

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
November 13, 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 6:30 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, Edward Latuska and Philip Wulff; Township Solicitor Gallagher; Township Engineer Olsen; Public Works Director Lauer and Township Secretary/Treasurer Anthony Amendolea.

PUBLIC TO BE HEARD (3 MINUTE LIMIT): None

MINUTES:

1. 2014 Budget Meeting Minutes – October 7, 2013: *Frenchak motioned approving the minutes of the Agenda Setting Meeting held on October 9, 2013. Flatt seconded. Latuska abstained. Motion carried.*
2. Agenda Setting Meeting – September 9, 2013: *Frenchak motioned approving the minutes of the Agenda Setting Meeting held on October 9, 2013. Wulff seconded. Latuska abstained. Motion carried.*
3. Regular Meeting Minutes – September 11, 2013: *Frenchak motioned approving the minutes of the Regular Meeting held on October 11, 2013. Erie seconded. Latuska abstained. Motion carried.*

TREASURER'S REPORT

1. October 2013: *Flatt motioned approving the October 2013 Treasurer's Report. Erie seconded. Motion carried unanimously.*

2. Warrant List 13-10-20: *Frenchak motioned approving Warrant List 13-10-20. Erie seconded. Motion carried unanimously.*
3. Warrant List 13-11-21: *Erie motioned approving Warrant List 13-11-21. Flatt seconded. Motion carried unanimously.*
4. Authorize Ad for 2014 Proposed Budget: The Board of Supervisors reviewed the 2014 proposed budget at their workshop meetings held on October 7, 2013 and November 12, 2013. The 2014 budget reflects a balanced budget of \$1,707,550 in revenues and expenditures, with no tax increase. The Board will consider adopting the budget at their regular meeting scheduled for December 11, 2013 at 6:30 p.m. The budget will be available for public review at the Township office or the website. *Flatt motioned authorizing the advertisement of the 2014 Proposed Budget in the Butler Eagle edition on Wednesday, November 20, 2013. Erie seconded. Motion carried unanimously.*
5. Ratify Debt Payment: Township Secretary/Treasurer Amendolea paid, on November 1, 2013, an additional \$78,000.00 towards the principal and \$15,593.93 towards the interest for the maintenance facility loan. *Flatt motioned ratifying the payment of \$78,000.00 against the principal and \$15,593.93 against the interest. Erie seconded. Motion carried unanimously.*
6. CPA Appointment Resolution No. 2013-11-16: Mr. William D. Leicht, Leicht & Associates, submitted an engagement letter to perform the 2014 Audit in the amount of \$15,700. *Frenchak motioned authorizing Chairman Flatt to sign Leicht & Associates engagement letter. Erie seconded. Motion carried unanimously.*

Flatt motioned adopting CPA Appointment Resolution No. 2013-11-16 appointing William D. Leicht and Associations to perform the 2013 Audit. Latuska seconded. Motion carried unanimously.

ZONING REPORT: October 2013: Construction costs were \$121,200.00 fees collected were \$1,115.58.

SUBDIVISION & LAND DEVELOPMENTS:

1. Schweinsberg Lot Line Revision No. 2013-10-11, 111 Mahood Rd, Final, Expires 1/21/2014: Ms. Joyce Schweinsberg presented a plan to combine Center Township Map 060-S6-D5 (.85 acres m/l) being 111 Mahood Road and Center Township Map 060-S6-D5A (.12 acres m/l) being 101 Tuck Lane. Butler County Planning Commission, per letter dated October 29, 2013, had no comments. Township Engineer Olsen's comments are as follows (*Ms Cheryl Hughes, Land Surveyors, Inc, comments are italicized*):
 - a. Although the existing septic system is located partially off of the property, it is an existing condition and no new structures are being proposed as part of this submission. We therefore do not view this situation to be an item of concern for this Lot Line revision. (*No comment*)

- b. The mobile home should be labeled as an existing non-conforming use and an existing non-conforming structure due to its not being a permitted use in the industrial zone and its location not meeting building line restrictions. *(We have added non-conforming use to the mobile home)*

The Planning Commission recommended, contingent on (1) labeling existing mobile home as non-conforming structure and use and (2) receipt of Butler County Planning Commission review letter, final approval for the Schweinsberg Lot Line Revision No. 2013-10-11.

All of the contingencies were met.

Erie motioned granting final approval for the Schweinsberg Lot Line Revision No. 2013-10-11. Wulff seconded. Motion carried unanimously.

OLD BUSINESS: None

NEW BUSINESS:

1. Award Contract for Shed Removal – 122 Cornell Drive: The Township advertised for sealed bids to remove an unsafe structure (14.5' x 30' x 16' shed) located at 122 Cornell Drive (Center Township Map 060-S16-C10). The ad appeared in the Butler Eagle editions of Monday, October 28, 2013 and Friday, November 1, 2013. The following bids were received:

Company	General Liability	Workers Compensation	Bid Amount
Blain Excavating 256 Pinehurst Rd Butler, PA 16001-8417	No	No	\$2,250.00
Deitz Sandblasting & Contracting 1889 Brook Rd Clarion, PA 16214	Yes	No	\$2,827.20
H R Gray Excavating & Construction 162 Conroy Ln Slippery Rock, PA 16057	Yes	No	\$2,495.00
Smallwood Excavating LLC 142 Hollow Ln Butler, PA 16001-8460	No	No	\$2,500.00
Tome Enterprises 23 Cedar St Warren, PA 16365	Yes	No	\$2,400.00

Township Solicitor Gallagher advised the Board to only consider the bids that provided General Liability certificates.

Latuska motioned, based on Township Solicitor Gallagher's recommendation, awarding the contract to remove the shed at 122 Cornell Drive (Center Township Map 060-S16-C10) to Tome Enterprises for \$2,400.00. Erie seconded. Motion carried unanimously.

- 2. 112 Ifft Lane Enforcement Notice: Building Code Official/Zoning Officer Round requests a check, payable to the Butler County Sherriff, is issued in the amount of \$75.00 to serve an enforcement notice for condemnation of the property at 112 Ifft Lane (Center Township Map 060-S11-C8). ***Erie motioned authorizing a check payable to the Butler County Sheriff in the amount of \$75.00 to serve an enforcement notice for condemnation of the property at 112 Ifft Lane (Center Township Map (060-S11-C8). Latuska seconded. Motion carried unanimously.***

- 3. Employee Benefits: An employee has been on workers compensation since April 2013. Since he has not returned to work, he requests his vacation, sick and personal hours be carried forward to 2014.

- 4. Authorize Ad for Fire Hydrant Maintenance Ordinance: The Board is considering adopting an ordinance for property owners to maintain an unobstructed area around fire hydrants for emergency responders. ***Flatt motioned authorizing the placement of an ad in the Butler Eagle edition of Tuesday, December 3, 2013. Latuska seconded. Motion carried unanimously.***

- 5. Parking on Glenwood Way: Latuska has discussed the situation of landscaping vehicles being parked on Glenwood Way and blocking one lane of traffic. ***Flatt motioned authorizing Building Code Official/Zoning Officer Round to study and make a recommendation to the Board the feasibility of a “No Parking” ordinance. Latuska seconded.***

Frenchak ~~does not~~ thinks (as corrected 12/11/2013) (1) an ordinance is not enforceable, (2) a waste of Building Code Official/Zoning Officer Round’s time and (3) would have to regulate utility vehicles.

Latuska stated that these individuals have been doing this for the past couple of years. He feels Center Township would be liable if an accident happened.

Flatt polled the Board

Flatt	Yea
Frenchak	Nay
Erie	Yea
Latuska	Yea
Wulff	Yea

Motion carried 4 to 1.

6. 1518 North Main Street Extension Enforcement Notice: Building Code Official/Zoning Officer Round requests a check, payable to the Butler County Sherriff, is issued in the amount of \$75.00 to serve an enforcement notice for property maintenance at 1518 North Main Street Extension (Center Township Map 060-2F63-20EA). ***Latuska motioned authorizing a check payable to the Butler County Sheriff in the amount of \$75.00 to serve an enforcement notice for property maintenance at 1518 North Main Street Extension (Center Township Map (060-2F63-20EA). Erie seconded. Motion carried unanimously.***
7. Collective Bargaining Agreement: The Collective Bargaining Unit and the Board agreed to new “early bird” agreement due to clerical errors on the previous contract. The contract will be in effective from January 1, 2014 through December 31, 2016. The only change is a wage increase of three (3) percent in 2014, one (1) percent in 2015, and one (1) percent in 2016.

PUBLIC WORKS DIRECTOR:

1. Authorize Ad for Anti-Skid: Public Works Director Lauer requests authorization to advertise for 3,000 tons of anti-skid for 2014. ***Flatt motioned authorizing placement of an ad advertising for 3,000 tons of anti-skid in the Butler Eagle editions of Friday, November 22, 2013 and Wednesday, November 27, 2013. Latuska seconded. Motion carried unanimously.***

ENGINEER’S REPORT:

1. Township Property (419 Sunset Drive): Flatt reported that he met with the McDonalds concerning the property in the rear of 419 Sunset Drive. McDonald’s request assistance in reducing existing stormwater retention area. The retention basin was originally designed larger than required. One option would be to fill in the area with stone which would be costly. Another option would be to fill forty (40) percent with soil. Flatt will contact the McDonalds to discuss the options.
2. VA Hospital Expansion: Cambridge is proposing two (2) entries from North Duffy Road which would align with existing forty (40) foot easements on the Aubrey property. Modifications to the vertical crest curve will be required to improve the site distance of the north entry. A single entry would require signalization. Building Code Official/Zoning Officer Round is to contact Pennsylvania Water Company to request a hydrant flow test.

SOLICITOR’S REPORT:

1. South Benbrook Road Cemetery: An individual is interested in cleaning up the cemetery on South Benbrook Road. However, there is no right-of-way to the cemetery. A court order was issued requiring the Township to maintain the cemetery if a right-of-way is procured. Consensus of the Board is not to proceed in procuring a right-of-way.

MISCELLANEOUS: None

ADJOURNMENT:

The meeting adjourned to an executive session to discuss personnel and litigation issues at 7:29 p.m. The meeting reconvened at 7:55 p.m.

Erie motioned to adjourn at 7:56 p.m. Latuska seconded. Frenchak opposed. Motion carried 4 to 1.

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