

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



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

CENTER TOWNSHIP BOARD OF SUPERVISORS

Regular Meeting Minutes

May 8, 2013

6:30 p.m.

CALL TO ORDER:

Chairman Ronald Flatt called the Regular Meeting, of the Center Township Board of Supervisors, to order at 6:31 p.m. The meeting was held at the Center Township Municipal Building, 419 Sunset Drive, Butler PA 16001.

ROLL CALL:

In addition to Chairman Flatt, present were, Vice Chairman Kenneth Frenchak; Supervisors Andrew Erie and Philip Wulff; Township Solicitor Gallagher; Township Engineer Olsen; Public Works Director Mark Lauer; and Township Secretary/Treasurer Anthony Amendolea. Edward Latuska was absent.

PUBLIC TO BE HEARD (3 MINUTE LIMIT): None

MINUTES:

1. Agenda Setting Meeting – April 8, 2013: *Erie motioned approving the minutes of the Agenda Setting Meeting held on April 8, 2013. Frenchak seconded. Motion carried unanimously.*
2. Regular Meeting Minutes – April 10, 2013: *Frenchak motioned approving the minutes of the Regular Meeting held on April 10, 2013. Erie seconded. Motion carried unanimously.*

TREASURER’S REPORT

1. April 2013: *Flatt motioned approving the April 2013 Treasurer’s Report. Erie seconded. Motion carried unanimously.*
2. Warrant List 13-04-08: *Erie motioned approving Warrant 13-04-08. Wulff seconded. Motion carried unanimously.*
3. Warrant List 13-05-09: *Flatt motioned approving Warrant List 13-05-09. Erie seconded. Motion carried unanimously.*

ZONING REPORT: April 2013: Construction costs were \$220,112.00 fees collected were \$2,475.16.

SUBDIVISION & LAND DEVELOPMENTS: None

OLD BUSINESS:

1. Municipal Knox Boxes: This item was tabled at the April meeting due to lack of information. The Municipal Building, 419 Sunset Drive, and the Maintenance Facility, 150 Henricks Road, do not have a Knox box as required by Center Township Codified Ordinances Chapter 7, Article VI, Section 7-602A through C. Building Code Official/Zoning Officer Round recommends key boxes be installed. Guardian Protection suggested installing a model with an electrical connection. Wulff recommended purchasing Model 3262 with a tamper switch and purchase an optional multi-purpose electrical switch. The cost per box is \$316.00. *Wulff motioned, based on Guardian Protection's suggestion, authorizing the purchase of two (2) Knox boxes (Model 3262 with a tamper switch and purchase an optional multi-purpose electrical switch) to be installed on the Municipal Building, 419 Sunset Drive and the Maintenance Facility, 150 Henricks Road, at a cost of \$316.00 per box. Erie seconded. Motion carried unanimously.*

NEW BUSINESS:

1. Release Funds for Rescue Truck to Unionville Volunteer Fire Company: Mr. David Schmeider, President, Unionville Volunteer Fire Company, requests release of \$227,639.00 to pay for the cab and chassis of the new rescue truck. *Flatt motioned releasing \$227,639.00 from the Fire Protection Fund to Unionville Volunteer Fire Company for payment of the rescue truck cab and chassis. Erie seconded. Motion carried unanimously.*
2. Schedule Public Hearing for Giles Rezoning Request 2013-01: Mr. John Giles, 101 Timothy Lane, submitted a request to have property located at 1736 North Main Street Extension (Center Township Map 060-S4-B) consisting of 4.37 acres (m/l) from R-2, Multi-Family Residential District to C-1, Retail and Service Commercial District. *Erie motioned (1) scheduling a public hearing for Giles rezoning request 2013-01 for June 10, 2013 at 6:00 p.m. and (2) authorize placement of an ad in the Butler Eagle editions of Sunday, May 26, 2013 and Sunday, June 2, 2013. Frenchak seconded. Motion carried unanimously.*
3. Schedule Public Hearing for JWA Group Rezoning Request 2013-02: JWA Group, represented by Mr. Terry Astleford, submitted a request to have properties located at 1818 and 1820 North Main Street Extension (Center Township Maps 060-2F63-20EA and 060-2F63-20E) consisting of 2.87 acres (m/l) and 3.22 acres (m/l), respectively, from R-3, High Density Residential District to C-2, Highway Commercial District.. *Frenchak motioned (1) scheduling a public hearing for JWA Group rezoning request 2013-02 for June 10, 2013 at 6:15 p.m. and (2) authorize placement of an ad in the Butler Eagle editions of Sunday, May 26, 2013 and Sunday, June 2, 2013. Erie seconded. Motion carried unanimously.*

4. Act 44 Procedures Resolution No. 2013-05-11: The Commonwealth is auditing pension plans at this time. The townships that have been audited have a finding of not having Act 44 procedures in place. ***Erie motioned adopting the Act 44 Procedures Resolution No. 2013-05-11. Wulff seconded. Motion carried unanimously.***
5. Butler Transit Authority Resolution No. 2013-05-12: Butler Area Transit Authority provides bus service to and from the Clearview Mall. The matching funds, \$1,250.00 per quarter, are provided by the Clearview Mall. ***Flatt motioned adopting the Butler Transit Authority Resolution No. 2013-05-12. Erie seconded. Motion carried unanimously.***
6. Tax Collector's Annual Dues, \$23.35: The Tax Collector's annual dues are \$70.00. The dues are split between the County, School District and Township. The Township's share is \$23.35. ***Erie motioned authorizing payment of \$23.35 for the Tax Collector's Annual dues. Frenchak seconded. Motion carried unanimously.***
7. Convert Vehicle to Natural Gas: Supervisor Erie asked the Board to consider converting vehicles to natural gas. A grant is available for medium to light weight (14,000 pounds or less) vehicles. ***Erie motioned authorizing Chairman Flatt to further research the possibility of converting vehicles to natural gas. Frenchak seconded. Motion carried unanimously.***
8. Maintenance of Stormwater Retention Ponds: Chairman Flatt presented the possibility of the Township maintaining the stormwater retention ponds. ***Flatt motioned authorizing the Planning Commission to study the feasibility of the Township maintaining stormwater retention ponds and make recommendation to the Board of Supervisors. Erie seconded. Motion carried unanimously.***
9. Ghostriders II Auctions: Ghostriders II has been holding auctions and other events for a considerable time. According to Building Code Official/Zoning Officer Round, Ghostriders II has a permit authorizing "Bring Your Own Bottle Friday and Saturday evening social activities only." Township Solicitor stated auctioneers are not exempt from zoning ordinances. Auctions are not an accessory use for Ghostriders II. Consensus of the Board is to permit the auctions to continue. ***Flatt motioned referring to Building Code Official/Zoning Officer Round and the Planning Commission for review for a possible ordinance amendment. Frenchak seconded. Motion carried unanimously.***
10. Release Edward Morgan's Sewage Maintenance Escrow: Mr. Edward Morgan and Center Township entered into a sewage maintenance agreement dated May 20, 2010. Section 9 of the agreement requires all but ten percent (10%) of the original construction cost must be refunded after a two (2) year period. Township Secretary/Treasurer Amendolea recommends refunding \$2,703.64 with the remaining balance of \$300.00 be held by the Township for the life of the system. ***Erie motioned, based on Township Secretary/Treasurer Amendolea's recommendation, releasing \$2,703.64 to Mr. Edward Morgan and the remaining balance of \$300.00 is held by Center Township for the life of the system. Frenchak seconded. Motion carried unanimously.***

PUBLIC WORKS DIRECTOR:

1. Award Contract for 2013 Paving Project: Lauer proposes to mill Iroquois Drive (T-714), Mohawk Drive (T-725) and Shawnee Drive (T-881) then add approximately 719 tons of Superpave Binder Course (19.0mm) and 600 tons Superpave Wearing Course (9.5mm). He proposes to repair base on Sunset Drive from south of Mahood Road (T-460) to north of Henley Drive (T-998) then seal the repaired seams. The following bids were received:

COMPANY	BID BOND	PRICE PER TON In Place	TOTAL BID
East Coast Paving & Seal Coating Inc 208 3rd Street New Castle, PA 16102	Yes	Milling of Bituminous - \$1.19 Base Repairs - \$17.49 Superpave Binder Course (19mm) - \$60.60 Superpave Wearing Course (9.5mm) - \$68.40	\$154,982.18
Glenn O Hawbaker Inc 106 Hawbaker Industrial Blvd Grove City, PA 16127	Yes	Milling of Bituminous - \$3.25 Base Repairs - \$24.50 Superpave Binder Course (19mm) - \$81.70 Superpave Wearing Course (9.5mm) - \$94.90	\$223,446.30
Shields Asphalt Paving PO Box 672 Valencia, PA 16059	Yes	Milling of Bituminous - \$1.85 Base Repairs - \$22.79 Superpave Binder Course (19mm) - \$76.03 Superpave Wearing Course (9.5mm) - \$76.03	\$193,623.19
Wiest Asphalt Products & Paving Inc 310 Mitchell Hill Rd Butler, PA 16001	Yes	Milling of Bituminous - \$2.00 Base Repairs - \$15.60 Superpave Binder Course (19mm) - \$67.37 Superpave Wearing Course (9.5mm) - \$67.37	\$157,068.83

Flatt motioned disqualifying East Coast Paving & Seal Coating, Inc's bid because they failed to meet the stipulation "Contractor required to review proposed project with the Municipality's representative prior to bidding". Frenchak seconded. Motion carried unanimously.

Frenchak motioned, based on the previous motion, awarding the 2013 Paving Contract to Wiest Asphalt Products and Paving, Inc, in the amount of \$157,068.83. Erie seconded. Motion carried unanimously.

2. Award Contract for 2013 Seal Coat Project: Lauer proposes to single coat Byers Road, Hermitage Road and Jamisonville Road. This may release the funds to correct Mr. Lytle's concerns as stated at the meeting held on April 10, 2013. The following bids were received:

COMPANY	BID BOND	PRICE PER TON In Place	TOTAL BID
Glenn O Hawbaker Inc 106 Hawbaker Industrial Blvd Grove City, PA 16127	Yes	Single Bituminous Seal Coat (SRL G) - \$1.574	\$38,512.63
Russell Standard Corporation PO Box 802 Mars, PA 16046	Yes	Single Bituminous Seal Coat (SRL G) - \$1.213	\$29,679.68
Suit-Kote Corporation 10965 McHenry St Meadville, PA 16335	Yes	Single Bituminous Seal Coat (SRL G) - \$1.343	\$32,860.00

Erie motioned, based on Public Works Director Lauer's recommendation, awarding the 2013 Seal Coat Contract to Russell Standard Corporation, in the amount of \$29,679.68. Wulff seconded. Motion carried unanimously.

3. Authorize Ad for Aggregate: Public Works Director Lauer requests authorization to advertise for (1) 1,000 tons of #3 limestone, (2) 2,000 tons of #2A Modified limestone, (3) 250 tons of #4 Rip Rap limestone, and (4) 250 tons of Gabion Basket Stone. ***Flatt motioned, based on Public Works Director Lauer's recommendation, authorizing placement of an ad in the Butler Eagle editions of Sunday, May 26, 2013 and Thursday, May 30, 2013 for (1) 1,000 tons of #3 limestone, (2) 2,000 tons of #2A Modified limestone, (3) 250 tons of #4 Rip Rap, and (4) 250 tons of Gabion Basket Stone. Erie seconded. Motion carried unanimously.***
4. Release Springfield Hardwood Products Road Bond (Mahood Road T-860): Springfield Hardwood Products has completed logging operations in Clay Township and requests release of their road bond in the amount of \$21,250.00 for Mahood Road (T-860). ***Flatt motioned, based on Public Works Director Lauer's recommendation, releasing Springfield Hardwood Products road bond in the amount of \$21,250.00 for Mahood Road (T-860). Erie seconded. Motion carried unanimously.***
5. Chain Saw Safety, June 5, 2013, Grove City, \$0: Public Works Director Lauer requests permission to send the road crew employees to the Chain Saw safety course on June 5, 2013 in Grove City at no cost to the Township. ***Flatt motioned authorizing Brewster, Lauer, Moorhead, Smith, Winchester and Young to attend the Chain Saw Safety Course on June 5, 2013 in Grove City at not cost to the Township. Erie seconded. Motion carried unanimously.***
6. 2012 -2013 Salt Contract: The Township was notified the required purchase of a minimum of 1,800 tons of salt for the 2012 – 2013 Salt Contract has not been met. The purchase must take place prior to July 31, 2013 or a storage fee of \$10.00 will be charged until December 31, 2013. Public Works Director Lauer requests authorization to purchase 2,000 tons. ***Frenchak motioned authorizing Public Works Director Lauer to purchase 2,000 tons to meet the minimum purchase requirement for the 2012 – 2013 Salt Contract. Wulff seconded. Motion carried unanimously.***
7. Bronder Technical Service Maintenance Agreement: Bronder Technical Service

- submitted a Maintenance Agreement for the traffic signals and school flashers. Contract is effective for eight (8) months from date of approval. ***Flatt motioned accepting the Bronder Technical Service Maintenance Agreement. Erie seconded. Motion carried unanimously.***
8. Signal Repair SR 308/Sunset Drive/Henricks Road: Bronder Technical Service submitted a quote to repair a signal head at SR 308/Sunset Drive/Henricks Road in the amount of \$758.19. ***Flatt motioned authorizing (1) repair of the SR 308/Sunset Drive/Henricks Road signal and (2) submit a report to the Pennsylvania State Police and our insurance carrier. Erie seconded. Motion carried unanimously.***
 9. 1990 570B John Deere Grader: Public Works Director Lauer had the opportunity to bid on a 1990 570B John Deere grader through PennDot's Municipality sale. Due to the cut off was prior to the meeting, the Board authorized Lauer, at the Agenda Setting Meeting held on Monday, May 6, 2013, to place a minimum bid of \$15,000.00 up to a maximum of \$25,000.00. Public Works Director bid the maximum of \$25,000.00 but it was not the high bid.
 10. Rider Church Road (T-569): Shell Exploration agreed to provide a 19mm Superpave Binder Course with "Good" Skid Resistance Level (SRL-G). The Township will place a bituminous seal coat or chip seal next year. ***Erie motioned to approve the agreement between Public Works Director Lauer and Shell Exploration for the repairs to Rider Church Road (T-569). Flatt seconded. Motion carried unanimously.***
 11. Pennsylvania Clean Up Day: The Pennsylvania Clean UP Day was held on April 20, 2013. The Township took 13,780 pounds of trash to the Northwest Landfill. In addition, 1,980 pounds of scrap metal was taken to Bob's Auto Salvage which resulted in \$236.45 being returned to the Township.

ENGINEER'S REPORT:

1. Township Property (419 Sunset Drive): The property was conveyed from Ashland Oil Company with a 25 foot right-of-way at the northern end of the property to be used by McDonald's and the Township. ***Erie motioned authorizing Chairman Flatt with the assistance of Township Engineer Olsen to resolve issues of the property. Frenchak seconded. Motion carried unanimously.***
2. American Disability Act Requirements: PennDot is enforcing municipalities to meet American Disability Act requirements for sidewalks. If PennDot installs sidewalks along Township and PennDot roads, the township is responsible for maintaining and repairing the sidewalks.

SOLICITOR'S REPORT: None**MISCELLANEOUS:** None

ADJOURNMENT:

The meeting adjourned to executive session at 7:16 p.m. to discuss personnel issues. The meeting reconvened at 7:55 p.m. with no action taken.

Flatt motioned to adjourn at 7:55 p.m. Erie seconded. Motion carried unanimously.

_____ Anthony A. Amendolea Township Secretary/Treasurer	_____ Ronald E. Flatt Chairman
_____ Kenneth J. Frenchak, Jr Vice Chairman	_____ Andrew Erie Supervisor
_____ <i>Absent</i> Edward G. Latuska Supervisor	_____ Philip B. Wulff Supervisor