

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

July 13, 2011

6:30 p.m.

CALL TO ORDER: Chairman Thomas Schiebel called the Regular Meeting, of the Center Township Board of Supervisors, to order at 6:32 p.m. The meeting was held at the Center Township Municipal Building, 419 Sunset Drive, Butler, PA 16001.

ROLL CALL: In addition to Chairman Schiebel, present were 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.

PUBLIC TO BE HEARD (3 MINUTE LIMIT):

1. Ms. Anna Gullickson, 5258 Elliott Road: Ms. Gullickson discussed the declining property values in areas where fracking occurs. The loss creates a fiscal impact on municipalities. She asks the Board to consider adopting an ordinance banning Marcellus Shale exploration. Senate Bill 1100 limits the township's control. She was referred to voice her concerns at the state level. She provided handouts to the Board.

MINUTES:

1. Agenda Setting Minutes – June 6, 2011: *Latuska motioned approving the minutes of the Agenda Setting Meeting held on June 6, 2011. Frenchak seconded. Motion carried unanimously.*
2. Regular Minutes – June 8, 2011: *Frenchak motioned approving the minutes of the Regular Meeting held on June 8, 2011. Erie seconded. Motion carried unanimously.*

TREASURER'S REPORT:

1. June 2011: *Schiebel motioned approving the June 2011 Treasurer's Report. Frenchak seconded. Motion carried unanimously.*
2. Warrant List 11-06-23: *Schiebel motioned approving Warrant 11-06-23. Erie seconded. Motion carried unanimously.*
3. Warrant List 11-07-24: *Schiebel motioned approving Warrant List 11-07-24. Latuska*

seconded. Motion carried unanimously.

ZONING REPORT: July 2011: Construction costs were \$357,075.00 fees collected were \$2,819.07.

SUBDIVISION & LAND DEVELOPMENTS: None

OLD BUSINESS:

1. Comprehensive Plan: *Frenchak motioned accepting the proposed Center Township Comprehensive Plan submitted by the Planning Commission. Flatt seconded. Motion carried unanimously.*

Flatt motioned setting a public hearing to receive public comment and testimony on the Center Township Comprehensive Plan for 6:00 p.m. on September 12, 2011 and authorize Township Secretary/Treasurer Amendolea to submit copies to Butler County Planning Commission, Butler Area School District, and the surrounding municipalities. Schiebel seconded. Motion carried unanimously.

NEW BUSINESS:

1. Impact Fee Repeal Ordinance No. 2011-07-03: The Board of Supervisors recommended, at their meeting held on June 8, 2011, to the Planning Commission an ordinance to repeal the Transportation Capital Improvements Program and eliminating the impact fees. The "Intent to Adopt Ad" was published in the Butler Eagle edition for Tuesday, July 5, 2011. Flatt stated he felt this was a developer's tax on new and existing businesses. *Flatt motioned adopting Impact Fee Repeal Ordinance Resolution No. 2011-07-03 repealing the Transportation Capital Improvement Program and suspend collection of the impact fees retroactive to May 1, 2011. Frenchak seconded. Motion carried unanimously.*
2. Slippery Rock Creek Watershed Resolution No. 2011-07-11: The Township received a request from Stream Restoration Inc to adopt a resolution to place Slippery Rock Creek Watershed on the Pennsylvania Rivers Conservation Registry. *Flatt motioned adopting the Slippery Rock Creek Watershed Resolution No. 2011-07-11. Schiebel seconded. Motion carried unanimously.*

PUBLIC WORKS DIRECTOR:

1. Release Amerikohl Road Bond – Mahood Road (T-860): Mr. John Saugrich, Amerikohl Mining Inc, submitted a letter requesting the release of their road bond, #105447616, in the amount of \$18,750.00. *Schiebel motioned, based on Public Works Director Lauer's recommendation, tabling the release of Amerikohl's Road Bond in the amount of \$18,750.00 due to repairs that are needed. Latuska seconded. Motion carried unanimously.*
2. Authorize Ad for Aggregate: Authorize Ad for Aggregate: Public Works Director Lauer requests authorization to advertise for 1,000 tons of #3 limestone, 2,000 tons of #2A modified limestone, and 400 tons of #4 Rip Rap limestone. *Flatt motioned authorizing*

the advertisement for 1,000 tons of #3 Limestone, 2,000 tons of #2A modified limestone, and 400 tons of #4 Rip Rap limestone to appear in the Butler Eagle editions of July 25th and 29th, 2011. Frenchak seconded. Motion carried unanimously.

3. Authorize Ad for Line Painting: Public Works Director Lauer requests authorization to advertise for 300,000 to 500,000 linear feet. *Schiebel motioned authorizing the advertisement of 300,000 to 500,000 linear feet of line painting to appear in the Butler Eagle editions of July 25th and 29th, 2011. Flatt seconded. Motion carried unanimously.*
4. Old Garage Building Doors: Public Works Director Lauer states that the garage doors on the old maintenance building are rusting. One is completely unusable. He requests authorization to receive guidance and quotes on replacing the doors. *Frenchak motioned authorizing Public Works Director Lauer to receive direction and quotes to repair or replace the old garage building doors. Erie seconded. Motion carried unanimously.*
5. Request for Speed Bumps – Pine Drive (T-690): Mr. Daniel Bosko, 101 Pine Drive, submitted a petition, signed by the residents on Pine Drive, requesting speed bumps. Public Works Director Lauer recommends placing one (1) traffic-calming device on Pine Drive (T-690). *Frenchak motioned authorizing the purchase and installation of one (1) traffic-calming device on Pine Drive (T-690), based on Public Works Director Lauer's recommendation. Erie seconded. Motion carried unanimously.*
6. Salt Purchase: Public Works Director Lauer states there is approximately 1,000 tons of salt available in the salt storage building. Since the Township is obligated under the State Contract to purchase 1,800 tons, he will begin ordering.
7. Sunset/Holyoke Road Stop Signs: Public Works Director Lauer will remove the flashing signals from the warning and stop signs at the northbound location on Sunset Drive due to sufficient sight distance. Southbound flashing signals will remain due to lack of sight distance. He will replace the batteries.
8. 2011 Paving Program: Rider Church and Mack Roads have new drains installed and ready for paving. Gallagher Road may not be paved due to drains and additional grading to be ~~completed~~ completed (corrected August 10, 2011). Fishers Paving will begin patching Elliott Road to prep for seal coating.

ENGINEER'S REPORT:

1. Butler Veterinary Associates Retention Pond: Vice Chairman Erie and Supervisor Flatt met with Township Engineer Olsen, Dr. Ronald Cypher, and Dr. Keith Harvey on June 17, 2011. The individuals discussed a possible solution to correct the Butler Veterinary Associates retention pond from discharging onto Dr. Cypher's property. The Township will restrict the discharge pipe from the retention pond to reduce the flow of water. In addition, the Township will initially re-grade lower parking lot and install a six inch (6") curb to control the water discharge from Trostle's Auto Sales. If that does not resolve the situation, a catchbasin may be installed. Dr. Harvey requests a hold harmless agreement. *Schiebel motioned authorizing Township Solicitor Gallagher to prepare a Hold*

Harmless Agreement for Dr. Keith Harvey, Dr. Ronald Cypher, and the Township signatures. Flatt seconded. Motion carried unanimously.

2. Weight Limits: Township Engineer Olsen has not located the previous weight limit study. Township Secretary/Treasurer will research office files for the study.
3. Dollar General Store: Frenchak reported that Mr. Dan Jicha, Atwell LLC, presented a pre-application at the Planning Commission meeting held on June 22, 2011 requesting preliminary and final approval. Mr. Jicha will present a plan for preliminary approval at the next Planning Commission meeting on July 27, 2011.
4. Mercer/N Duffy Roads: Mr. Robert Brandon, 499 N Duffy Road, submitted a letter to the Township requesting corrective reclamation and repair at the corner of North Duffy Road (T-509) and Mercer Road (T-494). Vehicles turning from Mercer Road are cutting through his property. ***Schiebel motioned authorizing Township Engineer Olsen to research the intersection to determine location of correct right-of-way and any other necessary information to correct the situation. Latuska seconded. Motion carried unanimously.***

SOLICITOR'S REPORT:

1. Center Township vs. McCall: The Township demolished the house at 278 W. Brewster Rd from June 27th through June 29th, 2011. Township Solicitor Gallagher will present a Motion to Withdraw tomorrow morning, July 14, 2011.
2. Martsof vs. Center Township: Mr. Dennis Martsof, 296 W Brewster Rd, filed a civil complaint against the Township for damages received during a rain storm on June 28, 2010. Complaint was emailed to Intergovernmental Risk Management to defend.

MISCELLANEOUS:

1. Dog Officer Reports: Frenchak requests copies of the Dog Officer reports are provided to the Board.
2. Answering Machine for Building Code Official/Zoning Officer: Erie recommends installing an answering machine in the Building Code Official/Zoning Official's office. Of the three (3) lines currently in the building, Line One, (724) 282-1945, will be dedicated for his use. ***Erie motioned authorizing Township Secretary/Treasurer Amendolea to install either a digital answering machine or voice mail through Consolidated Communications. Schiebel seconded. Motion carried unanimously.***

ADJOURNMENT:

The meeting was adjourned to an executive session to discuss personnel issues at 7:47 p.m. The meeting reconvened at 8:33 p.m. with no action being taken

Frenchak motioned adjourning the Regular Meeting at 8:34 p.m. Flatt 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