workshop is \$50. *Schiebel motioned authorizing Public Works Director to attend “CDL Supervisory Personnel” and “CMV/CDL Records Management” workshops in Clarion County on October 20, 2010 with a \$100 fee. Erie seconded. Motion carried unanimously.*
4. Flagger Training – Crawford County – 11/18 - \$50: Public Works Director Lauer requests authorization for the road crew employees and himself to attend “Flagger Training” in Penn Township to be held on November 15, 2010. The fee is \$50 per attendee. *Schiebel motioned authoring Public Works Director Lauer; Allison; Brewster; Moorhead; Smith; Winchester; and Young; and Supervisor Erie to attend “Flagger Training” in Crawford County on November 18, 2010 with a \$400 fee. Erie seconded. Motion carried unanimously.*

5. 2011 Truck Purchase: Public Works Director Lauer seeks approval to purchase a new truck to replace the 1996 International. The purchase price, \$150,000, includes the truck, bed, plow, salt spreader, and bermer. The Board requests the Township Secretary/Treasurer Amendolea to investigate the possibility of using Liquid Fuels and Capital Projects to purchase a new truck.

ENGINEER'S REPORT:

1. Blossom Ridge Phase II Letter of Credit 709: Blossom Ridge Phase II Letter of Credit 709 is due to expire October 17, 2010. Township Engineer Olsen stated the wearing course has not been placed on Crab Apple Drive. He suggests the Maintenance Bond be extended for another year. Mr. Beblo contacted the office stating he would notify Farmers & Merchant Bank of Western PA to prepare the extension.
2. Uhl Construction Change Order No. 3: This change order reduces the bid price \$1,160.80. The adjusted bid price is \$1,481,000.66. *Flatt motioned authorizing Chairman Schiebel to sign Uhl Construction Change Order No. 3 reducing the bid price by \$1,160.80. Latuska seconded. Motion carried unanimously.*
3. State Route 8/Benbrook Road Signal: The signal poles, which were ordered, are incorrect. New poles are being order. Ribbon cutting ceremony will be determined when poles are in place.

SOLICITOR'S REPORT:

1. 105 Morgan Lane Sewage: Township Solicitor attended the second Status Conference in the Center Township v. Ed Morgan case on October 7, 2010. Mr. Edward Morgan's engineer, Bill McGarvey, stated that the design and planning module was submitted and approved by the Department of Environmental Protection (DEP). Based on the DEP's web site, the design and planning module were received on September 2, 2010, which is still pending as of September 15, 2010.
2. Oliver Hearing: The hearing was rescheduled for November 3, 2010 at 10:00 a.m.
3. McCall Hearing: The hearing was rescheduled for November 10 at 8:00 a.m.

MISCELLANEOUS:

1. Frenchak states the Center Township Rams are in the playoffs again. He suggests that Public Works Director Lauer replace the current signs with new ones. The old signs will be given to the school and the football program.
2. The Unionville Volunteer Fire Company held a Community Day on October 9, 2010. The turnout was excellent.

ADJOURNMENT:

A motion was made by Erie to adjourn the Regular Meeting at 7:37 p.m. Latuska seconded. Motion carried unanimously.

Anthony A. Amendolea
Township Secretary/Treasurer

Thomas G. Schiebel
Chairman

Andrew Erie
Vice Chairman

Ronald E. Flatt
Supervisor

Kenneth J. Frenchak Jr
Supervisor

Edward G. Latuska
Supervisor